

Village of Gates Mills
MINUTES OF A REGULAR MEETING OF COUNCIL
September 10, 2019

A regular meeting of the Council of the Village of Gates Mills, Ohio was held on Tuesday, September 10, 2019 at 6:00 p.m. in the Council Chambers at Village Hall.

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

Mayor Schneider requested a moment of silence to recognize former Mayor Connie White. Mayor White previously served two terms as Mayor of the Village.

Fire Chief Robinson introduced Jonathan Felice, Bob Bell and Larry Clement from the Willoughby-Cleveland Elks Lodge. They presented a \$500 check to be used for the purchase of carbon monoxide/smoke alarms for the Village's program. They also donated two boxes of opiate-resistant gloves for first responders.

The minutes of the August 13, 2019 Council meeting were presented by the Clerk. Councilmember Frankel noted that the word August should be September on page 2. It was moved by Councilmember Turner, seconded by Councilmember Sogg, that the August 13, 2019 minutes be approved.

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

Mayor Schneider noted she has seen many people using the park on weekends. She also reported the Chef's Unbridled event for the Therapeutic Riding Center was successful. In response to receiving a copy of a letter from a company called Nextdoor.com, the Mayor noted the company is located in California and tries to get people to sign up and then receive advertisements via email.

The Clerk did not have a report.

Councilmember AuWerter reported that the Master Plan Selection Committee would be meeting on September 19 to meet with three consulting firms to discuss issues and approaches related to the nuances of the Village in regard to forming a master plan. The purpose is to refine information so that proposals for the work can be tailored to the Village's needs.

Councilmember Turner advised that the Mayfield School Liaison Committee had met. Enrollment of students in the 44040 area has increased from 91 to 100. She also mentioned that the Community Club is hosting "An Evening in the Village" on October 19 to help raise funds to refresh the Community House. Entertainment will be provided by Steve Jochum and there will be silent auction items up for bid.

Councilmember Whitney, on behalf of the Architectural Board of Review, noted the trend set by the State of Ohio's Board of Building Standards has allowed non-registered architects to submit plans. This has resulted in very incomplete plans being submitted which

require more time to be spent by employees and the Architectural Board in reviewing the plans. This results in a burden to the resident wanting to have plans approved. The Village always required registered architects to submit plans, but with the State's restrictions the Village is no longer able to enforce its higher standard. Law Director Hunt will look into the standards to see if the Village can make any changes to the minimum standards. Councilmember Sogg added that sometimes a project may not need a registered architect. Councilmember Whitney stated the Village needs to convince the State of Ohio that with new homes this is a challenge. Building Official Biggert agreed and added the Village's unique custom-home attribute makes the process more challenging.

For the Planning and Zoning Commission, Councilmember Sogg distributed an article regarding AirBNBs. She stated the Village has one that sleeps 10 people that is advertised. She asked Council to read the article and to have the Law Director research the issue. The issue was referred to the Planning and Zoning Commission to review.

Police Chief Minichello had provided a written report in the Council packet. He noted that deer hunting opens at the end of September. This is the first year with the 5-acre minimum, as it was previously a 10-acre minimum. Councilmember Reynolds congratulated Officer Kimbrew for 20 years of service. Chief Minichello shared that Officer Kimbrew went to Swings-n-Things for a student's birthday party. No other school staff member was invited, only Officer Kimbrew! He will also be attending DARE training.

Service Director Biggert asked for any questions relating to his written report. The Cedar Road project is in its final phases. They are working on some drainage issues and have not set a completion date yet.

Fire Chief Robinson provided a written report in the Council packets. Councilmember AuWerter noted that there were photos of employees in the Pink Sheet last year and it would be a good idea to do it again this year.

Ordinance No. 2019-28 "An Ordinance Amending Sections 1157.03 and 1157.031, 'Accessory Uses in U1 Single-Family House District', Both 'New Standards' and 'Old Standards,' of the Codified Ordinances of the Village of Gates Mills to Permit the Use of Pool Safety Covers to Prevent Uncontrolled Swimming Pool Access by Children" was put on third reading by Councilmember Sogg. There will be a public hearing regarding the Ordinance at the October 15, 2019 Council meeting.

Resolution No. 2019-29 "A Resolution Accepting the Rates as Determined by the Budget Commission and Authorizing the Necessary Tax Levies and Certifying them to the County Auditor" was introduced by Councilmember Whitney.

Councilmember Whitney moved that the rules requiring ordinances to be read on three different days be suspended and that Resolution No. 2019-29 be placed upon its final passage. Councilmember Welsh seconded the motion to suspend the rules.

Roll call: Ayes: AuWerter, Frankel, Reynolds, Sogg, Turner, Welsh, Whitney.
Nays: None.

Motion carried.

It was moved by Councilmember Whitney, seconded by Councilmember Welsh, that Resolution No. 2019-29 be approved.

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

Ordinance No. 2019-30 "An Ordinance to Amend the Annual Appropriation Ordinance No. 2019-2 to Increase Certain Appropriations and Other Expenditures of the Village of Gates Mills, Ohio for the Fiscal Year Ending December 31, 2019" was introduced by Councilmember Whitney.

Councilmember Whitney moved that the rules requiring ordinances to be read on three different days be suspended and that Ordinance No. 2019-30 be placed upon its final passage. Councilmember Frankel seconded the motion to suspend the rules.

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

It was moved by Councilmember Whitney, seconded by Councilmember Reynolds, that Ordinance No. 2019-30 be approved.

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

Resolution No. 2019-31 "A Resolution Authorizing and Directing the Transfer of Certain Sums from the General Fund to the Capital Improvement Fund" was introduced by Councilmember Whitney.

Councilmember Whitney moved that the rules requiring ordinances to be read on three different days be suspended and that Resolution No. 2019-31 be placed upon its final passage. Councilmember Sogg seconded the motion to suspend the rules.

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

It was moved by Councilmember Whitney, seconded by Councilmember Welsh, that Resolution No. 2019-31 be approved.

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

Resolution No. 2019-32 "A Resolution Supporting an Application for Funding Under the Clean Ohio Fund Green Space Conservation Program Available through the Ohio Public Works Commission on Behalf of The Gates Mills Land Conservancy for the Protection of High-Quality Forest, Ravines and Streams on Sherman Road, and Declaring an Emergency" was introduced by Councilmember Turner. Councilmember Turner noted the Gates Mills Land Conservancy has a \$2.42 million project involving the Clark property on Sherman Road, the Austin Woods property and the Akakumoff property with conservation easements. The Clean Ohio Grant would cover \$400,000 of the project. The grant requires support from the governmental entity and the application for the grant is due October 11.

Councilmember Turner moved that the rules requiring ordinances to be read on three different days be suspended and that Resolution No. 2019-32 be placed upon its final passage. Councilmember Welsh seconded the motion to suspend the rules.

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

It was moved by Councilmember Turner, seconded by Councilmember Welsh, that Resolution No. 2019-32 be approved.

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

There was no business from the audience.

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

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

Respectfully submitted,



Beth DeCapite, Clerk

Approved:



Karen E. Schneider, Mayor