

Village of Gates Mills
MINUTES OF A REGULAR MEETING OF COUNCIL
July 13, 2010

A regular meeting of the Council of the Village of Gates Mills, Ohio was held on Tuesday, July 13, 2010 at 6:30 P.M.

Councilmembers present: Barnes, Bletcher, Reynolds, Riley, Schneider, Welsh.

Councilmembers absent: Nemastil.

Mayor White presided.

It was moved by Councilmember Riley, seconded by Councilmember Reynolds, that Councilmember Nemastil be excused from the meeting.

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

The minutes of the meeting of June 8, 2010 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, Riley, Schneider.
Nays: None.
Abstain: Welsh.
Motion carried.

Pay Ordinance #1119 in the amount of \$479,324.65 was presented by the Clerk. Councilmember Bletcher questioned two invoices from C.W. Courtney. Councilmembers Riley and Schneider requested the Village Engineer, Chris Courtney, give them a copy of the reports that resulted in the two bills. Engineer Courtney said he would issue a credit if it was determined the bills were inappropriate. It was moved by Councilmember Riley, seconded by Councilmember Barnes, that Pay Ordinance #1119 be approved.

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

The financial statement for the period ending June 30, 2010 was presented by the Clerk. Councilmember Barnes, Finance Chairman, pointed out various income and expense items.

Chief Szeredy presented a written report for the Police Department for the preceding period.

Service Director Biggert presented a written report for his department for the preceding period. He reported that Specialized Construction will begin road repair tomorrow. Engineer Courtney said ODOT awarded the contract for repairing the slopes on Chagrin River Road. Each of the

slopes, one at Old Mill and the other at the nursery, will take about 30 days. The schools will be contacted. Mayor White thanked Service Director Biggert for repairing the pot hole at Chagrin River and Sherman Roads. Councilmember Reynolds Schneider commended the service department for the landscaping in front of the Town Hall and for the work they did on Robinwood Road. Councilmember Reynolds asked if the time between the red light on Mayfield Road and the green light on Chagrin River Road could be extended.

Chief Robinson presented a written report for the Fire Department for the preceding period. He stated that the gas spill absorbent booms are still in place downstream from the well on Dorchester Road. The EPA has given notice to the well driller to clean up the gas spill or be fined.

Resolution #2010-24 entitled "A Resolution Authorizing The Village Engineer To Administer The Ohio Environmental Protection Agency Stormwater Retrofit Demonstration Project," was introduced by Councilmember Barnes and read by the Clerk. Councilmember Bletcher asked what the ongoing costs will be for the project. Engineer Courtney said the area would require weeding and plant maintenance, including occasional reapplication of mulch and aggregate. This would replace the cutting and other landscaping currently done. The life span is about 20 years. When asked if the Village would be legally required to maintain the area in perpetuity, Engineer Courtney said "no". The project will help with the Stormwater report and will be educational. 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 Resolution #2010-24 be placed upon its final passage.

Roll call: Ayes: Barnes, Reynolds, Riley, Schneider, Welsh.
Nays: Bletcher.
Motion carried.

Councilmember Reynolds stated that the cost would be justified by keeping run-off from going into the river. Councilmember Schneider feels that being pro-active will make an example for other residents. It was then moved by Councilmember Reynolds, seconded by Councilmember Welsh, that Resolution #2010-24 be approved.

Roll call: Ayes: Barnes, Reynolds, Riley, Schneider, Welsh.
Nays: Bletcher.
Motion carried.

Resolution #2010-25 entitled "A Resolution Authorizing The Mayor To Sign A Grant Agreement With The Ohio Environmental Protection Agency For A Storm Water Retrofit Demonstration Project," was introduced by Councilmember Barnes and read by the Clerk. It was moved by Councilmember Barnes, seconded by Councilmember Reynolds, that the rules requiring ordinances to be read on three different days be suspended and that Resolution #2010-25 be placed upon its final passage.

Roll call: Ayes: Barnes, Reynolds, Riley, Schneider, Welsh.
Nays: Bletcher.
Motion carried.

It was then moved by Councilmember Barnes, seconded by Councilmember Reynolds, that Resolution #2010-25 be approved.

Roll call: Ayes: Barnes, Reynolds, Riley, Schneider, Welsh.
Nays: Bletcher.
Motion carried.

Resolution #2010-26 entitled “An Ordinance For Flood Damage Reduction,” was introduced by Councilmember Barnes and given its first reading by the Clerk. Per Service Director Biggert FEMA is revising the flood plain maps for all communities. This ordinance is needed so the Village can continue to participate in the National Flood program.

Resolution #2010-23 entitled “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 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 Resolution #2010-23 be placed upon its final passage.

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

It was then moved by Councilmember Barnes, seconded by Councilmember Schneider, that Resolution #2010-23 be approved.

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

Business from the audience:

Katherine Malmquist from the Gates Mills Library reported on the recent and future presentations at the Library. Jungle Terry will be at the library next week.

MaryAnn Kish asked if the cost of garbage collection will be absorbed by the Village if the 3.5 mill levy passes. Councilmember Barnes explained that due to the decrease in revenue and the addition of the cost of EMS, the 2010 budget shows a deficit of about \$130,000. The renewal will not provide additional revenue.

At 7:40 p.m. it was moved by Councilmember Reynolds, seconded by Councilmember Schneider, that Council go to Executive Session to discuss personnel matters. Councilmember Bletcher questioned if the purpose was allowed by the Sunshine Law. Law Director Riehl said “A public body may adjourn into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official”.

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

Council returned from Executive Session at 7:43 p.m.

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

Respectfully submitted,

Beth DeCapite, Clerk

Approved:

Connie White, Mayor