

RECORD OF PROCEEDINGS
REGULAR COUNCIL MEETING MONDAY JUNE 9, 2008 – 7:30 P.M.
MAYOR MATTHEW E. BRETT PRESIDING

MEMBERS PRESENT: Binder, Dishong, Flaiz, Koons, Porter
MEMBER TARDY: Wolfe (arrived at 8:34 p.m.)
OFFICIALS PRESENT: Police Chief Wetzel, Building Commissioner Hocesvar, Street Commissioner Johnson, Solicitor Ondrey, Engineer Foley, Fiscal Auditor Lechman, Fiscal Officer Romanowski
GUESTS: Mariellen Miller, Marie Barr, Debbie Briggs, Christine Partain, R.E. Diedrich, Jack Briggs, Laurie White, George White, Wally Weber, Marilyn Weber, Debby Kastner, Akos Harmet, John Krissinger, Maple Hill; Sally Bell, Geauga Department on Aging; Frank Jacobson, Ann Jacobson, Patti Valencic, Bell Road; Bob Seredick, Ridgecrest Drive; Dick Baker, Waverly Lane; Kathryn McKendry, Alyssa McKendry, Jessica McKendry Bishop; Sue Reid, Chagrin Valley Times.

Mayor Brett called the Regular Council meeting to order and led the Pledge of Allegiance to the Flag. Fiscal Officer read the roll. Councilman Koons moved to waive reading and approve the minutes of the May 27, 2008 Regular Council meeting, seconded by Councilman Dishong. Roll call – Binder, Dishong, Flaiz, Koons, Porter aye. Motion carried.

VISITORS: Sally Bell from the Department on Aging stated that about 17 years ago South Russell Village was the first political subdivision to choose to help their senior citizens keep their property maintained and cleaned up. Ms. Bell stated that unfortunately, the Department on Aging is unable to help South Russell with the senior pickup in the fall because other political subdivisions have asked for help for their seniors and the Department on Aging only had half of their levy pass, so they were unable to expand to meet the increasing needs.

MAYOR'S REPORT: Mayor stated that there was a third event of an attempted luring which occurred in Chagrin Falls. Mayor Brick, Superintendent Thompson, Chief Broscious, Chief Wetzel, School Board President Pearce Leary and Mayor Brett got together to make sure the communities are doing the right things in these circumstances and keeping the lines of communication open. Coming out of that meeting, it was decided it would be wise for the school district and the local communities to put on a community safety meeting which was held on June 5th at the Performing Arts Center. Mayor stated that the South Russell Police Department also put on a Stranger Danger clinic for one of the subdivisions which was well received. Mayor asked the Police Department if that is something they could roll out to a little larger audience if other

subdivisions would have an interest in doing a similar Stranger Danger or Block Watch session.

Mayor stated he attended the Northeast Ohio Mayors and City Managers meeting where they passed a resolution supporting the immediate ratification of the Great Lakes Compact.

Mayor stated an issue discussed at the Chagrin Valley Intergovernmental Conference meeting he attended was that all the communities are now doing the shredding program and Mayor would encourage Council to do this again in the fall.

Mayor said there will be a Planning Commission meeting June 19th where one of the items on the agenda is to review the Hunting Valley Lighting ordinance to see if it is applicable for the Village.

Mayor said there will be a kick off session with the Human Resources Committee, the Fiscal Officer and Mayor to get ready to do the human resource audit.

FISCAL OFFICER'S REPORT: Fiscal Officer reported that the Tax Budget Hearing will be August 21, 2008 at 8:15 a.m. in Chardon at the County Auditor's office.

FISCAL AUDITOR'S REPORT: Fiscal Auditor referred to his monthly report and stated that all funds match with the Fiscal Officer. Fiscal Auditor stated that interest rates continue to decline.

Fiscal Auditor reported the Village received the quarterly installment from the cable company and it looks like the Village should come pretty close to budget. Fiscal Auditor said there was a nice deposit for income tax which is not surprising since the deadline for taxes was April 15th.

ENGINEER'S REPORT: Engineer reported that Chelsea Court was paved on Friday. Engineer stated there are a few items of punch list work to do but essentially the work is done. The contractor will need to return to do some additional restoration and we will need to do some minor berm restoration adjacent to the new paving. Engineer reminded Council they approved a change order at the last meeting in the amount of approximately \$47,400 and of that the additional work amounted to just over \$40,000.

In regards to the 2008 Road Program, Engineer stated bids were opened on Friday, May 30th. Engineer stated his estimate was \$213,000 and because of the volatility with oil, etc. the prices of asphalt paving has skyrocketed this year. The lowest bid was from Specialized Construction in the amount of \$221,535 for the base bid. Engineer stated that though the low bid exceeded the estimate, it does fall inside the 10% award parameter. If it is decided to reduce the scope of the project, the award must be in the full amount and then a change order would be prepared to reduce the project amount.

Mayor brought up the idea of going out for bid in February as some other municipalities have recently done and got good results.

Engineer said discussions with the County Engineer resulted in his recommendation to submit a project for this year's round 23. Engineer said no guarantee is given, but since the funding is a double program, it might be worthwhile to have a project in the hopper. Engineer referenced back to the storm study of a few years ago on E. Bell from Kensington Pond to Lakeview Lane, Engineer stated it would most likely have an estimate of approximately \$325,000 and if the Village pursues a project at the same level of Chelsea Court (75/25), the Village commitment would be about \$81,250 and could be dollars that would be needed in fiscal year 2009. It was decided that Engineer would move forward with the application as it doesn't commit the Village if they decide not to go ahead with the project.

BUILDING COMMISSIONER'S REPORT: Building Commissioner informed Council that his office e-mailed a copy of the tenant registration to the Mayor, Fiscal Officer and Building Committee.

Building Commissioner said he has received more grass cutting complaints in the last couple days than he had all last year. Street Commissioner said he got a contractor to cut the grass on one of the properties this morning, it was over 1½ feet high. Building Commissioner explained that the process of lawn maintenance; his department sends the owner a letter giving them five days to cut their grass. If they don't respond in that time, he gets bids for the lawn cutting. The Village initially pays the contractor for cutting the grass, but then the Village has the county put it on their tax bill. Building Commissioner said the Village has had 100% success rate on getting paid back.

POLICE CHIEF'S REPORT: Police Chief reviewed with Council various grants his department is researching and which they may be eligible for.

Police Chief informed Council that he went back to Valvedeer Electric which is the company who quoted the initial tornado siren system. Police Chief said they have now quoted a single siren system at a cost of \$25,250. Police Chief stated he did not have the paperwork in front of him but he believes the two-siren system was about \$45,000-\$46,000.

Police Chief said his department should be taking possession of the new cruiser the end of June.

STREET COMMISSIONER'S REPORT: Street Commissioner stated his department has been working on property enhancement, storm sewer work around the Village, and concentrating on wintertime sinkholes that have developed.

Street Commissioner presented a check to the Mayor from the Chagrin Valley Women's Club in the amount of \$150 for the Show Your Colors Program. Mayor stated that the Show Your Colors Program is in dire need of flags.

SOLICITOR'S REPORT: Solicitor distributed a revision to ordinance requesting the County Commissioners extend Sanitary Sewer Service to the Maple Hill Subdivision of South Russell Village that got introduced at the last meeting. Solicitor stated he did not change the text of the ordinance but he did put some introductory paragraphs in it to serve as a rationale for the decision if Council decides to adopt the ordinance.

COMMITTEE REPORTS: Binder had no report.

Dishong stated he is working on the Municipal Publications project.

Flaiz said there is a draft out to the Building Department Committee regarding the tenant registration letter and he will keep moving forward on that project.

Flaiz will be asking to go into Executive Session following the Council meeting to discuss personnel and compensation.

Koons distributed a Fiscal Year 2008 Planning and Budgeting timeline to Council as well as a Finance Committee Credit Card Info list and reviewed these with Council.

Regarding Human Resources, Koons stated that over the next 3-5 Fiscal Officer will be pursuing the certification of Certified Municipal Clerk as well as the certification of Municipal Finance Officer. Koons said at this time, Fiscal Officer will not be pursuing the title of Master Municipal Clerk as the institution is having some problems with this certification at this time.

Porter reviewed the 2008 Road Program numbers and the amount budgeted. After discussion, it was clarified that the budget included \$230,000 for the Road Program and \$20,000 for crack sealing – these were separated this year.

Porter informed Council that the Parks Committee met last week and walked the former Muggleton property with the Mayor and Stanley Stein and a naturalist from the Museum of Natural History. Porter stated the purpose of the meeting was to determine where the walking trails would be placed. Porter said Ted Kruse volunteered to mow the paths initially and the Service Department will maintain them. There was brief discussion about the paths being mowed versus wood chips, etc.

Porter made a motion to establish the dates of the Fall Festival as October 5, 2008 at 1:00 p.m. with a rain date of October 12, 2008 at 1:00 p.m., seconded by Koons. Roll call – Wolfe, Binder, Dishong, Flaiz, Koons, Porter – ayes, all. Motion carried.

Porter said the Parks Committee voted in favor of establishing telephone barriers along the perimeters of the former Muggleton parking lot. Mayor said he would leave the flexibility to either use the telephone pole option or a split rail fence. Mayor said either option gets the Village to that point but the Village should be careful of the aesthetics of it make sure it looks decent - but also for the Fall Festival, the Village has to have some access out into the grass area.

Porter made a motion for Mayor and Fiscal Officer to enter into an agreement for Lolly the Trolley with Trolley Tours of Cleveland in the amount of \$1,170 for the use of the trolley and an extra \$150 to reserve the option for the rain date for a total of \$1,320, seconded by Dishong. Roll call – Wolfe, Binder, Dishong, Flaiz, Koons, Porter – ayes, all. Motion carried.

ORDINANCES/RESOLUTIONS:

Porter introduced an ordinance to authorize the Mayor and Fiscal Officer to accept the bid and enter into a contract with Specialized Construction, Inc. with a base bid, not any of the alternates, for \$221,535.00 and declaring an emergency. Flaiz made a motion to waive further readings, seconded by Koons. Roll call – Binder, Dishong, Flaiz, Koons, Porter - ayes, all. Wolfe absent. Motion carried. Porter made a motion to adopt, seconded by Dishong. Roll call – Binder, Dishong, Flaiz, Koons, Porter - ayes, all. Wolfe absent. Ordinance 2008-25.

Flaiz made a motion to un-table the Ordinance amending section 4.02 of Chapter 4 “Residential Districts” of the South Russell Zoning Code by adding new paragraph 4.02 (j) “Conservation Development District” for the R-1-C and R-1-D zoning districts, seconded by Binder. Roll call – ayes, all. Motion carried. Binder made a motion to amend section 6b2 with who the conservation would be held by and he would like to include the option of the Village holding the easement or a third, seconded by Flaiz. Roll call – ayes, all. Motion carried. Binder wanted to clarify for the record section 5e as it was discussed at the public hearing at 6:30 p.m. The number of swimming pools, tennis courts, and similar accessory structures or uses shall be limited to not more than one (1) of each such structure or use for every six (6) dwelling units. Binder clarified that is only referring to units for the common area, not to private property. Flaiz made a motion to adopt the amended Ordinance amending section 4.02 of Chapter 4 “Residential Districts” of the South Russell Zoning Code by adding new paragraph 4.02 (j) “Conservation Development District” for the R-1-C and R-1-D zoning districts, seconded by Koons. Roll call – ayes, all. Motion carried. Ordinance 2008-26.

Mayor gave third reading on an ordinance authorizing the Mayor and Fiscal Officer of the Village of South Russell to contract for annual codification supplements with the Walter H. Drane Company. Flaiz made a motion to table, seconded by Binder. Roll call – ayes, all. Motion carried.

Mayor gave a second reading on Ordinance requesting County Commissioners extend sanitary sewer service to the Maple Hill subdivision of South Russell Village.

NEW/OTHER BUSINESS: Dishong, Flaiz, Porter had no report.

Wolfe wanted to put to rest the idea that the Chagrin Rec Center has Dr. Rood’s sign from last year’s Fall Festival – they have searched everything and they don’t have it.

Regarding his well testing, Binder commented that he heard from the company that his total chloroform was good but he doesn't have any of the other results yet.

Koons asked Council to get back to him on their opinions on a possible police levy.

Flaiz made a motion to go into Executive Session to discuss personnel and compensation, seconded by Dishong. Roll call – ayes, all. Motion carried.

Council reconvened at 9:52 p.m.

Flaiz made a motion authorizing the Mayor to fill the full-time vacancy in the Police Department, seconded by Dishong. Roll call – ayes, all. Motion carried.

Koons made a motion to approve the tax budget for operating expenses is \$2,712,608, revenue is \$2,793,376 , seconded by Binder. Roll call – Binder, Dishong, Flaiz, Koons, Porter, ayes. Wolfe abstained. Motion carried.

ADJOURNMENT: There being no further business to come before Council, Koons moved to adjourn, seconded by Dishong. Roll call – ayes, all. Motion carried.

Matthew E. Brett, Mayor

Danielle Romanowski, Fiscal Officer