



**REGULAR SESSION OF COUNCIL
MINUTES
AUGUST 2, 2016**

Council President Swan called the meeting to order at 6:30 pm. The Pledge of Allegiance followed.

ROLL CALL: Ellis, Healey, Hudak, Kahoe, Lanford, and Swan. ABSENT: Lyons
OTHERS PRESENT: Mayor Beshara, Police Chief Morgan, Fire Chief Mihalek, Service Director Baker, Parks and Recreation Director Jocek, Planning and Zoning Director Frantz, Finance Director Turk and Law Director Hanna. Absent: None.

APPROVAL OF MINUTES:

MOTION: TO APPROVE THE MINUTES FROM JULY 19, 2016 REGULAR AND PUBLIC HEARING MEETINGS AS CORRECTED.

Moved by Lanford seconded by Hudak. Upon roll call motion passed unanimously

COMMUNICATIONS AND PETITIONS: None.

MAYOR'S REPORT:

- Acknowledged the passing of Russ Pry, County official, by saying what a great job he did and how helpful he was to everyone who came in contact with him. She passed condolences to his family, friends and staff.

DEPARTMENT HEAD REPORTS:

Chief Morgan – Police

Report stood as submitted with the addition of the calls for July of 1135 Village and 237 Township.

Report

The calls for service for July will be reported at the meeting.

The dispatchers started using the EMD procedures on July 28, 2016. EMD will provide our residents an additional layer of service when they are faced with a medical emergency.

There were no major incidents during the week of the Republican National Convention. We were able to decrease the additional staffing that was scheduled in case of emergency several days earlier than anticipated.

The Sweet Corn Challenge and Kelly Miller Circus also presented no major problems this year.

Plans for the safety forces open house, including the bike rodeo, are being finalized in anticipation of Community Day weekend.

Chief Mihalek – Fire

Report stood as submitted with the addition of calls for July Village: EMS 52, Fire 19, and Township: EMS 29 Fire 8; Mutual Aid Given 10; Mutual Received 5; for a total of calls. 123

Report

The Republican National Convention has concluded without any need to activate our incident action plan. We were very proactive and prepared if the need arose to activate this plan. We did secure safety gear before the convention, and this gear will continue to be utilized for our active shooter response for our local schools. We did have some minor incidents in our neighboring communities where some members of the fire department responded who are on the hazardous materials team. These members were put on a JHAT team, which is a team composed of hazardous materials technicians, local law enforcement, and federal agents to mitigate any hazardous threat.

We would like to invite the community to our Safety Forces Day held at the Richfield Fire Department on Saturday,

August 13th. The Bath-Richfield Explorer's Post will hold their annual pancake breakfast this day. We will have our fire apparatus on display and University Hospitals will land their helicopter at 11am.

Director Baker – Service

Report stood submitted with the addition of reading her letter of resignation, with her last day being August 19, 2016. Director Baker indicated she would work on the transition during the next two weeks so that the Department would be able to continue at its high quality of performance.

Report

Legislation –

44-2016 Auction Items

Please see the attached updated list. I will respectfully be requesting that the resolution go for one more reading and be approved on August 16, 2016. We need one more week to finalize all items and ensure that all departments have prepared their lists and all items are accounted for.

Expenditure Request – none

Projects

3921 Brecksville Road

The building construction is moving forward, the entire new foundations needed for the Brick façade are all in and back filled. Floors have been cut to allow for the extension of floor drains and sanitary sewer. The bathroom floor, and fixtures have all been removed. The entire new decking has been placed on the roof. The rear door lintels have all been replaced and blocked back in. The front, is being readied for the lintel replacement and removal of the southernmost bay door to ready for the window.

Reminder of walk through on Monday August 1, 2016 at 6:30 p.m. will meet at 3921 Brecksville Road.

Sidewalk from 303 to Hawthorn Drive

Reviewed final plans with the engineer. Meeting with property owners along the construction zone to discuss the work to be performed and set up a meeting to discuss any issues and easements that may need to be granted.

Senior Walk Way

We will be meeting with Rob Morgan and contractors on Monday August 8, 2016 at 11:00 a.m. to discuss the senior walk way and solicit pricing for the work. The estimated cost for construction should be under \$25,000.00 and therefore will not need to be a formal bid project.

Turnpike mitigation – Columbia Road Signal upgrade and road repair.

Dave Neumeyer, Village Engineer, and I met with local YRC representatives to discuss the signal, the road alignment and the work to be performed. YRC was receptive to our plans and expressed their concerns for the project, traffic and their terminal. We feel confident that we will be able to design a plan that will work for the intersection and allow for continued good internal circulation on their property.

Recommendations/Considerations: none.

Mr. Hudak recited his background with Director Baker during past years since she was a child at her father's business and progressed through her work for the Village and expressed the fact that it was an honor and pleasure to work with her and indicated that her employees will miss her. Mrs. Lanford indicated that she was stunned and shocked but wished Director Baker good luck in her next position. Mayor Beshara echoed their comments and wished her well on her new venture. Mayor Beshara indicated that during discussions with her on the transition that there will be employee movements and possible hiring. These changes will be coming to Council soon.

Director Jocek – Recreation

Report stood as submitted with the reminder Community Days are coming and the parade is growing in size despite being moved to Sunday. President Swan asked about the possibility of a fund raiser for additional repairs at Eastwood barn. Director Jocek indicated that a fund raiser is set for September 10th as a dinner.

Report

We are on a downward roll on our programming as the summer comes to an end and school starts. We have had great weather and a great turn out to our programs.

The Eastwood Preserve "FALL FEST" will be held on Saturday, September 10th, 2016 from 11 am to 5 pm. This year's big attraction will be a Chicken Dinner that will be catered. The money from this dinner will go toward the repair of the Eastwood Barn. Please look for tickets as only presale will be available. There will be many other activities like vendors, hayride, crafts for kids and of course the "bees".

I am asking for a motion to serve beer at the Fall Fest on the Eastwood Property. We are in the process of changing over to thinking fall and winter (I don't want to use the Christmas word). But planning ahead is what we do. Look for many more activities to come. Please plan on attending the Community festivities. August 13 & 14.

Recommendations/Considerations:**Legislation:**

MOTION: TO ALLOW ALCOHOL BY SUSPENDING PARK RULES FOR THE FUND RAISER SEPTEMBER 10, 2016 AT EASTWOOD PRESERVE.

Moved by Lanford seconded by Kahoe. Upon roll call motion passed unanimously.

Director Frantz – Planning and Zoning

Report stood as submitted.

Report:

- 1) At their meeting held on July 26th, the Planning Commission took the following action:
 - a) cross-sections illustrating how to build a street, a sidewalk, a storm sewer line, etc. This is something I have been talking about implementing since arriving at the Village but had to wait until the new Subdivision Regulations were adopted. Since Council adopted the new Subdivision Regulations in January, our engineer has been coordinating with the Service Director to develop the Technical Standards Manual. Section 7.3 of the Subdivision Regulations reference Technical Standa approved a request for a grading permit for the property located at 3171 Rainbow Lane.;
 - b) recommended approval to Council for the adoption of a Technical Standards Manual and;
 - c) approved a request to make exterior modifications to the building located at 4663 West Streetsboro Road.

- 2) As noted above, the Planning Commission recommended approval of the Technical Standards Manual. The Technical Standards Manual is a document that contains all the Village's standards about how to construct various public improvements. For instance, the document contains rds Manual and require Planning Commission recommendation and Council adoption. The Technical Standards Manual is just that, technical requirements about how to construct public improvements. There really isn't any text (other than a table of contents), but rather just illustrations about how to build things. I am requesting Council adoption of the Manual at its August 16th meeting to make them official. A copy of the full manual will be emailed to members of Council within the week.

Recommendations/Considerations: None

Legislation: None

Director Turk – Finance

Report stood as submitted.

Report**Second Quarter Sewer Billings**

The second quarter sewer billings were mailed out on Wednesday, July 27th. Payments are due by Saturday, August 27th, but we will accept payment without penalty through Monday, August 29th, 2016.

Income Tax Collections

July's income tax revenue is up 31.1%, or \$199,219, compared to July 2015. One of our employers submitted revenue in excess of \$170,000 higher than their normal monthly amount. Year-to-date income tax revenue is up 9.3% over the same time period last year. A 2% increase was built into the budget. A separate memo will be sent out next week providing more detail.

Quarterly Federal and State Payroll Reports Filed

The required employer's quarterly Federal and State tax returns were prepared and submitted to the respective authorities.

Recommendations/Considerations: None

Legislation: Bill Hanna prepared an internet auction resolution that will be before Council for first reading on August 2nd. This will allow the Village to sell two police vehicles that are no longer needed as they were replaced this year with new vehicles. The resolution declaring the police vehicles surplus property no longer needed for public use will be submitted to Council on August 16th.

Law Director Hanna

No report.

REPORT OF COMMITTEES:**Mr. Kahoe** – Tree and Landscape Committee; Building & Grounds; Insurance

Mr. Kahoe indicated that the walk of the Broadview Road property that was scheduled for August 8th will need to wait until Mr. Lyons is available. No date was set during the meeting; Mr. Kahoe would work with Mr. Lyons and the Park Board to find a date.

Mr. Ellis- Safety Committee; Fire Dependency Board

No report.

Mr. Hudak- Finance, Cemetery Board

Mr. Hudak stated that the next Finance Committee Meeting of the Whole will be September 6 during the work session portion of the meeting.

Mr. Hudak mentioned that the parade for Community Days assembles at 11:30 am behind Town Hall. Mr. Hudak stated that he had tickets for steak fry, which funds scholarships.

President Swan- Planning & Zoning Commission; RJRD

President Swan attended the RJRD meeting last Monday where it was stated that there will be a naming process revealed during the next month or so and that they should be receiving master plan within the month.

Mr. Lyons – Township Liaison

Absent.

Mrs. Lanford – Human Services Commission

No report.

Mrs. Healey – Parks & Recreation Board Representative

Mrs. Healey asked when the next Parks and Recreation Meeting would be held. Director Jocek stated that it will be delayed until the property on Broadview Road is walked (see Mr. Kahoe's report above).

CAUCUS (Council's discussion of agenda items, including motions to modify agenda)

A Special Council meeting will be held on Tuesday, August 9, 2016 at 6:30 pm if legislation is ready and/or if an executive session is necessary. Mrs. Lanford expressed her frustration with the setting and cancelling of the special meeting that was planned last week and now there is another one being scheduled. Mr. Hanna indicated that sometimes the legislation takes time to be brought together and it turned out it was not ready last week in time. The agenda will be ready 24 hours in advance and only those items on the agenda can be discussed.

MOTION: TO ADD RESOLUTION 50-2016 AND ORDINANCE 51-2016 TO TONIGHTS AGENDA.

Moved by Hudak seconded by Healey. Upon roll call motion passed unanimously.

COMMENTS FROM THE FLOOR ON AGENDA ITEMS ONLY

Douglas Wenger, 3688 Seven Oaks Trail, questioned:

- What was the rationale for such a large increase for Council clerk – Mr. Kahoe indicated that more flexibility was desired in salary range and it was suggested by the clerk to correct a long standing shortfall before hiring a replacement. Council Clerk explained that the rate suggested was the result of reviewing area salaries and the area rate average of \$43,000 from the Ohio Municipal Clerks League for a full time position. The hours spent over a two-year period indicated that the position is about 1/3 full time and does not have benefits. Council then set the range.
- How is this rate planned to be communicated to the community as the agenda only shows the title of legislation – President Swan indicated that there are three readings and that is how it is communicated to the community. Mayor Beshara stated that the legislation is available in the office and anyone asking is given a copy and if anyone is interested they can come to the meetings as the legislation will be read three times. Council Clerk indicated that there is a hard copy of “in process legislation” and that with the new website “in process legislation” is going to be put up on the new website so that anyone can access it. Mr. Wenger did comment that he liked the new website especially the ability to sign up for email notification of agenda posting.
- Wanted legislation held for a month before starting readings so that the community would know what is being proposed, as newspaper coverage is monthly by the Richfield Times – President Swan indicated that his suggestion would be taken under advisement.

ORDINANCES AND RESOLUTIONS.

First Readings:

ORDINANCE 48-2016 Offered by All of Council

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF THE VILLAGE OF RICHFIELD, STATE OF OHIO, AND CONFORMING TRAFFIC AND GENERAL OFFENSES CODE PROVISIONS TO STATE LAW CHANGES AND DECLARING AN EMERGENCY.

Caucus Discussion: None.

ORDINANCE 49-2016 Offered by All of Council

AN ORDINANCE AMENDING ORDINANCE NO. 82-2015 ADOPTING A SCHEDULE OF POSITIONS, SALARY RATES AND WAGES AND OTHERWISE FIXING AND DETERMINING COMPENSATION FOR PERSONNEL OF THE VILLAGE OF RICHFIELD, AND OTHER ORDINANCES NOT CONSISTENT, TO INCREASE THE PAY RANGE FOR THE CLERK OF COUNCIL POSITION.

Caucus Discussion: None.

RESOLUTION 50-2016 Offered by All of Council

A RESOLUTION permitting the village of Richfield to use internet auctions to sell PERSONAL PROPERTY INCLUDING MOTOR VEHICLES AND OTHER PROPERTY REFERENCED IN CODE §721.15, WHICH IS NO LONGER NEEDED FOR PUBLIC USE, OR IS OBSOLETE, OR UNFIT FOR THE USE FOR WHICH IT WAS ACQUIRED.

Caucus Discussion: None.

ORDINANCE 51-2016 Offered by All of Council

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO A JOB RETENTION AND JOB CREATION INCOME TAX INCENTIVE GRANT AGREEMENT WITH OECONNECTION, LLC AND DECLARING AN EMERGENCY.

Caucus Discussion: None.

MOTION: TO SUSPEND 2ND READING OF ORDINANCE 51-2016.

Moved by Hudak seconded by Kahoe. ROLL CALL: Ellis, yea, Healey, yea; Hudak, yea; Kahoe, yea; Lanford, nay; Swan, yea. Motion failed.

DISCUSSION: None.

Second Readings:

None.

Third Readings:

RESOLUTION 33-2016 Offered by All of Council

A RESOLUTION AUTHORIZING THE EXPENDITURE OF PUBLIC FUNDS BY COUNCIL FOR THE PURCHASE OF FLOWERS, MEALS, OR SIMILAR ITEMS, AND/OR MONETARY CONTRIBUTIONS IN THE EVENT OF DEATH OR ILLNESS IMPACTING CURRENT OR FORMER VILLAGE EMPLOYEES, OFFICIALS, OR VOLUNTEERS.

Caucus Discussion: None.

ORDINANCE 43-2016 Offered Swan

AN ORDINANCE AMENDING SECTIONS 1124.03 AND 1126.03 OF THE VILLAGE OF RICHFIELD'S PLANNING AND ZONING CODE, TO CLARIFY THE NUMBER OF ACCESSORY STRUCTURES PERMITTED ON LOTS GREATER THAN TWO ACRES IN AREA

CAUCUS DISCUSSION: None.

ORDINANCE 44-2016 Offered by All of Council Public Hearing 8/16/16

AN ORDINANCE DECLARING CERTAIN PERSONAL PROPERTY OF THE VILLAGE SURPLUS PROPERTY NO LONGER NEEDED FOR PUBLIC USE AND AUTHORIZING THE VILLAGE TO SELL SAID PROPERTY BY AUCTION; AND DECLARING AN EMERGENCY.

CAUCUS DISCUSSION: None.

Inactive Items:

ORDINANCE 16-2016 Offered by All of Council

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH RICHFIELD FURNACE RUN ASSOCIATES, LLC AND WATER AND SEWER, LLC AND DECLARING AN EMERGENCY.

CAUCUS DISCUSSION: None.

ORDINANCE 17-2016 Offered by All of Council Referred to P&Z 3/15/16.

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1128 OF THE VILLAGE OF RICHFIELD'S PLANNING AND ZONING CODE, ENTITLED "RCD SINGLE FAMILY CONSERVATION DISTRICT," TO FACILITATE R-3 RESIDENTIAL CONSERVATION DEVELOPMENT.

CAUCUS DISCUSSION: None.

UNFINISHED BUSINESS:

Mayor Beshara mentioned that the new website is online thanks to Tim Baker and Dan Butera. There are still a couple of issues that are being worked on at this time, but there is the ability to sign up for any meeting notices. Mayor Beshara also mentioned that the newsletter was mailed today.

NEW BUSINESS: Mr. Hudak commented that at the RJRD meeting last Monday he made some comments to the Board as both personal and as a Council member. Someone in audience took the comments to mean that Parks and Recreation is not doing a good job and their duties will be taken over by RJRD. Mr. Hudak stated that for the record that was not what he said and is not his intent.

COMMENTS FROM THE FLOOR None.

WORK SESSION

Discussion Topics

1. No topics were defined, however, topics were proposed for the next work session:
 - Look at conceptual plans for the road behind Town Hall mainly for recreational purposes
 - Review quotes for sidewalks
 - Update status siren and Township additional siren
 - Review quotes on moving the Knopp House
 - Review volunteer waiver signing (forms and procedure)

Old Business – None.

New Business – Mr. Hudak remarked on the meeting that was held at the Service Department project as it appears to be going very well and is impressive. Director Baker asked that President Swan participate in the progress meeting. Director Baker indicated that a couple of more change orders will be coming.

MOTION: TO ADJOURN TO EXECUTIVE SESSION FOR THE PURPOSES OF: 1) DISCIPLING/DISMISSAL OF A PUBLIC EMPLOYEE; 2) PURCHASE OR SALE PUBLIC PROPERTY; 3) HIRING A PUBLIC EMPLOYEE, AND, 4) TO CONSIDER CONFIDENTIAL INFORMATION RELATED TO THE MARKETING PLANS, SPECIFIC BUSINESS STRATEGY, PRODUCTION TECHNIQUES, TRADE SECRETS OR PERSONAL FINANCIAL STATEMENTS OF AN APPLICANT FOR ECONOMIC DEVELOPMENT ASSISTANCE OR TO NEGOTIATIONS WITH OTHER POLITICAL SUBDIVISIONS IN RESPECT TO A REQUEST FOR ECONOMIC DEVELOPMENT ASSISTANCE DIRECTLY RELATED TO A REQUEST FOR ECONOMIC ASSISTANCE THAT IS TO BE PROVIDED OR ADMINISTERED UNDER ANY PROVISION OF CHAPTER 715, 5709.40 to 5709.43 OF THE OHIO REVISED CODE.

Moved by Hudak seconded by Kahoe. Upon roll call motion passed unanimously.

Council Adjourned to Executive Session at 7:26 pm and returned at 8:37 pm.

ADOURNMENT: President Swan adjourned the meeting at 8:37 pm.

Respectfully submitted,



Carolyn Sullivan
Council Clerk

Approved by,



Roger Davis Swan
President of Council

