



## **RICHFIELD VILLAGE COUNCIL REGULAR MEETING MINUTES**

**TUESDAY, APRIL 16, 2019  
6:30 p.m.**

**ROLL CALL:** Domanick, Healey, Hudak, Lanford (6:32), Lyons, Wheeler and Waszak.

*OTHERS PRESENT:* Mayor Beshara, Assistant Police Chief Swanson, Fire Chief McLean, Service Director Papp, Planning & Zoning Director Frantz (7:10), Parks and Recreation Director Jocke, Finance Director Turk and Law Director Hanna.

### **APPROVAL OF MINUTES**

**MOTION:** TO APPROVE THE MINUTES OF THE APRIL 2, 2019 REGULAR MEETING, AS CORRECTED.

Moved by Wheeler, seconded by Healey. Upon roll call, motion passed unanimously.

**COMMUNICATIONS AND PETITIONS:** None.

### **MAYOR'S REPORT**

Beshara thanked the Sons of AMVETS for donating to the Easter Egg Hunt. The Mayor's Fitness Challenge kicked off last week.

Former Cleveland Indians beat reporter Sheldon Ocker interviewed the mayor about the employee garden. Beshara asked for an executive session to discuss compensation of a public official.

### **DEPARTMENT HEAD REPORTS:**

**Assistant Chief Swanson – Police**

#### **Report:**

- The new 911 system was installed in the dispatch center and is now operational. Dispatch personnel received training prior to the installation, which was completed after several months of planning. The new system replaces the failing system that was purchased in 2007.
- We will conduct interviews for part-time police officer in the upcoming weeks.



- Several department members attended an 8-hour jail training; the annual jail inspection will occur in May. The mandated inspection is conducted by the Ohio Department of Corrections.
- The new police vehicles are supposed to be delivered at the end of this month.

#### **Chief McLean – Fire**

##### **Report:**

- Some fire department personnel attended an instructors' conference in Indianapolis.
- The department conducted CPR training at Snap-On in cooperation with University Hospitals.
- Department members drilled on the grass fire truck and received refreshers on Hazardous Material procedures.
- The crew did a great job battling a challenging structure fire on Treelawn Drive on April 13.
- Emails went out to those who attended the first strategic planning meeting. Responses to the emails are due on April 30.

#### **Director Jocke - Parks and Recreation**

##### **Report:**

- The ART Show had a great turnout two weeks ago.
- The Easter Egg Hunt on April 13 was the fastest ever, as more than 500 kids attended. Easter Egg Dyeing followed at a full Masonic Hall, with the help of Revere High School volunteers.
- The Project Pride Clean-up Day and Arbor Day tree giveaway are both scheduled for April 27.



### **Director Papp – Service**

Papp met with Jim Fry about the Knopp House to set a timeline with a backup plan. Hudak noted that the budget includes \$25,000 for the disposal of the house. Beshara said the goal is for the house to be removed before the Ohio Flags of Honor arrive in Richfield. Hanna said Council would need to pass legislation if the house is demolished. Waszak said removal of the house would have to comply with the guidelines of the Historic District.

### **Report:**

- 1) The 15" force main leak near pump station two near the intersection of Brecksville Road and Townsend Road was repaired on April 3 and 4. The leak was at the valve for our bypass pumping. It was repaired and the area restored. We continue to work on an overall evaluation of the line and potential solutions.
- 2) We are in the interviewing phase for a Maintenance Technician. This position is to fill the vacancy left by Ken Egnatuk's retirement.
- 3) We started advertising for summer help on April 1 and will close the application period on April 26. We will have three to four who provided summer help in prior years.
- 4) We have met with three companies/individuals that do monument repair for cemeteries and we are getting the work set up for this year.
- 5) We have confirmed with Summit County for crack sealing and partnering on the paving of Wheatley Road in 2019. We will also be doing some guardrail replacement through the County's program.
- 6) The Service Department went to training for Drug Safety and Insurance Information.
- 7) The Service Department was visited by PERRP (Public Employment Risk Reduction Program) Enforcement personnel on April 11. Supervisors and staff were interviewed for safety practices in trench safety, confined spaces, traffic zones, and tree trimming practices.
- 8) We are setting up an area at 3921 Brecksville Road (Annex Service Facility) for salt storage through the season. We have approximately 1200-1300 tons of salt.
- 9) Service Department continues to work through the capital budget project and procurement.
- 10) The Service Department is working on preparations for the Adopt-a-Spot program, marking exact locations, rules and planning.
- 11) The Service Department is winding down from snow season and beginning spring planning and preparations. We will be making a final round of leaf clean-up and spot brush clean-up. However, brush clean-up will not officially start until May 1. We are working on a schedule for the Village so that there will be a certain day or two of the month for a certain quadrant of the Village.
- 12) I met HOA president of Deer Creek to go over infrastructure concerns of the subdivision.
- 13) Mayor Beshara and I met and walked the closed portion of Everett Road with the AMATS Director to assess the road and bridge condition and funding potential.



## Director Frantz – Planning & Zoning

### Report:

- 1) At their April 9<sup>th</sup> meeting, the Planning Commission conducted an informational hearing for multiple zoning text amendments being proposed by the Planning Commission. Moreover, the Commission held a hearing for an applicant-requested zoning text amendment to permit electrified security fences in the Industrial Zoning District.
- 2) We conducted 23 property maintenance inspections and are in the process of sending violation letters. The violations include general yard maintenance, junk vehicles, building conditions, signage and construction without permits. We are planning to begin weekly enforcement as the weather stabilizes and will keep Council up to date regarding the process.
- 3) We met with the developer of the Everett Pointe subdivision and walked the road in anticipation of a request to accept the infrastructure for public dedication. As a reminder, Everett Pointe is a 23-unit development, and Pulte Homes is the builder of record. Pulte has received approval to begin construction of a model home.
- 4) We are experiencing an increase in zoning inquiries compared to this time last year. These inquiries include: zoning verifications; property violation history; use analysis; etc. Through March, we have processed 37 residential and non-residential zoning certificate requests. We will update Council periodically throughout the construction season.

## Director Turk – Finance

### Report:

#### *H.B. 62 - Ohio Passed a 10.5 Cent Increase in Gas Tax*

The State passed a two-year transportation budget that increased the gas tax by 10.5 cents per gallon to 38.5 cents and the diesel tax by 19 cents to 47 cents per gallon effective July 1<sup>st</sup> to fund state and local highway and street improvements. In 2018, the Village received \$173,391 from the gas tax. The new tax is expected to generate approximately an additional \$109,619 annually, or an additional \$54,800 in 2019, since the increase becomes effective July 1<sup>st</sup>. These funds will be used to repair and maintain existing roads and bridges.

Due to the increased gas tax, we are also expected to pay approximately \$6,400 more for fuel. Last year, we spent almost \$136,000 on fuel.



**Quarterly Federal & State Payroll Reports**

The quarterly Federal and State Payroll reports have been prepared and will be filed before the end of the month.

**Law Director Hanna:** Hanna said a court date is set for the end of July regarding the Yellow Creek Watershed Conservancy. NEORS is working with Richfield to prevent residents in that area from having to pay two fees.

**COMMITTEE REPORTS**

**Planning and Zoning Commission:** (See attached)

**Park Board:** The spring/summer newsletter is out. Members are here to discuss the community center in the work session.

**Tree and Landscape Commission:** Members will attend the Tree City USA event in Brecksville on May 8. Richfield will host the event next year. Adopt a Spot stewards are still needed.

**Cemetery Board:** Hudak said the board requested that the village move forward with the survey and underground radar assessment. Due to financial constraints, this could just begin in the West Richfield Cemetery.

**Public Works:** Tonight's work-session discussion of utility billing has been postponed. The mayor is waiting for more information from Cleveland.

**RJRD Meeting Reports by Mrs. Healey:**

**RJRD Special Meeting April 8, 2019**

Gannet Fleming Project Management report done by Bill Smith regarding the armoring of the lower lake dam. There will be a person to monitor the entire construction being paid \$70,000 to oversee the project.

The By Laws were reviewed. There was a Resolution to pay the person to oversee the project. It was approved as proposed.

The FOCH MOU discussion was updated.

**RJRD Governance Committee of the Whole**

**April 8, 2019**

The following topics were discussed regarding Planning;

1. The ANCA scholarship was received for \$2,500.
2. The trail map is half way done by Polly Wheeler.



3. The Mission Statement has been started with a goal to complete by year end. A committee is being formed.

Governance:

1. Four applications for Maintenance Tech have been received.
2. Art Gonzales is working on changes to the FOCH MOU.
3. There are new boating rules for the upper lake.
4. Jim Fry has a maintenance agreement to put a sheet metal roof on the Oviatt house to help stabilize it while working to get a By Way with it being a residence of John Brown.
5. Sandy Turk has applied to be removed from the Insurance policy. Per Pat Norris there are no losses subject to repayment.
6. Bill Hanna is working to streamline the Fiscal Policy Bylaws.
7. The discussion on the credit card policy has been deferred.

Fund Raising Support:

1. The Historic Tax Credit will be researched if the National Registry is approved.
2. The annual report from RJRD is needed to allow a report to the community.

### **RJRD Fund Raising Committee Meeting April 9, 2019**

The committee has approval for 15 advisors and has 9 so far (including the committee). FOCH is not yet an advisor. They will be doing their own fundraising.

Discussion on the Case Statement, and Vision Mission statements with Meg Slifcak working on the latter and Karen Kannenberg, CFRE, Principal Giving Director with the Cleveland Metro Parks and Don Laubacher will jointly work on the Vision Mission Statement.

There was a lengthy discussion on "donation sources" ( Public, Foundations, and Individuals). Developing a specific "Project List" with associated deadlines and people responsible for each. Also, a Richfield Heritage Preserve Master Plan Capital Projects list was handed out. No date was on the hand out.

Developing a donor data base to help moth ball some of the buildings. Per Corey, FOCH has a group to evaluate the buildings which includes Tim Oewat. This is the "Stabilization Task Force." The uses for the buildings come into play as a necessary part first. Governance is working on this part along with Park Operations and Fund Raising.

#### **CAUCUS**

**COMMENTS FROM FLOOR ON AGENDA ITEMS ONLY:** None.



## ORDINANCES AND RESOLUTIONS

### First Readings:

#### **RESOLUTION 25-2019**

Offered by All of Council

**A RESOLUTION AUTHORIZING A LUMP SUM PAYMENT TO THE VILLAGE FINANCE DIRECTOR**

#### **RESOLUTION 26-2019**

Offered by All of Council

**A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO EXECUTE AN ARRANGEMENT WITH THE CITY OF MACEDONIA FOR USE OF JAIL FACILITIES ON AN AS-NEEDED BASIS**

### Second Readings:

#### **ORDINANCE 24-2019** (as amended 4/12/2019)

Offered by All of Council

**AN ORDINANCE AMENDING CHAPTER 917 "USE OF PUBLIC WAYS FOR SMALL CELL WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES" OF THE CODIFIED ORDINANCE; AND DECLARING AN EMERGENCY**

**CAUCUS DISCUSSION:** Waszak said he is not thrilled, but this is the situation the village was handed by the federal and state governments. He said Hanna and Frantz made the best of a bad situation.

**MOTION:** TO SUSPEND THIRD READING OF ORDINANCE 24-2019.

Moved by Lanford, seconded by Waszak. Upon roll call, motion passed unanimously.

**MOTION:** TO ADOPT ORDINANCE 24-2019.

Moved by Lanford, seconded by Waszak. Upon roll call, motion passed unanimously.

### Third Readings:

#### **RESOLUTION 18-2019**

Offered by All of Council

**A RESOLUTION AUTHORIZING THE PURCHASE OF A SECURITY SYSTEM AND CONTROL PANELS FROM JOHNSON CONTROLS, WAIVING COMPETITIVE BIDDING, APPROPRIATING FUNDS THEREFOR, AND DECLARING AN EMERGENCY**

#### **ORDINANCE 44-2018** (as amended 7/17/2018)

Offered by Mr. Kahoe

**AN ORDINANCE AMENDING SECTION 131.01 OF THE ADMINISTRATIVE CODE PROVIDING FOR THE COMPENSATION OF THE MAYOR FOR THE TERM COMMENCING JANUARY 1, 2020**

**MOTION:** TO REACTIVATE ORDINANCES 16-2016, 17-2016 AND 65-2017 FROM THE INACTIVE AGENDA, WAIVING APPLICABLE DEADLINES.

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



## **UNFINISHED BUSINESS**

### **NEW BUSINESS**

### **COMMENTS FROM THE FLOOR**

Marty Kruszynski of Berkley Road spoke about issues such as a replacement for his street's sign, trash pickup and illegal parking by semi-trucks. Hudak said these items should be addressed with a phone call to the mayor or a department head. Beshara has directed the Service Department to clean up trash at various locations around town.

### **WORK SESSION**

#### **Community center**

Park board members Brian Stulak, Ellen Daniels, Jason Keppler and Carolyn Sullivan joined the discussion. Hudak said the last time the park board members were in attendance, the groups discussed the expenditure of \$25,000 for a feasibility study.

Stulak said the park board has talked with companies that have conducted hundreds of these feasibility studies, and it can be done for \$25,000. Healey asked about a survey. Stulak said that would be part of the scope of their work, even though some surveys have already been conducted.

Domanick said the study should determine the operational costs, square footage and phases of the project. Stulak said the companies understand creative financing structures. He said we can build the center, but the question is can we sustain it and offset expenses on an ongoing basis?

Stulak said the companies will tell us in their bids what would be included in the study. They will look at out financials and determine what we can afford.

Lanford said that if four Council members will vote against continuing towards a community center regardless of the study's results, then she does not want to conduct the study. Hudak said he is not convinced that the village should spend \$25,000 on the study.

Jocek said the center would need to attract members from outside Richfield Village. Daniels said there is no place in Richfield to walk, run and let your kids play when it is not a sunny day that is not muddy.

Jocek said that if the majority of Richfield residents want a community center, and it is affordable, then Council should agree with them.

Hudak said indoor walking tracks and basketball courts are very expensive. Healey said we need to be careful about membership and dues paid by residents vs. non-residents. Hudak said he is in favor of the center if it is feasible.

Healey said she would like an outline, and Sullivan responded that all of the major items will be in the study.





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Lyons said Council would need to see a request before making a decision. Stulak said the park board could get that to Council.

**MOTION:** TO ENTER EXECUTIVE SESSION TO DISCUSS COMPENSATION OF A PUBLIC OFFICIAL AND SALE OF PUBLIC PROPERTY.

Moved by Wheeler, seconded by Domanick. Upon roll call, motion passed unanimously.

Executive session lasted from 8:33 p.m. until Hudak adjourned the meeting at 9:34 p.m.

Respectfully Submitted:

Jeff Gorman  
Clerk of Council

~~Rick Hudak~~ Mike Wheeler  
Council President  
VICE



## **Village of Richfield Planning and Zoning Commission – April 09, 2019**

### **Council Report**

**Informational hearings were held on the following:**

#### **Ordinance 13 – 2019 – text amendments to zoning code**

A resident questioned whether any of the proposed amendments dealt with cars parking in the road right of way. The resident stated that there were cars parking in front of the former barber shop on West Streetsboro Road west of Broadview Road on the south side of the street. The parked cars frequently partially blocked the sidewalk and/or protruded into the street. Additionally, the parked cars impeded the view of motorists exiting from the beauty shop. In both cases this creates a hazard.

Mr. Frantz advised that there was nothing in the proposed amendments that dealt with this issue and the general offenses section of the codified ordinances would cover this situation. It was determined that this matter should be discussed further with the police chief, law director, and council.

It was noted that this property is no longer utilized as a commercial property and has been utilized as an apartment building.

The resident also referenced several properties that have fallen into disrepair and negatively impacting the area. It was stated that there is an exterior maintenance code and that Mr. Frantz would review the situation.

#### **Ordinance 09, 2019- An Ordinance permitting electric security fences in the industrial district**

The representative of Electric Guard Dog was present and answered questions from the commission. It was noted that the ordinance, if approved as submitted, would apply to all industrial properties in the village and not just the FedEx property south of Wheatley. Additionally, other electric security fence manufacturers – perhaps with varying standards - would be able to erect electric security fences.

It was explained that Electric Guard Dog utilizes multiple strands of electric fence powered by a battery system. The electric fence would exceed the height of the



chain link fence by 20" and bright yellow warning signs would be placed on the fence approximately 30' to 50' apart. The electric charge emitted would be equivalent to an electric livestock fence.

At the request of the Electric Guard Dog representative no action was taken.

