

**MINUTES OF A COUNCIL CAUCUS**  
**Monday, March 2, 2009 at 8:00 p.m.**  
**Mayfield Village Civic Hall**

The Council of Mayfield Village met in Caucus Session on Monday, March 2, 2009 at 8:00 p.m. Council President Bill Buckholtz presided.

ROLL CALL: Present: Mr. Buckholtz, Mrs. Cinco, Mr. Marquardt, Mrs. Mills,  
Dr. Parker and Mr. Marrie

Absent: Mr. Saponaro

Also Present: Mayor Rinker, Mr. Miller, Ms. Calta, Chief Dearden,  
Mr. Metzung, Mr. Cappello, Chief Mohr, Mr. Dinardo,  
Mr. Thomas, Mrs. Kalina and Mrs. Betsa

**IN COMMITTEE (STATUS)**

• **Healthcare Task Force Committee**

Mr. Miller reported that the committee met today. He thought it was necessary that we have a meeting before this comes to Council. The committee was satisfied that the coverage that we have for the next contract year is the same as we have this year. They approved the coverage for 2009 but they added a caveat. A question still remains. They do not feel that the 2006 contract affords them the same co-pay that they had prior to that. It's an open item. Mr. Miller did not feel that the healthcare committee is the place to discuss that since we are just looking at the healthcare itself. Mr. Miller recommended that they do proceed further, either to the Mayor or Law Director, with their question.

Mayor Rinker explained that last year there were three grievance issues raised by the police union regarding (1) the healthcare task force itself, its function or non-functioning aspect as they contended; (2) an issue about prescription pay; and (3) the co-pay breakdown. Two of those issues were pretty well resolved. The third one was not. Because things have been kept in limbo, Mayor Rinker's understanding is they will proceed with that third item as part of the grievance process so we are just going to try to make sure that we handle it in an appropriate fashion. Things got kind of left in limbo. There was a lot of discussion, mostly resolution. The consensus is that the Anthem proposal for this year is a very good one and should not be affected by that other issue. That will have to run its course and get resolved. We have a five year contract. It stunned Mayor Rinker to recognize that we have this year and next year and then we have to start all over again. But, that's Mayor Rinker's understanding of that issue. There is a specific grievance issue that has to be reconciled.

Council President Buckholtz stated that in other words we need to move forward with the healthcare. It's still the best plan?

Mr. Miller said, yes. The committee recognized that we have maintained our goal, which was to maintain the service that we had last year this year. It does offer everything we had before.

Council President Buckholtz said it just doesn't necessarily offer all that is being questioned.

Mayor Rinker said that is the purpose of the grievance. It's their allegation and then they have to demonstrate it.

Mr. Miller said the increase on the package was 10%. He had budgeted 15%, so that is one item that saved us a couple of bucks.

Council President Buckholtz asked if there were any questions on that or any further discussion. There was none.

### **BUILDING DEPARTMENT**

Mr. Marrelli reported that there has been another flurry of activity on gas and oil landmen talking to our residents. There is a property on Lander near Ridgebury. A homeowner decided to contact one of the drillers to see what the feasibility is to drill in his backyard because he has a deep one that goes back by the school. That set things ablaze, if you would. The whole neighborhood is now being canvassed by two operators and they are doing the pitch, "Sign with me. Don't sign with him." We are getting a lot of activity on that. People are coming in and asking for the Village's position on this. Mr. Marrelli let them know that the Planning Commission has given their statement of our position. He gives them an informational booklet and tries to calm them down. We will see where that goes.

This is happening in two locations right now. One is the Lander/Ridgebury area and the other is at Wilson Mills and SOM. Rumor has it that Deacon's would be the site for the Wilson Mills/SOM 20-acre site. It would be the Deacon property and however else they can configure 20 acres with the neighborhoods. Just in case you start hearing rumblings from people, that is what Mr. Marrelli believes is happening.

Mayor Rinker asked what the last word on Deacon's is. His recollection was several months ago that issue cropped up. It sounded like Heinen's and Deacon's and others were staying.

Mr. Marrelli said they have all been contacted including the apartments and actually as far down as the condominiums. Everyone on the other side of SOM has probably been contacted by somebody. Nobody will tell you who signed, who's going to sign, where anything is going to go. It is a moving target until it is finally pinned down.

Council President Buckholtz asked who the two contractors are.

Mr. Marrelli replied Cutter and Ohio Valley are the Ridgebury area. Over here might be Seagull and Bass that are trying to work deals.

Mayor Rinker stated that we requested a joint meeting for the 25<sup>th</sup>. We want a little bit more prep time for both Kenwood as well as Hanover Woods.

Mrs. Mills stated that Seagull is also sending letters east of SOM Center on Wilson Mills. Mrs. Mills heard yesterday that they wanted to put it on that little lot between the shopping center and Russo's house. There's that vacant lot there and it has a driveway. Most of the people on Wilson Mills that Mrs. Mills talked to, she said, well we are going to have this meeting. So she put the word out if they want to come to the meeting, they are welcome. Mrs. Mills is not forcing them to do it. Most of these people do not recognize that we have been having meetings. She does not understand that. They are not in favor of it and they don't want to see anything in a residential area. She does not know how they are going to stop it.

Mayor Rinker said we sent out a notice for the 25<sup>th</sup>. We are convening it as those two homeowner's groups with the idea that we can regulate a little bit more as opposed to being a wide open meeting where we end up getting drillers showing up, unless you want to invite someone, but the idea was that this would be a little bit more regulated. We will have Planning and Zoning as well.

Mrs. Mills asked if it would not be a good thing now to invite some of these people along SOM and Wilson Mills.

Mayor Rinker said he sees no reason not to invite them. What he would suggest is that between the two homeowner's groups, if you get some kind of consensus, he would be happy to send out more fliers. All we did was to save the date. We are going to follow up with another notification.

Mrs. Mills said she talked with Debbie Thomas this morning and told her to ask you what you wanted to do with it.

Mayor Rinker said he is pretty easy about it. What he would like is some feedback from your homeowner's group and from Hanover that if they think that would be a good idea. This is really trying to be more tailored to those two organizations. He wants the dialogue. He does not see a reason not to invite all of these people, but he would like to have some sense that there is an interplay here.

Council President Buckholtz said here's the problem. When he first read the notice in the packet, it's funny because he has some acquaintances in the Beech Hill area. He said to them, did you go home and tell your wife what I told you? He said, yes. Council President Buckholtz asked, is she satisfied? He said, absolutely not. Council President Buckholtz said, okay great, we are having this meeting. Tell her to come.

Now, Council President Buckholtz's first reaction is, okay well then these people should come. Here's what he thinks and it is the best place to discuss it, for at least a minute. There's pros and cons. You open the thing up to a million neighborhoods or all of the neighborhoods. Then you get to do your spiel one time. The problem is, you have this person yelling about this

lot over here and that person screaming about the center of town and it gets really fragmented really quickly. It's impossible to address those. You just get finished with one group and someone else says, what about over here and those conditions are a little different, certain things are the same. By the time you finish with the second group, you are back to the first group. Didn't we do that? We need to hunker down and do this some more. Council President Buckholtz sees this coming.

Mayor Rinker said it is whether or not Council really wants to go through with negotiating anything. What we have tried to educate ourselves and anyone who is paying attention is the wisdom such as you can call it in having the ability to negotiate is superior to having no ability to negotiate. At least if you can negotiate, you improve your odds of getting some control and if you can demonstrate that you can site a wellhead better, that's why we started this. Every time somebody gets the revelation, this epiphany, it's writing it all over again. So, no matter what we do, we can't win the hearts and minds of everybody if they are really just not paying attention until someone starts knocking on their door and all of a sudden it becomes an immediate problem.

Mayor Rinker does think though that after this particular meeting with the material we are putting together, he thought we could say, we can package this, we can make this available, a powerpoint can be reproduced. He is trying to put together something that is more universal as far as a tool that people can look at and you can put it on the website and we can do hard copies so people can pick it up when someone calls. Building has been doing that to a certain amount. As much as we get calls, we provide people with some pretty good information on an individual basis. He does not know how we can do beyond that.

Council President Buckholtz stated that someone involved happened to say to him, do you have any idea how much money the Village is going to miss out on. Quite frankly, and Council President Buckholtz said this to the Mayor, why aren't we just walking away. It does not end the problem as our duty as public servants to help explain to people what is going on with them from the State. We will always be doing that. We will always be saying, it's out of our control. The issue of public lands and what are good intentions, no good deed gone unpunished. This issue of money, of actual dollars, which we can't really calculate, because nobody knows.

Mayor Rinker said we have looked at this so much we have forgotten what we have been looking at. The very first issue was whether or not we could steer it to a location, much as we did with the cell towers. The place we looked where we thought it would be most advantageous turned out to be not particularly fruitful, north of Highland Road where we have most of our acreage, the wide open spaces. We had looked at that time, roughly two years ago, as to whether or not we might be able to hook up our swimming pool to one of those like Highland Heights is looking to do and Mayor Rinker thinks does. If you have got a good well and you can offset some of your gas, that seemed to be a pretty sensible way to do it. You killed two birds with one stone. Then when we saw that we were not really getting very far that way, we looked at just trying to educate ourselves and everyone generally what the law is, the inability of our control other than what cropped up last summer got us to return to looking at Village property only instead of north of Highland Road, it was primarily looking at the Beech Hill site which is a 10-

acre site as opposed to a one and one quarter acre lot right smack in the middle of a residential street. We did it because we were told they are going to put a well there anyway. The question then comes back to the table, what do we gain? Mayor Rinker does not think he is speaking out of school when he says not too many of us are all that concerned about making money. It would be great but it's like blood money. Everyone feels very self conscious that if we are doing it just to grab a buck, people will assume that we are just selling them down the river. It has never been Mayor Rinker's understanding of what we have been looking at. The primary reason has been we could control it a little bit better than otherwise and in the process we can get some money and if we got some money, we would look for ways to make it work to better advantage in the neighborhoods that would be affected. That's where we are.

Council President Buckholtz agreed. It's not that it was directly said, but the spin, you have the vocal majority and you have the silent minority. The spin to the silent minority is do you realize how much we could have helped out with the economics of this thing? Council President Buckholtz does not care about that.

Mayor Rinker said that is no different than people saying, I don't particularly worry about it until I know it is coming to a neighborhood near me. That's when the rumors fly. Then people assume that their government is selling them down the river, trying to make a buck, isn't looking out for them.

Council President Buckholtz said, so we invite everybody to this meeting is what it comes back to.

Mayor Rinker said we are billing it as a joint homeowner's association meeting. If those homeowner's associations want to invite neighbors and friends, they are more than welcome to do so. The focus is the homeowner's associations. We have talked in the past the value of using those associations to work with us. Collectively we should function a little better. The short answer is no or maybe depending on how they want to do it.

Dr. Parker said one of the reasons why, part of it came out, but these organizations in Hanover and others want the opportunity to educate themselves and voice their thoughts.

Mayor Rinker said, don't forget, we invited them when we did the homeowner's group here.

Dr. Parker said all he is saying is that in some ways in might stop some of the conversation. Dr. Parker does not know whether making it bigger is going to help air --

Mayor Rinker said what Bill is saying is it is going to get unwieldy.

Council President Buckholtz said he was actually going to defer to Dr. Parker and Mrs. Mills. That's where this came up when Hanover people were here. The real cure here is neighbors talking to neighbors without fighting but saying, don't sign the lease. Your

homeowner's associations saying, let's get together and say we don't want them here and it goes away.

Mrs. Mills said then you have the situation of Eastgate and Thornapple, that area, which if there is a well say on Hejcl's property that's right up against their property. There were some people at our last meeting from that area who were very adamant. There is no homeowner's association there. What do we do about those people?

Mayor Rinker said we take one step at a time. We have this one group, we have some more information, we can make it available. Maybe the black armbands come back out and black ribbons on the mailboxes.

Mrs. Mills said the best thing to do is if anybody hears that anybody is interested in the meeting, like she said to Debbie, maybe she can put it up on the board at the gazebo and they could question the meeting.

Mayor Rinker said the only caveat he has to that is we would all agree we would just as soon not be treated to another Brooks Yarborough even though Seth Beal is more eloquent, Mayor Rinker does not think we need those guys at a meeting. They are lightning rods. We even talked about whether we should bring back Chris Eiben and the consensus was, no, we have gone over that so much, it doesn't seem to help a lot. One of the things we are doing and Mayor Rinker has asked Tommy to do is do a radius demonstration with aerials and we will provide it primarily for Bonnieview and Beech Hill sites.

Mrs. Mills said the only place we really know that they want to drill a well is on Bonnieview and maybe Beech Hill. Are they going to do one at Deacon's? Are they going to do one across the street at Russo's?

Mayor Rinker said, as he was about to say, we also have one for the Hejcl property. But according to our Building Commissioner, nobody knows where another site is. We had Garry Regan do a map of potential sites and it looked like war games. They are everywhere. If we feed into the speculation, well, it could be here, it could be there, it could be next to the NEORS, we are not going to get anywhere. People are not going to say, I've got a drilling lease. Part of the mischief is that there are individuals either signing these things or not. This only happens because individual people are willing to negotiate, so the only question we can answer is whether or not we can negotiate better.

Council President Buckholtz said most of those people are not easily forthcoming either. They feel the pressure. They want to cash in.

Mr. Marrelli stated that he read the minutes from last Council meeting and the statement was made, Brooks asked either you or the Mayor whether if we enter into an agreement that they would have to go through any Planning Commission process or anything of that nature. Mr. Marrelli believes that if it is going to be on Village property, they do have to go through Planning Commission because they have to approve the exact location and the amenities.

Brooks was told not. Mr. Marrelli and Brooks have had that conversation a few times. He believes he doesn't have to get any approvals from us at all.

Mayor Rinker said he would assume that we would.

Mr. Marrelli said, right, because it's our property.

Mayor Rinker said that's the risk of negotiating with a public entity. First of all, you can sign a deal, it's still got to get ratified by Council. Council's not going to do it unless it knows –

Mr. Marrelli said, that's right. Unfortunately the well drillers and operators are operating at this level where the lower echelon of government is non-existent.

Mayor Rinker said, yes, because they don't have to.

Mr. Marrelli said, correct.

Council President Buckholtz said to Mr. Marrelli, you weren't at the meeting.

Mr. Marrelli said he was not.

Council President Buckholtz stated he does not remember the minutes, whether they are clear or not, but make sure that that message gets back to him because what Council President Buckholtz remembers saying, because he got real antsy and said, you know, I could just go out there and start drilling now and we said, absolutely you could, not on our property. That may not have been added. Because he doesn't have a lease with us. He was saying he's got the leases right now to go out and drill. Goodbye. Go drill.

Mr. Marrelli said he believes that once he gets a lease, then he's just going to drill.

Council President Buckholtz said maybe somebody needs to send a letter.

Mayor Rinker said that is a good example of the difference between whether we negotiate and whether individuals negotiate. You don't have to negotiate with us.

Council President Buckholtz stated that is a very important bullet point for the meeting.

Council President Buckholtz asked if there were any further comment. There was none.

## **ADMINISTRATION**

### **Anti-virus software for all electronic communication (\$4,060.00-Message Labs)**

Chief Mohr reported that Jeff had done research. We are being inundated by SPAM by all sorts of unsolicited e-mails trying to sell everything from A to Z. The problem is, and he can use

today as an example. A Monday morning, over the weekend, Chief Mohr will use his own computer where he took out 138 non-specific e-mails that should not be there and somehow are getting through the firewall. We have been concerned about this over the last several months. Jeff started talking to the people that are doing the computer work. They came up with this recommendation. This is a one-year proposal for all of the computers and all of the e-mail accounts of the community. If you read the literature, this will keep this crap out.

Council President Buckholtz stated there is a difference between anti-virus and SPAM filtering.

Chief Mohr stated the anti-virus is Symantecs which is doing a fine job. We currently have that on our system. The statistics where we are blocking Trojan horses and all sorts of viruses. Probably our system gets attacked four or five times a week. A firewall always reports up and tells us someone tried to get in and the system has always quarantined it. This SPAM device is designed to minimize the amount that gets into the individual computers through the network. This is a 100% SPAM filter to be placed alongside the anti-virus system.

Council President Buckholtz asked when this started.

Chief Mohr replied that unfortunately over the last two months, it is building. It is really coming in. Somehow something has gotten hold of our individual e-mail addresses and is sending it to ourselves. He took out 138 today.

Council President Buckholtz said just last week he went on a couple different sites. Usually he does not do this. They were bona fide sites where you have to register to get some information and he registered. He saved all of these, because he is planning on calling all of these companies. He knows exactly which ones he registered with. He is now getting 75 a day. They are being filtered, but he is saving them. You send them back to the company he signed up with and they will try to find out. Something is going on. But the ones you are talking about are coming from your own e-mail address and it is an attachment that Council President Buckholtz does not like the looks of.

Chief Mohr said that is correct. Most of these do not have attachments. However, some do. Some you don't know if it is a virus or a Trojan horse. It's already in our system. You don't dare open it. What we are trying to be is proactive here.

Council President Buckholtz said as long as everyone knows not to click on those attachments. This sounds good.

Council President Buckholtz asked if there was any other discussion on this. There was none.

**FINANCE**

. **2009 Budget**

Mr. Miller reported that the budget for 2009 is the 26<sup>th</sup> budget of his career. It is the hardest. It has taken him the longest. He has stepped aside from his usual conservative nature. In the balances you will see he is forecasting an estimated 2009 ending balance of \$49,000.00. That's unreal and it would not work. The reason that he is taking this approach is he knows that we have some aces in the hole. We have an investment worth about \$250,000.00 right now. That can be sold at any time if we have a quick emergency. Mr. Miller does not see that happening. We have some stimulus money coming in that will go into the General Fund. That is on the plus side. With regard to our income tax, he hates the first of the month when he looks and sees what it is. He looked at it this morning and we went from \$130,000.00 ahead last month to \$148,000.00 behind this month. The Mayor and I have discussed the inconsistencies with our largest taxpayer. For instance, at this date in 2007, we were only \$10,000.00 behind. That's how the money gets released and comes in. Mr. Miller has to believe that we have got an opportunity to maintain our projection on the income tax. If we have any problems, we will have to do like we did the last three months of last year where we just have to cut things back and stop spending. Department Heads and the Mayor have been a lot of help. Mr. Miller is getting this to the point where we are at. We have taken a look at every line item, everything that we are spending and we have not cut any specific services. We have cut a few things back but nothing that is drastic and no real service to the community. Mr. Miller is concerned. We will just have to hope that things are going to work out. Mr. Miller asked if there were any questions.

. **2009 Appropriations Ordinance**

Mr. Miller said this is in draft form. It may change over the next two weeks by the next Council meeting. In the period of two days that Mary Beth was typing it, we changed it three times. We are looking at it closely and trying to include everything that we have to do. We have cut out a lot of things that we would like to do and put in some things that we really should do. We will get by the year, but the budget that you see in two weeks may be a little bit different. He will explain it then.

As far as the report Council asked for, Council President Buckholtz said he and Mr. Miller would get together on it. Council President Buckholtz asked Mr. Marquardt if he would be willing to meet or teleconference to discuss some of the ways he would like to see that. Anyone else would be welcome too. Mr. Marquardt replied he would. Council President Buckholtz said we have not forgotten about that. Mr. Miller said he has not either. He would like some direction on it.

. **Workers' Compensation yearly assessment (\$272,876.71)**

Mr. Marrie stated that in Finance they were talking about voting on this tonight because we get a discount if we get it in. The sooner the better. Mr. Marrie said Mr. Miller asked that we vote on this this evening.

## **POLICE DEPARTMENT**

### **. Police Station Update**

Chief Dearden reported that over the last several weeks Council should have received a number of follow up information reports from Tom Cappello who has been participating in the review of the potential building sites for the new police facility. Based on the information that evolved out of that study and the information passed along to Council, it is the recommendation of the Committee that the Wiley Park site is the most advantageous for the building of the new facility. Chief Dearden welcomed any questions. The Committee was Tom Cappello, John Marrelli, Doug Metzung and Chief Dearden.

Council President Buckholtz asked if there were any questions. Council President Buckholtz asked where it goes from here.

Chief Dearden replied that the RFP which is the Request for Proposal from contractors is being developed by the Law Department. It will be presented in the form of advertisements, potential contractors would pick it up and derive their response to the information that we would request from them in the RFP. At that time the Committee will review the preliminary plans that are presented and make recommendations to Council to view whatever number we might deem to be of interest to Council to look at. We will try and schedule those accordingly. Chief Dearden would anticipate that those presentations to Council would not take place until early May.

Council President Buckholtz asked, conceivably start building in the summer or fall?

Chief Dearden replied conceivably the third quarter of this year.

## **FIRE DEPARTMENT**

### **. Purchase of RAD-57 CO-Pulse Oximeter (100% reimbursable from the State of Ohio - EMS grant; we purchase it and the State reimburses us \$4,000.00)**

Chief Mohr reported that we were able to secure a small grant from the State of Ohio Department of Public Safety for a pulse oximeter. It's a device that measures the amount of oxygen in your blood. We use it every day on patients to see how well they are exchanging air and oxygen in their system. This is a tool that also measures carbon monoxide. It's very useful for firefighters in the event that we go in house fires that when we come out we rehab, we take people, we get their blood pressure, we put this machine on them and see if there is any carbon monoxide in their system.

Another example of its use is that we probably take about 20-25 carbon monoxide calls a year, which, 'I don't feel well,' or 'my carbon monoxide detector is going off.' You would put this on immediately and know if there is a valid concern. We would pay \$520.00. The State picks up the rest.

Council President Buckholtz stated, so it's \$4,520.00.

Chief Mohr replied, yes, it's \$4,520.00 the cost of the tool.

## **SERVICE DEPARTMENT**

### **. Rubbish Bids**

Mr. Metzung reported that a quick scan of the rubbish bids show that J&J Refuse is the lowest bidder using their unlimited collection which is what we use today. When we bifurcated the bids to see if we could save money, you can see that J&J for whatever reason just tacked on the disposal costs. They just don't want to bill that way. That's fine because the way they run their route, they run between us and Highland Heights.

Waste Management bid us a lot higher than they did Highland Heights, they did not specify that we were holding bids with the communities together. We have always left that as an option that could accept the bid from one company and they could accept the bid from another. Us being a smaller community, it would cost more. That's why their bid was so much higher.

Allied Waste which is BFI did submit a bifurcated bid and we went to a limited pick-up where everyone had to use a toter and recycling bid so it would go fully automated. To even begin to save money we would have to reduce our solid waste tonnage by half. Mr. Metzung does not see that happening in the near future. He would not be surprised that come the next bids he does not think automated collection on a limited basis is going to be one of the mainstays. It is just going to be the way it is done. We will find that out in five years.

Right now, Mr. Metzung is recommending J&J whose complaints have gone down dramatically in the last two years. He has no problem with this.

Council President Buckholtz stated that his neighborhood is way down with complaints.

### **. Participation with the Ohio Department of Transportation in the purchase of sodium chloride (rock salt) for the 2009-2010 winter season**

Mr. Metzung is requesting legislation that allows him to purchase his rock salt from the State contractor next year. He preferred to stay away from that in that when they get one of the major players, typically Cargill, we typically had been getting our salt from either Morton or North American. After last year's lack of bidding, he feels we should participate with the State.

Dr. Parker asked, wasn't part of the issue with the shortage this year due to the waterways, is that no longer an issue anymore?

Mr. Metzung said he spoke to the representative from Cargill. He called to say that if we need more, we can get more. Apparently they are digging out of it. We joined a large

consortium that he does not think was very friendly to the bidders last year. Right now he would rather be safe than sorry. Things change. The following year, we can go back to it.

Mr. Metzger talked to some of the local directors. We used to belong to a smaller consortium out in Maple Heights. We talked about maybe doing that again. They are all going to use the State next year. It's the best bet.

Mrs. Mills said to Council President Buckholtz that we wanted to have this legislation passed so Doug could proceed with joining this group.

Council President Buckholtz asked if this is needed tonight.

Mr. Metzger said that's fine. If we can get it in that would be great. Mr. Metzger has to have this in by the 26<sup>th</sup>.

• **In-house fertilization of athletic fields (TurfGrass - \$2,518.00)**

Mr. Metzger reported that this is the fertilization we do on our athletic fields. We will still be out to get the bids for the rest of the fertilization.

**PARKS & RECREATION**

• **Port O Potty's for pool and softball areas (Waid's Rainbow Rentals – not to exceed \$3,600.00)**

Mr. Thomas reported that this is our annual expense that we have for the pools and the softball areas. We have cut back on our order. We took two out from this year's budget.

Council President Buckholtz asked if there was a basis for that.

Mr. Thomas replied that he was trying to save expenses. That was one area he felt we could cut.

**HUMAN SERVICES**

Mrs. Kalina reported that their newsletter is in the process of being sent out. A Commission on Aging meeting is scheduled for tomorrow morning. Brian Cinco will be here this Wednesday. It was cancelled last time because of the weather. We are planning a corned beef lunch. It would cost \$10.00. It is scheduled for March 17<sup>th</sup> if there are sufficient participants. We have a lot of people who have made reservations. They have to pay one week from today.

**ENGINEER**

Mr. Cappello reported that Ridgebury is going to be resurfaced. Burton Scot was the low bidder.

Mayor Rinker asked where it would be resurfaced.

Mr. Cappello replied that the project is broken down in two phases. Originally it was going to go from Richmond Road to SOM Center Road. Due to the Mayfield Road reconstruction project, they were concerned because Ridgebury was used as an unofficial detour. So the County and Mayfield Heights broke the project down into two phases. The first one will be done this year, commencing in the beginning to mid-April. It will be completed by July of this year. That would go from Richmond Road to Lander Road.

The contractor now is asking if he can combine the two because Mayfield Road was accelerated. All lanes are open on Mayfield Road. The Burton Scot representative Sean Peterson contacted Lyndhurst, Highland Heights, Mayfield Village and Mayfield Heights and requested if they had any objections and also contacted the police department to see if they had issues.

Mr. Cappello said basically his personal opinion is, he would rather see it done this year because next year when we do the culvert, that will end up increasing traffic. He does not want to get those done at the same time.

Council President Buckholtz asked, Phase 2 would be Lander to SOM?

To give everyone an idea, depending on how this goes, Mr. Cappello said they are going to do one phase in 2009 and the second phase in 2010. They are going to maintain eastbound traffic, one lane. You are not going to be able to go westbound. They will work on that opposite lane. They will repair it. They will resurface it. They will then do the same thing eastbound. They will pave the final surface course.

Mayor Rinker asked when we will know the timetable?

Mr. Cappello replied at this point he does not know. The letter went out February 24<sup>th</sup>. We will be hearing back from the County.

Mayor Rinker asked, ballpark, when do you think we will hear?

Mr. Cappello said we will hear something in the next couple weeks.

Mayor Rinker said we will put together a flier and probably have it sent to everyone. We should do one and give people an idea.

Mrs. Cinco asked if we know anything more about the bridge on River Road.

Mr. Cappello replied that he believes that project is supposed to start this Spring.

Mayor Rinker said it would be nice if we could send out those notices to tell everyone.

Mr. Cappello said he will verify that and update everyone.

Mr. Cappello said River Road will be closed for 6 weeks after school closes.

Council President Buckholtz asked if there were any further questions. There were none.

#### **LAW DIRECTOR**

##### **. Update on Family Medical Leave Act Policy**

Ms. Calta stated that everyone should have received in their packet a copy of the proposed ordinance which updates the Village's code and the Village's policy with regard to the Family Medical Leave Act. In summary, a lot of the revisions deal with medical leave for military service. If someone is going to go out on military service or is injured during military service, there are a lot of new provisions in the Act for that sort of leave. They have also gotten into a lot of detail to the Act itself. Ms. Calta met with Mary Beth and Janice. They are usually the most involved in processing the paperwork. For example, we used to have one form for a doctor to certify a serious health condition. Now there are three separate forms depending on the condition. So we just updated the ordinance and policy and gave everyone the forms.

- . Oil and Gas Well Drilling Legislation (S.O.M. Center Road)**
- . Oil and Gas Well Drilling Legislation (Bonnieview/Beech Hill)**

Ms. Calta said there is nothing to report other than what has previously been discussed.

#### **ANY OTHER MATTER BEFORE COUNCIL**

There being no further business, the meeting adjourned at 8:44 p.m.

Respectfully submitted,

Mary E. Betsa, Clerk of Council