

**MINUTES OF THE REGULAR MEETING OF COUNCIL**  
**Mayfield Village Civic Hall**  
**Tuesday, January 22, 2013 - 8:00 p.m.**

The Council of Mayfield Village met in Regular Session on Tuesday, January 22, 2013 at 8:00 p.m. at Mayfield Village Civic Hall. Council President Buckholtz called the meeting to order.

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

Also Present: Mayor Rinker, Mr. Wynne, Ms. Calta, Chief Edelman, Acting Chief Girbino, Mr. Marrelli, Mr. Metzung, Mr. Thomas, Mr. Dinardo, Mr. Cappello, Ms. Wolgamuth and Mrs. Betsa

Absent: Mr. Esborn

The Pledge of Allegiance to the Flag was given.

**OPEN PORTION**

5-minute limit imposed by Chair. Those who wish to speak must first state their name and address.

There were no comments.

**CONSIDERATION OF MINUTES:**

**Regular Council Meeting – December 17, 2012**

Mrs. Mills, seconded by Mrs. Cinco, made a motion to approve the minutes as written.

ROLL CALL: AYES: All

NAYS: None

Motion Carried

Minutes Approved

**Organizational Council Meeting – January 14, 2013**

Dr. Parker, seconded by Mrs. Mills, made a motion to approve the minutes as written.

ROLL CALL: AYES: All

NAYS: None

Motion Carried

Minutes Approved

**COMMENTS FROM MAYOR RINKER**

Mayor Rinker asked for a formal reading of Resolution No. 2013-03.

- **Resolution No. 2013-03**, “A Resolution thanking Mayfield Village Fire Chief David R. Mohr for over 33 years of dedication and service and congratulating him on his retirement.” (Introduced by Mayor and Council as a Whole)

Mrs. Cinco, seconded by Mr. Marrie, made a motion to adopt Resolution No. 2013-03.

ROLL CALL: AYES: All  
                  NAYS: None

Motion Carried  
Resolution Adopted

Mayor Rinker asked Chief Mohr to approach the Council table. Mayor Rinker read the Resolution to Chief Mohr. Mayor Rinker presented an Outstanding Citizen Award as a token of appreciation. Chief Mohr thanked Mayor and Council.

- **Motion to approve the selection for the Committees and other administrative positions for 2013.**

Mrs. Mills, seconded by Dr. Parker, made a motion to approve the selection for the Committees and other administrative positions for 2013.

Roll Call:     AYES: All  
                  NAYS: None

Motion Carried  
Positions Approved

Mayor Rinker asked the committee members present to stand up and be administered their oaths of office. Mayor Rinker thanked the members for coming out in the weather to be at the meeting. You are brave souls. I would be remiss if I did not say again, it really means a lot to us in the community that you get involved. Communities don't work unless they work together in collaboration that really involves all of us, whether elected officials or people who are just volunteering their time. One way or the other, that's how we get the work done. It's very much appreciated. So, if you would stand and raise your right hand and state your names and the committees on which you serve. Mayor Rinker administered the oaths. You are brave souls for coming out in this weather and for signing up for another year. God bless you. Mrs. Betsa will have your oaths and we ask you all to come up and sign them.

The following Committee members were present:

Activities

Randy Hyde  
Steve Jerome  
Dona Kless  
Jean Britton  
Mary Singer

Architectural Review Board

Ron Dinardo

Citizen's Advisory

Joe Doran  
Carole Marrie  
Bob Haycox  
Steve Jerome  
Merv Singer  
Mary Singer

Planning and Zoning

Vetus Syracuse  
Paul Fikaris

Council President Buckholtz stated, please don't leave without signing your oaths and then help yourself to coffee and cake. We will reconvene in a few minutes.

Council took a break for refreshments at 8:10 p.m.

Council reconvened at 8:22 p.m.

**COMMENTS FROM COUNCIL PRESIDENT BUCKHOLTZ**

Council President Buckholtz congratulated everyone, in particular Chief Mohr, who will always be Chief Mohr, Dave.

**DEPARTMENT HEAD REPORTS:**

**SERVICE – Douglas Metzung**

There was nothing to report.

**BUILDING – John Marrelli**

There was nothing to report.

**ENGINEERING – Tom Cappello**

There was nothing to report.

**LEGAL DEPARTMENT – Diane Calta**

With regard to the Development Agreement on the agenda this evening for Council's consideration, Ms. Calta asked, if we could just hold that on first reading for tonight. We are in discussions with the developer who is here tonight. He can answer any questions, but some things have come up on timing that we want to further discuss and revise the Development Agreement.

Council President Buckholtz asked, any questions? There were none.

**FIRE – Acting Chief Girbino**

There was nothing to report.

**FINANCE – Ron Wynne**

Mr. Wynne reported, the year is wrapped up and we are working on the reports for the State Auditor's office who will be starting on February 4<sup>th</sup>, so I just wanted to take a few minutes to go over some of the highlights for the year so you can kind of see how things have worked out. Our cash and investments have increased by \$4.3 million since last year from \$8.5 million to \$12.8. Our General Fund has increased by \$3.3 million from \$6.8 to \$10.1. That was a result of our receipts exceeding budget by \$2.3 million and expenses were below budget by \$1 million. We increased our Sanitary Sewer Relief Fund from \$462,000 to \$1.3 million. Our Mayfield Innovation Zone Fund which I think most people are not familiar with, it was created at the same time the MCIC was, the Mayfield Community Improvement Corp., the purpose being to attract and retain businesses in the Village. We increased that by \$100,000 from \$154,000 to \$254,000. During the year, we spent \$2.2 million on capital expenditures, the main ones being the North Aintree Road Program, the Aintree Sidewalk Replacement Program. The Highland Road Sidewalk, the road by the Library, enhancements for Town Center, which was the demolition of Village Hall and the mounding across the street, renovations to the pool bathhouse and we also put in a new playground at Wiley Park. Those items right there accounted for \$1.6 of the \$2.2 million in capital expenditures, so you see a majority of what we spent was going in to things that really benefit the community. We reduced our debt by \$1.5 million from \$13.3 to \$11.8 million.

If you remember, when we went to the residents to increase the tax rate back in 2010, we highlighted five areas we wanted to focus on. Those five areas were to build our reserves, to retire our debt, address infrastructure needs, enhance our Village tax base and just general operations. With the highlights I mentioned for 2012, you can see where we have really focused on those areas and have delivered as promised to our residents.

Council President Buckholtz thanked Mr. Wynne. Any questions or comments? There were none.

**POLICE – Chief Edelman**

There was nothing to report.

**PARKS & RECREATION – Bill Thomas**

Mr. Thomas reported that The Grove is being used. It is a great sledding hill. The feedback we are getting from our residents, actually I run by that hill when I come out of Progressive Fitness Center, and a couple of residents stopped me on my way while they were sledding and they were just very excited about a beautiful hill in Mayfield Village to sled. Our department is in the process of working on our Spring/Summer brochure and it's almost complete. We will have that out in the mail sometime in the first week of March.

**ARCHITECT – Ron Dinardo**

There was no report.

**PLANNING DEPARTMENT - Ted Esborn**

There was no report.

**ADMINISTRATION – Diane Wolgamuth**

There was no report.

**STANDING COMMITTEE REPORTS:**

**Activities Committee** – Mrs. Mills reported that the Activities Committee will be meeting Tuesday, January 29<sup>th</sup>.

**Architectural Review Board** – Mr. Marrelli reported, Architectural Review Board met on the 10<sup>th</sup>. We had one sign proposal which was tabled and will be reviewed again this Thursday.

**Board of Appeals** – Mr. Marrelli stated, there was no meeting. There is no report.

**Cemetery** – Mrs. Mills stated, Mrs. Betsa has invoiced the communities for their annual donation for the maintenance of the Cemetery.

**Citizen's Advisory Board** – Mr. Marrie reported, Citizen's Advisory Board will meet here next Monday, January 28<sup>th</sup>. They will have a speaker, Jack Schron, the area representative for Cuyahoga County Council to give a short presentation on County government and what they are doing and also a question and answer session. We would like to invite everyone to come. It should be an interesting meeting. The meeting will not last too long.

Council President Buckholtz asked, what is the time of the meeting?

Mr. Marrie replied, it is 7:00 here in this room on the 28<sup>th</sup>.

**Safety and Service** – Mrs. Cinco reported Safety and Service met on Monday, the 14<sup>th</sup> of January. At that time, everything discussed with the Police and Fire Department was sent to Finance and is on the agendas tonight. On the Safety/Service agenda was prisoner housing for 2013, cleaning of the police station for 2013, monthly CRIS/LEADS and NCIC usage for 2013 and MARCS for 2013.

**Finance Committee** – Mr. Marrie stated, Nick is the new Chairman, so he will give the report. Mr. Delguyd reported, we had 11 motions, 1 Ordinance and 1 Resolution. All are on the agenda this evening. I will cover that as they come up.

**Historical Society** – Mrs. Mills reported, our first meeting will be February 13<sup>th</sup> in the Community Room at 7:30. At that time, Dr. Hershey from the Western Reserve Historical Society will present a program on the history of the Shaker Rapids.

**Hillcrest Council of Councils** – Mr. Delguyd stated, there was no meeting. There is no report. The next meeting is yet to be announced.

**M.A.R.C.** – Dr. Parker stated, there was no meeting. There is no report. The next meeting will be in February.

**Ordinance Review Committee** – Mr. Marquardt stated, there was no meeting. There is no report.

**Planning and Zoning** – Mr. Marquardt reported, Planning and Zoning had a workshop on the 17<sup>th</sup> and reviewed a proposal to expand Governor's Village and a proposal for Sign-A-Rama for a Conditional Use Permit.

**Recreation Board** - Mr. Marrie reported, Recreation Board met on the 18<sup>th</sup>. The Board was told Administration was working on the restrooms for the soccer and softball fields. They evaluated the Christmas party for the children. There is one Teen Event this Friday the 25<sup>th</sup> at Mayfield High School, a dodgeball tournament. They also discussed the Debbie Hudacko Run which is our annual run here in the Village. The Board came up with something different to attract more runners. They are going to do a so-called hat trick, so if someone wants to enter all three races, they could do the 5 mile, 5k and the 2 mile. This is to allow some of the runners to do a hat-trick. We hope that will bring on some of the very very serious runners.

**Commission on Aging** – Mrs. Mills reported, the Commission on Aging was scheduled to have a meeting today, but we had to cancel because of the weather. It has been rescheduled for February 12<sup>th</sup> at 11:00 at the Community Room.

#### **SPECIAL COMMITTEE REPORTS:**

**Information & Technology** – There was no meeting. There is no report.





Council President Buckholtz asked if there was any discussion.

Mr. Delguyd asked that it be noted that it is a pass-through.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Expenditure Authorized

- **Motion to approve an expenditure in an amount not to exceed Four Thousand Dollars (\$4,000) to the Village Prosecutor for 2012 legal fees. This amount is above the amount previously authorized in Resolution No. 2012-08 - \$23,871.56.**

Mr. Delguyd stated, just some background. The amount of legal activity for the Prosecutor's office coming out of our Police Department is up. He submitted billings that exceed previously authorized amounts by \$5,600. The motion is to approve \$4,000 of that \$5,600. There will be another motion next month for approval of this year's 2013 legal fees, the retainer and also the Court costs. The recommendation from Finance was to leave both the retainer and the Court costs the same and then have another approval at the end of 2013 if indeed he does go above that.

Council President Buckholtz asked, the billing was \$5,600 and we are paying \$4,000 of it?

Mr. Delguyd replied, he has a cap per the contract. He came back and did more work because of increased activity from the Police Department. Ron's suggestion was \$4,000. We are in our rights not to pay any of it, but we felt \$4,000 was fair.

Dr. Parker stated, over the years the Finance Department has worked very hard to bring down Prosecutor costs. Compared to prior years, this is pretty good.

Mr. Delguyd, seconded by Mr. Marrie, made a motion to approve an expenditure in an amount not to exceed Four Thousand Dollars (\$4,000) to the Village Prosecutor for 2012 legal fees. This amount is above the amount previously authorized in Resolution No. 2012-08 - \$23,871.56.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Expenditure Authorized

As a footnote, Mayor Rinker clarified, when you indicate prior years, I think it's a little misleading. It was previous to 2010.

- **Motion to amend the Medical Expense Reimbursement Plan to provide for the funding of the \$250/\$500 Network Deductible Plan and to include a pro-rate calculation for new hires and terminations.**

Mrs. Mills, seconded by Mrs. Cinco, made a motion to amend the Medical Expense Reimbursement Plan to provide for the funding of the \$250/\$500 Network Deductible Plan and to include a pro-rate calculation for new hires and terminations.

Council President Buckholtz asked, any discussion or comments?



- **First Reading of Ordinance No. 2013-01**, entitled, “An emergency ordinance authorizing and directing the Mayor to enter into a Development Agreement with East Commons, Ltd.” Introduced by Mayor Rinker and Council as a Whole.

This Ordinance will be left on First Read.

- **Resolution No. 2013-02**, entitled, “An emergency resolution providing for the employment of an Engineer for Mayfield Village, Ohio.” Introduced by Mayor Rinker and Council as a Whole.

Mrs. Mills, seconded by Mr. Delguyd, made a motion to adopt Resolution No. 2013-02.

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

ROLL CALL: AYES: All  
                  NAYS: None

Motion Carried  
Resolution Adopted

- **Resolution No. 2013-04**, “A Resolution thanking Service Department Foreman James Dolatowski for his dedication and service to Mayfield Village and congratulating him on his retirement.” (Introduced by Mayor and Council as a Whole).

Mrs. Mills, seconded by Mr. Marrie, made a motion to adopt Resolution No. 2013-04.

Mr. Dolatowski will be at Caucus in February to be presented with this Resolution.

ROLL CALL: AYES: All  
                  NAYS: None

Motion Carried  
Resolution Adopted

**ANY OTHER MATTERS:**

Council President Buckholtz asked if there were any other matters. There were no other matters before Council.

**ADJOURNMENT**

Mrs. Mills, seconded by Mr. Marquardt, made a motion to adjourn.

The meeting adjourned at 8:45 p.m. The next Council meeting is scheduled for Tuesday, February 19, 2013 at 8:00 p.m.

  
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WILLIAM BUCKHOLTZ, COUNCIL PRESIDENT

  
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BRUCE G. RINKER, MAYOR

  
\_\_\_\_\_  
MARY E. BETSA, CLERK OF COUNCIL



SPECIAL COMMITTEE REPORTS:

Information & Technology  
Records Commission

Mr. Marrie  
Mrs. Mills

**OLD BUSINESS**

**NEW BUSINESS**

- **Motion to authorize an expenditure in the amount of \$15,000 to OneCommunity for annual subscription and fiber maintenance fee for 2013.**
- **Motion to authorize an expenditure in an amount not to exceed \$15,000 to City of Bedford Heights Jail for prisoner housing for 2013.**
- **Motion to authorize an expenditure in the amount of \$7,884 to Carlson Cleaning Services for cleaning of new police station for 2013.**
- **Motion to authorize an expenditure in the amount of \$6,350 for Code Red emergency notifications for 2013.**
- **Motion to authorize an expenditure in the amount of \$15,000 to CRIS for monthly CRIS/LEADS/NCIC usage for 2013.**
- **Motion to authorize an expenditure in the amount of \$7,280 to Treasurer of State for annual MARCS fee.**
- **Motion to authorize an expenditure in an amount not to exceed \$22,000 to Progressive Fitness Center for 2013 memberships for residents.**
- **Motion to approve an expenditure in an amount not to exceed Four Thousand Dollars (\$4,000) to the Village Prosecutor for 2012 legal fees. This amount is above the amount previously authorized in Resolution No. 2012-08 - \$23,871.56.**
- **Motion to amend the Medical Expense Reimbursement Plan to provide for the funding of the \$250/\$500 Network Deductible Plan and to include a pro-rate calculation for new hires and terminations.**
- **Motion to fund the Medical Expense Reimbursement Plan for 2013.**
- **Motion to acknowledge receipt of financial reports for December 2012 and to approve of same as submitted.**
- **First Reading of Ordinance No. 2013-01, entitled, "An emergency ordinance authorizing and directing the Mayor to enter into a Development Agreement with East Commons, Ltd." Introduced by Mayor Rinker and Council as a Whole.**

- **Resolution No. 2013-02**, entitled, “An emergency resolution providing for the employment of an Engineer for Mayfield Village, Ohio.” Introduced by Mayor Rinker and Council as a Whole.
- **Resolution No. 2013-04**, “A Resolution thanking Service Department Foreman James Dolatowski for his dedication and service to Mayfield Village and congratulating him on his retirement.” (Introduced by Mayor and Council as a Whole).

ANY OTHER MATTER THAT MAY COME BEFORE COUNCIL

CLOSING COMMENTS

ADJOURNMENT

BB/mb