

**DRAFT**  
**MINUTES OF THE REGULAR MEETING OF COUNCIL**  
**Mayfield Village Civic Hall**  
**Monday, December 19, 2016 - 8:00 p.m.**

The Council of Mayfield Village met in Regular Session immediately following the Annual Meeting of the M.C.I.C. on Monday, December 19, 2016 at Mayfield Village Civic Hall. Council President Saponaro called the meeting to order at 8:02 p.m.

ROLL CALL: Present: Mr. Jerome, Mr. Marquardt, Mr. Marrie, Mrs. Mills,  
Dr. Parker (8:35), Mr. Saponaro and Mr. Williams

Also Present: Mayor Bodnar, Mr. Wynne, Mr. Diemert,  
Chief Edelman, Mr. Marrelli,  
Mr. Metzger, Chief Carcioppolo, Mr. Thomas,  
Ms. Wolgamuth and Mrs. Betsa

Absent: Mr. Cappello

The Pledge of Allegiance to the Flag was given.

**OPEN PORTION**

- For Public Comment (3-minute limit imposed by Chair).

There were no comments.

**CONSIDERATION OF MINUTES:**

**Regular Council Meeting – November 21, 2016**

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

ROLL CALL: AYES:	All	Motion Carried
NAYS:	None	Minutes of November 21, 2016
		Approved as Written

**COMMENTS FROM MAYOR BODNAR**

Mayor Bodnar stated, I would like to begin by wishing everyone here a Very Happy Holidays. Merry Christmas. Happy Hanukah, Happy New Year. I hope you all have a wonderful time to spend with those that you love.

I would also like to thank everyone here in this room from our Village participants who come pretty faithfully to interact with us and give us their comments and share with us as well as the

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Department Heads, Police and Fire Department; we have a lot of Fire Department representatives with us here tonight for a special occasion; certainly, Joe Saponaro and all of the members of Council, Mary Beth, our Law Director and everyone who is here tonight, our Engineer who had a traffic accident a little over a week ago and was unfortunately not able to be with us. I appreciate all of your participation. It's just wonderful and a great privilege to work with all of you toward the betterment of Mayfield Village. I am looking forward to a great 2017.

We are going to begin tonight with some wonderful things for 2017. First we are going to swear in Lieutenant Michael Girbino as our new Assistant Fire Chief/Fire Marshal, so Mike if you would like to come up here please.

Chief Carcioppolo stated, excuse me, I am sorry, the Cleveland Firefighters' Memorial Pipes and Drums Band graciously came to help honor the Fire Department tonight. We are going to play a traditional Opening Ceremony piece prior to beginning the swearing-in ceremony.

Mayor Bodnar stated, thank you. That would be wonderful. Thank you very much.

The Cleveland Firefighters' Memorial Pipes and Drums Band presented in honor of the swearing-in ceremonies.

Mayor Bodnar thanked the Cleveland Firefighters' Memorial Pipes and Drum Band.

### **SWEARING-IN CEREMONY:**

#### **- Michael Girbino – Assistant Fire Chief/Fire Marshal**

Mayor Bodnar stated, this is a very well-deserved promotion. Lieutenant Girbino please join me here and if you would like you may bring someone with you to pin on your badge when we are done with the swearing in or I can pin it on for you whatever you choose.

Mayor Bodnar administered the oath of office to Michael Girbino as the new Assistant Fire Chief/Fire Marshal for the Mayfield Village Fire Department.

#### **- Kyle Schreiber – Full-Time Firefighter/Paramedic**

Mayor Bodnar stated, now I have the honor of swearing in our new Full-Time Firefighter/Paramedic, Mr. Kyle Schreiber. If you would also join me in the front. You may also bring someone with you to pin on your badge.

Mayor Bodnar administered the oath of office to Kyle Schreiber as the new Full-Time Firefighter/Paramedic Class C for the Mayfield Village Fire Department.

Council President Saponaro stated, we are going to take a 5 minute break in the upper hall so we can congratulate these gentlemen on these accomplishments.

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

Council reconvened at 8:22 p.m.

**COMMENTS FROM COUNCIL PRESIDENT JOSEPH SAPONARO**

- . **Council Calendar for 2017**
- . **Council Committee Assignments for 2017**

Council President Saponaro stated, I want to thank everyone for giving back to me your requests in terms of Council Committees. I appreciate everyone following up on that. Did anyone have any questions or concerns regarding the calendar of Council and Committee meetings for next year?

There were none.

Council President Saponaro stated, okay, so we will finalize the calendar for 2017.

**DEPARTMENT HEAD REPORTS:**

**Diane Wolgamuth (Administration):** I just wanted to mention, I am sure you all noticed that the Civic Center driveway sign and the LED sign are now up. The LED is operational

Council President Saponaro commented, it looks beautiful.

Mr. Marrie stated, the clarity is outstanding.

Ms. Wolgamuth stated, Jeff and I will continue to come up with the programming. We are going to speak at the Department Head meeting tomorrow about some protocols so we can figure out what is appropriate to put on the sign and when. I just wanted to mention the Civic Center sign here at the driveway, the only remaining piece is it will be electrified. It will be backlit. That has not happened yet, but that's the only thing that is left.

Mr. Jerome stated, that is what I was going to ask.

Mr. Marrie stated, nice job.

Mr. Jerome stated, I have been letting Jeff know about the different things coming up. I was talking the other day about the different brightness at different hours of the day. I keep driving by and giving him reports.

Ms. Wolgamuth stated, we will just keep making adjustments. If anyone has any suggestions, please forward them. Thank you.

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Council President Saponaro stated, very good. I don't know if anyone noticed, there was an event going on at the Community Room and the fireplace is on. You get to enjoy it from the outside. As you are driving by, as the people are enjoying it on the inside, you can see them. It's really beautiful.

### **John Marrelli (Building)**

- . **Architectural Review Board** – We met on December 8<sup>th</sup>. We reviewed a new business building sign, Mars Electric. They should be moving in Wednesday or Thursday of this week. The Architectural Review Board approved the sign with some stipulations.
- . **Board of Appeals** – We will be meeting tomorrow on the same item because of the size of the letters on the sign.

**Mary Betsa (Council):** Because of the short week, if packets are light, I will double check with Council on Thursday to see if they would like a packet, otherwise, I will hold them.

- . **Records Commission** – The Commission is meeting this Wednesday the 21<sup>st</sup> at Noon in this room.

**Ronald Wynne (Finance)** – The 2017 Capital Expenditure Budget has been drafted. We will get it to Council this week. If there are no packets to go out, we will make sure they get out on e-mail in some fashion so it is in your hands to start taking a look at.

Council President Saponaro stated, very good. So if the budget is going in there, we will want packets this week. Thank you.

**Chief Eugene Carcioppolo (Fire)** – I just wanted to thank you all for all of your support over the last few years. Tonight's another example of that. You have definitely made my job easier. I want to thank you all for that. It feels good to succeed in things like tonight to bring our Department up to where I believe it's the level of service that you all have come to enjoy and expect. Thank you all for that. Happy Holidays.

### **William Thomas (Parks and Recreation) –**

- . **Activities Committee** – On Saturday, December 10<sup>th</sup> we held our Annual Santa Ride and Party through the community. The weather was very cold and a lot of snow had fallen the day and night before but our reliable Service Department had all of the roads plowed. Thank you Doug. Great job. Even with all of those conditions, we arrived back at Civic Hall at 1:45. The party started at 1:30. It also had something to do with our driver. I believe our Chief drove the fire truck this year so thank you Gino. We had about 50 children and families.

Mr. Marrie stated, 50 or 60 children and families.

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Mr. Thomas continued, it was a great turnout.

Mr. Marrie stated, probably twice as many adults.

Mr. Thomas added, as always, the Recreation Board did a great job preparing for it and running it that day. Thank you Rec Board. This Friday at 7:00 we are holding our Winter Solstice walk with the Wetlands Committee. Service will have a fire going in The Grove, weather permitting. If it is raining, I think we will be closer to the picnic shelter at the pool. We will play it by ear. The Committee will have hot chocolate and marshmallows for roasting and toasting.

- **Commission on Aging** – The next meeting will be held on Thursday, January 12, 2017 at 11:00 in the Community Room. Discussion will be on the holiday party recap, new activities, trips and the anniversary party for 2017.
- **Parks and Recreation Board** – The Board did not meet in December due to all of the volunteer work that they do for the party. Our next meeting will be on Wednesday, January 18<sup>th</sup> at 7:00 here in this room.
- **Senior Services** – Seniors have until December 31<sup>st</sup> to submit their applications of paid contracts to opt out of snow removal. No applications will be accepted after that date. To date, there are 104 applications to opt out. To date there are 224 total applications to opt in to the snow removal program, 200 single and 24 circular driveways. Volunteers from AARP will offer income tax assistance to residents on Monday, February 20<sup>th</sup> at 12:00, 1:00, 2:00 or 3:00. Residents should call the Senior Services office to make an appointment. The next Community Partnership on Aging movie will be on Wednesday, February 8<sup>th</sup>. Over 70 seniors attended the Holiday Party on December 9<sup>th</sup>. It was such a wonderful party. Everyone raved about the Community Room. It was a very nice event. We had a former opera singer lead the singing for all of the seniors that day. Over 30 seniors went on a trip to Higbee's Silver Grille on December 7<sup>th</sup>. They said they enjoyed the trip very much. Last but not least, one stroke painting will begin in January as well as new sessions in cooking and baking classes, watercolor, Spanish lessons, knitting, crocheting and bereavement.

**Chief Edelman (Police):** I will reserve comments for my agenda items. Thank you.

**Doug Metzger (Service):** Thank you Council President. A few items. Leaf season is over. We have taken possession of our new front end loader that we purchased over the summer. We immediately put it in to service because they took the old one away. It's a wonderful machine. Thank you very much. One other item I should have mentioned for Mr. Cappello's report. First off, Mr. Cappello for those that have not heard was in a very bad two-car accident. He hurt the lower part of his leg and ankle and had to have some pretty major ankle surgery done. He is going to be out for a little while.

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Council President Saponaro added, unfortunately the other driver was killed in that accident. It was terrible.

Mr. Metzger continued, Tom and I have been working on our annual Phase II stormwater report which is due December 22<sup>nd</sup>. Tonight we will be passing two of the Ordinances that we need to include in that report. We forwarded the final part of the packets we had worked on to Tom at home. He is working and reviewing them. We will have to get that out on the 22<sup>nd</sup> pending the approval of our stormwater ordinances that are on tonight's agenda. Thank you.

### **Committee Reports:**

**Activities Committee – Mrs. Mills** – We had a very well-attended tree lighting. It was a cold night. It was our first event that we had but we made it through passing out donuts and hot chocolate and coffee. Thanks to the Committee. The Menorah Lighting will be the day after Christmas, the 26<sup>th</sup> at 7:00 at the Community Room.

Also, I would like to say that the Historical Society and Garden Club had their annual luncheon here on Wednesday. It was really nice. We had a good time with Mrs. Santa Claus. She had a basket of candy canes and coal for the men that were bad.

Our next Activities meeting is February 7<sup>th</sup>.

**Citizen's Advisory Committee – Mr. Williams** – The Committee met on November 28<sup>th</sup>. Our guest speakers were Prosecutor Michael Cicero and Chief Edelman. It was another very educational eye-opening meeting on Ohio Gun Laws. One of our members had some concerns about an incident that happened over the summer. The Chief and Prosecutor were able to answer those questions and somewhat educate us on the unique gun laws that have been approved by the State of Ohio. It might be worthwhile for Council to consider having a session with the Prosecutor and the Chief on Ohio Gun Laws at some point in the near future.

**Drainage and Infrastructure Committee - Mr. Jerome** - We met a few weeks ago and discussed the Phase II Stormwater Management. As the Service Director said, he and Tom have been working tirelessly at it and going through it with a fine tooth comb to make sure that they are all in compliance. There are some things we talked about that as the next year comes up, Doug is going to have to come to us for some monetary investments to continue the tradition of following the rules. Stay tuned for that. Again, thank you to Doug and Tom for keeping us in compliance.

**Finance Committee - Mr. Saponaro** – We met on December 5<sup>th</sup> as well as this evening. There were 33 agenda items. All have been approved and moved to this agenda.

**Safety and Service – Mr. Marrie** – We met on the 5<sup>th</sup>. The first item was the formation of the Heights Hillcrest Technical Rescue Team for special rescue services in the whole area. The other one was 911 Cellular Services which the Chief will talk about tonight. The calls will go directly

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to our dispatchers. Both of them were approved and passed on to Finance and are on tonight's agenda for approval.

Council President Saponaro asked, are there any other In-Committee status reports?

There were none.

**OLD BUSINESS**

- **Third Reading of Ordinance No. 2016-20**, entitled, "An Emergency Ordinance Revising the Zoning Map of Mayfield Village so as to rezone 2.084 acres of land located on the west side of S.O.M. Center Road and North of Wilson Mills Road and known as Permanent Parcel Number 831-15-003 from its current classification of U-1 Residential District to Office-Laboratory District; and to submit the same to a vote of the Electors." Introduced by Mayor Bodnar and Council as a Whole. (First Reading – 8/15/16; Second Reading – 9/19/16; Third Reading – 10/17/16) (Building Department)

Mr. Diemert reported, this had been on Third Reading. We are going to leave it on Third Reading, Mr. President, until January 9<sup>th</sup>.

- **Third Reading of Ordinance No. 2016-23**, entitled, "An Emergency Ordinance authorizing and directing the Mayor to enter into a Partnership Agreement among the communities of the Euclid Creek Watershed Council in accordance with the Memorandum of Understanding between the Cuyahoga Soil and Water Conservation District and the Euclid Creek Watershed Council." Introduced by Mayor Bodnar and Council as a Whole. (First Reading – 9/19/16; Second Reading – 10/17/16; Third Reading – 11/21/16) (Service Department)

Mrs. Mills, seconded by Mr. Marquardt, made a motion to enact Ordinance No. 2016-23.

Council President Saponaro asked, any discussion?

Mr. Metzger reported, this is a Memorandum of Understanding that we have used in the past to receive all of our public involvement and public education for our Phase II programs. Later in the agenda you will see that there is another item for this. We are asking at this time that this be voted down and when Euclid Creek comes back with a new revised Agreement, at that time it can be considered.

ROLL CALL: AYES: None  
                  NAYS: All

Motion Carried  
Ordinance Failed

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- **Third Reading of Ordinance No. 2016-24**, entitled, “An Emergency Ordinance amending Chapter 1128 of the Mayfield Village Codified Ordinances Relative to Comprehensive Storm Water Management.” Introduced by Mayor Bodnar and Council as a Whole. (First Reading - 10/17/16; Second Reading – 11/21/16) (Village Engineer)

Mrs. Mills, seconded by Mr. Marquardt, made a motion to enact Ordinance No. 2016-24.

Council President Saponaro asked, discussion? This is the Third Reading. This has gone through Ordinance Review. It has certainly gone through Drainage and Infrastructure as well.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Ordinance Enacted

- **Third Reading of Ordinance No. 2016-25**, entitled, “An Emergency Ordinance amending Chapter 1129 of the Mayfield Village Codified Ordinances Relative to Erosion and Sediment Control.” Introduced by Mayor Bodnar and Council as a Whole. (First Reading – 10/17/16; Second Reading – 11/21/16) (Village Engineer)

Mrs. Mills, seconded by Mr. Jerome, made a motion to enact Ordinance No. 2016-25.

Council President Saponaro asked, discussion? Again, this is coupled with the previous Ordinance. It has gone through the process.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Ordinance Enacted

**NEW BUSINESS**

- **Motion to accept bid of Skoda Construction and to authorize expenditure in the amount of \$284,268 to Skoda Construction for The Grove Ampitheatre Band Shell. (Administration)**

Mrs. Mills, seconded by Dr. Parker, made a motion to accept bid of Skoda Construction and to authorize expenditure in the amount of \$284,268 to Skoda Construction for The Grove Ampitheatre Band Shell. (Administration)

Council President Saponaro asked, discussion? In terms of timing, that’s one thing I was not clear on?

Ms. Wolgamuth replied, in terms of timing, I think we need to pass it now in order for the steel to be ordered.

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Council President Saponaro stated, I understand that. I am saying construction from start to finish.

Ms. Wolgamuth replied, from start to finish, the contract with Skoda Construction would require that they finish the project by May 31<sup>st</sup> in time for the 2017 season.

Council President Saponaro asked, any other discussion items?

Dr. Parker asked, does that seem realistic with the weather that we will be having?

Ms. Wolgamuth replied, yes. And that's why they would spend the winter months ordering the materials. Once construction actually starts, I think it's only about a 6-week period. They probably would not start actually building anything probably until about April. And just as a reminder, several months ago we hired Meld Architects to do the design and do the bid specifications and go to bid for this project. We have done that. He has verified the bids and is very confident that Skoda Construction is capable of completing the project. We have also authorized applying for a grant from the County. That grant is due on Friday. It is essentially ready to go.

Council President Saponaro stated, very good. And what kind of money are we looking at?

Ms. Wolgamuth replied, \$50,000.

Council President Saponaro stated, okay. Very good. Any other questions?

There were none.

Roll Call:	AYES: Mills, Marrie, Saponaro, Parker, Williams	Motion Carried Bid Accepted Expenditure Approved
	NAYS: Jerome, Marquardt	

- **Motion to authorize expenditure in the amount of \$13,564 to Bella Remodeling for drywall project in Civic Hall. (Building Department)**

Mrs. Mills, seconded by Mr. Marrie, made a motion to authorize expenditure in the amount of \$13,564 to Bella Remodeling for drywall project in Civic Hall. (Building Department)

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Expenditure Approved

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- **Motion to acknowledge receipt of financial reports for November 2016 and to approve of same as submitted. (Finance Department)**

Mrs. Mills, seconded by Mr. Jerome, made a motion to acknowledge receipt of financial reports for November 2016 and to approve of same as submitted.

Council President Saponaro asked, discussion?

There was none.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Receipt of Financial Reports for November 2016 Acknowledged and Approved

- **Motion to authorize expenditure in the amount of \$111,747.22 to the Bureau of Worker's Compensation for yearly assessment. (Finance Department)**

Mrs. Mills, seconded by Mr. Marrie, made a motion to authorize expenditure in the amount of \$111,747.22 to the Bureau of Worker's Compensation for yearly assessment. (Finance Department)

Council President Saponaro asked, discussion?

Mr. Wynne stated, I just wanted to mention that this is for 2017 but we are requesting it be passed tonight so we can pay it when we come back from the holidays on January 3<sup>rd</sup> and take advantage of an early payment discount of 2%

Council President Saponaro stated, very good. Anything else?

There was no further discussion.

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

- **Motion to authorize expenditure in the amount of \$22,500 to Northeast Ohio Regional Sewer District for design services agreed to reimburse as part of the Beecher's Brook Project. (Finance Department)**

Mrs. Mills, seconded by Mr. Jerome, made a motion to authorize expenditure in the amount of \$22,500 to Northeast Ohio Regional Sewer District for design services agreed to reimburse as part of the Beecher's Brook Project. (Finance Department)

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Council President Saponaro asked, discussion?

There was none.

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

- **Motion to authorize expenditure in the amount of \$7,557.65 to Mayfield City School District for rent for Wildcat Sport & Fitness (September 2015-August 2016 – pass through). (Recreation Department)**

Mrs. Mills, seconded by Mr. Marrie, made a motion to authorize expenditure in the amount of \$7,557.65 to Mayfield City School District for rent for Wildcat Sport & Fitness (September 2015-August 2016 – pass through). (Recreation Department)

Council President Saponaro asked, discussion?

There was none.

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

- **Motion to authorize expenditure in the amount of \$18,360 to Forest City Tree Protection for pruning and thinning of treelawn trees at Aintree Park, Hunt Circle and Wildwood Trail. (Service Department)**

Mrs. Mills, seconded by Mr. Marrie, made a motion to authorize expenditure in the amount of \$18,360 to Forest City Tree Protection for pruning and thinning of treelawn trees at Aintree Park, Hunt Circle and Wildwood Trail. (Service Department)

Council President Saponaro asked, discussion? Doug, this is part of our annual program where we go throughout the Village?

Mr. Metzger replied, right.

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

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**TRANSFERS:**

- **Major Infrastructure and Critical Building Maintenance/Repair**

. **Motion to authorize transfer from the:**

- **General Fund to the Street Construction Maintenance and Repair Fund to cover the 2016 road program the sum of One Million One Hundred Thousand Dollars (\$1,100,000).**
- **General Fund to the Sanitary Sewer Relief Fund to provide for future projects the sum of One Million Five Hundred Thousand Dollars (\$1,500,000).**
- **Sanitary Sewer Conversion Fund to the Sanitary Sewer Relief Fund of excess funds to provide for future projects the sum of Four Hundred Seven Thousand One Hundred Fifty-Four Dollars and Thirty Cents. (\$407,154.30)**
- **General Fund to the Infrastructure Improvement Fund to cover future costs relating to addressing Village flooding issues and various D&I projects the sum of One Million One Hundred Thousand Dollars (\$1,100,000).**
- **General Fund to the Community Room Fund to cover the cost of construction and signage the sum of One Hundred Fifteen Thousand Dollars (\$115,000).**
- **General Fund to the Capital Improvement Fund to cover the cost of building renovations (Fire, Service Garage and ODOT), neighborhood entryways and underpass lighting the sum of Four Hundred Thousand Dollars (\$400,000).**
- **General Fund to the Parkview Ballfields Fund to cover costs associated with the softball field picnic shelter the sum of Ten Thousand Dollars (\$10,000).**
- **General Fund to the Parkview Pool Improvement Fund to cover the costs of filters, pumps and an addition to the existing building the sum of Three Hundred Twenty Seven Thousand Dollars (\$327,000).**

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Mrs. Mills, seconded by Mr. Marrie, made a motion to authorize transfer from the:

- General Fund to the Street Construction Maintenance and Repair Fund to cover the 2016 road program the sum of One Million One Hundred Thousand Dollars (\$1,100,000).
- General Fund to the Sanitary Sewer Relief Fund to provide for future projects the sum of One Million Five Hundred Thousand Dollars (\$1,500,000).
- Sanitary Sewer Conversion Fund to the Sanitary Sewer Relief Fund of excess funds to provide for future projects the sum of Four Hundred Seven Thousand One Hundred Fifty-Four Dollars and Thirty Cents. (\$407,154.30)
- General Fund to the Infrastructure Improvement Fund to cover future costs relating to addressing Village flooding issues and various D&I projects the sum of One Million One Hundred Thousand Dollars (\$1,100,000).
- General Fund to the Community Room Fund to cover the cost of construction and signage the sum of One Hundred Fifteen Thousand Dollars (\$115,000).
- General Fund to the Capital Improvement Fund to cover the cost of building renovations (Fire, Service Garage and ODOT), neighborhood entryways and underpass lighting the sum of Four Hundred Thousand Dollars (\$400,000).
- General Fund to the Parkview Ballfields Fund to cover costs associated with the softball field picnic shelter the sum of Ten Thousand Dollars (\$10,000).
- General Fund to the Parkview Pool Improvement Fund to cover the costs of filters, pumps and an addition to the existing building the sum of Three Hundred Twenty Seven Thousand Dollars (\$327,000).

Council President Saponaro asked, any discussion on these transfers?

Mr. Jerome asked, the Community Room, that was some extra costs for construction of the Community Room? Including a sign?

Mr. Wynne replied, we budgeted \$40,000 for the beginning of the year for the sign and then Council approved the additional contingency funds of \$75,000 on the project when we were running into some issues across the street which we only spent about \$30,000 of that. I still transferred the full amount so that we have those funds available for next year for additional

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furnishings we are looking to purchase for the Community Room as well as an ADA access door.

Mr. Jerome stated, right. I know we had talked about a couple of items. Okay, that makes sense. Thank you.

Council President Saponaro asked, anything else?

There were no further comments.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Transfers Approved

- **Bond Retirement and TIF Transfers**

. **Motion to authorize transfer from the:**

- **North Commons T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eight Hundred Fifty-Five Thousand Six Hundred Sixty-Two Dollars and Eighty-Two Cents (\$855,662.82).**
- **Governor's Village T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eighty-Four Thousand Seven Hundred Sixty-Nine Dollars and Thirty-Six Cents (\$84,769.36).**
- **Heinen's T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Three Thousand Nine Hundred Four Dollars and Forty Four Cents (\$3,904.44).**
- **Skoda, Minotti T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eleven Thousand Seven Hundred Ninety-Six Dollars and Ninety Cents (\$11,796.90).**
- **OMNI Hotel T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Seventy Nine Thousand Six Hundred Eighty-Five Dollars and Ninety Cents (\$79,685.90).**

Mrs. Mills, seconded by Mr. Marquardt, made a motion to authorize transfer from the:

- **North Commons T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eight Hundred Fifty-Five Thousand Six Hundred Sixty-Two Dollars and Eighty-Two Cents (\$855,662.82).**

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- Governor's Village T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eighty-Four Thousand Seven Hundred Sixty-Nine Dollars and Thirty-Six Cents (\$84,769.36).
- Heinen's T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Three Thousand Nine Hundred Four Dollars and Forty Four Cents (\$3,904.44).
- Skoda, Minotti T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Eleven Thousand Seven Hundred Ninety-Six Dollars and Ninety Cents (\$11,796.90).
- OMNI Hotel T.I.F. Fund to the General Bond Retirement Fund to offset debt payments the sum of Seventy Nine Thousand Six Hundred Eighty-Five Dollars and Ninety Cents (\$79,685.90).

Council President Saponaro asked, discussion?

There was none.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Transfers Approved

**Motion to authorize transfer from the:**

- **Police Pension Fund to the General Fund to offset pension costs the sum of Fifty One Thousand Dollars (\$51,000).**
- **Police Operating Fund to the General Fund to offset operating expenses the sum of Seventy Thousand Dollars (\$70,000).**

Mrs. Mills, seconded by Mr. Marquardt, made a motion to authorize transfer from the:

- Police Pension Fund to the General Fund to offset pension costs the sum of Fifty One Thousand Dollars (\$51,000).
- Police Operating Fund to the General Fund to offset operating expenses the sum of Seventy Thousand Dollars (\$70,000).

Council President Saponaro asked, discussion?

There was none.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Transfers Approved

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- **Motion to authorize partial and final return of 2013 advance to the Green Corridor Construction Fund from the General Fund the sum of Sixteen Dollars and Fifty-Three Cents (\$16.53).**

Mrs. Mills, seconded by Mr. Marquardt, made a motion to authorize partial and final return of 2013 advance to the Green Corridor Construction Fund from the General Fund the sum of Sixteen Dollars and Fifty-Three Cents (\$16.53).

Council President Saponaro asked, discussion?

There was none.

Roll Call:	AYES: All	Motion Carried
	NAYS: None	Transfer Approved

- **First Reading of Ordinance No. 2016-27**, entitled, “An Emergency Ordinance authorizing and directing the Mayor and President of Council to enter into a Stormwater Project Agreement with the Northeast Ohio Regional Sewer District.” Introduced by Mayor Bodnar and Council as a Whole. (Village Engineer)

Mrs. Mills, seconded by Dr. Parker, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Rules Suspended

Mrs. Mills, seconded by Dr. Parker, made a motion to enact Ordinance No. 2016-27.

Council President Saponaro asked, discussion? Does anyone have any questions regarding this?

Mr. Jerome asked, this has to do with Beecher’s Brook?

Council President Saponaro replied, this has to do with the Beecher’s Brook restoration, the bank.

Mr. Jerome asked, what is the timing? Spring?

Mr. Metzung replied, I don’t know that it will be even this year.

Mr. Jerome asked, really? How come? Wow.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Ordinance Enacted

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Council President Saponaro stated, just as a general note to everyone. These Ordinances, we are requesting them to be suspended due to the timing of them so we have them completed before the end of the year and we start the new year. Generally you will notice throughout the rest of the year we did three readings and we tried not to do suspension motions. These are housekeeping measures, things that we have to make sure are in place before we move to 2017. Just as a general note to everybody and for the Minutes.

- **First Reading of Ordinance No. 2016-28**, entitled, “An Emergency Ordinance adopting a moratorium on applications for, and the granting of, zoning certificates for any building, structure, use or change of use that would enable the cultivation, processing, distribution or sale of medical marijuana for a period of 180 days in order to allow the Village to review applicable State and local laws and regulations relating to such uses.” Introduced by Mayor Bodnar and Council as a Whole. (Law Director)

Mrs. Mills, seconded by Dr. Parker, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Dr. Parker, made a motion to enact Ordinance No. 2016-28.

Council President Saponaro asked, discussion?

Mr. Diemert replied, as everyone knows, medical marijuana has been approved in the State of Ohio. The statewide rules and regulations are just now starting to come about. We are allowed to have our own local rules and regulations and maybe even taxation of such facilities. We are researching and putting all that together and awaiting the State’s final rules and then Administration will make recommendations to Council.

Council President Saponaro asked, clarification, this is not about people being able to go to a doctor and use this, this is about facilities that actually would be able to dispense medical marijuana?

Mr. Diemert replied, correct.

Council President Saponaro stated, okay. I just wanted to make that clear for the record. I did get a call on this.

Dr. Parker asked, dispense or produce?

Council President Saponaro replied, both. But we are not regulating whether a person can actually go to a doctor to use it.

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Dr. Parker stated, I just wanted to clarify dispense versus produce.

Mr. Diemert stated, there are, in the State of Ohio, going to be allowed production farms as well. We are waiting for the rules on all of that as well. Not that we have much cultivation space in Mayfield Village.

Council President Saponaro asked, any other discussion?

Mr. Jerome replied, moratorium. So if we didn't do the moratorium, this is kind of just giving us some time as opposed to having to rush?

Mr. Diemert replied, the State has delegated to home rule municipalities the ability to even reject the sale of any of this medical marijuana within our boundaries. The moratorium is in effect doing that until we have a chance to adopt our own regulations.

Council President Saponaro asked, anything else?

There were no further comments.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Ordinance Enacted

- **First Reading of Ordinance No. 2016-29** entitled, "An Emergency Ordinance authorizing and directing the Mayor and President of Council to enter into an Agreement with 911 Cellular Services, LLC for mass notification system services." Introduced by Mayor Bodnar and Council as a Whole. (Police Department)

Dr. Parker, seconded by Mr. Marrie, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Dr. Parker, seconded by Mr. Marrie, made a motion to enact Ordinance No. 2016-29.

Council President Saponaro asked, discussion? This is something we want to pass so that Chief, we can get this started for 2017, correct?

Chief Edelman replied, that's correct. And if I could, I would like to introduce Mr. Chad Salashour, the President of 911 Cellular. He is a Mayfield Village resident. He is here to answer any questions that any of you might have about the service.

Council President Saponaro asked Mr. Salashour to come to the podium. There may be a bunch of questions or any.

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Mr. Salashour replied, absolutely. This is more than just a mass notification system. What we have is a real life-saving system.

What the general public does not know is last year because the 911 system was not designed for cellular use, almost 10,000 people died in the United States that called 911 using cellular phones. It is a major problem. What we have been able to do is create a system where the reporting of location to public safety services, the accuracy goes up by as much as 90%. We already have over 70 agencies nationally using it. Last Thursday, I came back, it was my second invitation from Homeland Security and NIST, which is National Institute of Standards and Technology. They are the authority within the Federal Government to make recommendations. They are going to do be doing a paper on our system. We have upwards of 1,000,000 people using our system now.

I did a presentation to the Mayor and the Chief and they could see how it could substantially improve the location reporting, the reporting of issues directly to public safety over to the 911 system. It's a substantial improvement. As a matter of fact, federally, issues we resolve today are mandated to be resolved by 2025.

We have documented cases where this has saved people's lives. I have been a resident here for many many years. I work with over 800 police and fire agencies. We have amazing safety forces here. I am very very proud, I truly am, to be working with the public safety folks with you guys. We will be able to provide the service that 99.9% of communities nationally would like to offer but they don't have the technology to be able to offer. Even for folks like Progressive, working with them is something that public safety and the Mayor's office and us will have to work with them. We will have the ability if someone at Progressive has an emergency need and they are on the 5<sup>th</sup> floor and they tap an icon to get help, public safety will know the call came from the exact location, the floor and what room they are close to.

Council President Saponaro asked, does anyone have any questions?

Mr. Marrie commented, one of the really strong points of this is that the call from the app or the cellphone goes directly to our police dispatcher here in Mayfield Village. It does not go out to the general and then be passed on to us.

Mr. Salashour replied, exactly. Which is huge. We have had many many cases where somebody from here dialed 911. The call goes to the center downtown, they ask a bunch of questions, they put you on hold, and then they decide to transfer you here to the Mayfield Village dispatch center. Because they did not have the information, Mayfield Village dispatchers then will have to ascertain the same amount of information before safety forces could be sent. With this system, within 3 seconds, if they are within Mayfield Village boundaries, where the public safety can control the boundaries, the call will come directly to the dispatch center. Even if the caller is in the park, for example, that could be set up.

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The beauty of the system is you guys have 100% control over where the calls get routed. If I live on Hanover Woods and I am having a heart attack, I tap “Get Help”, my call is not going to the County and it is not reporting me as a quarter of a mile off so public safety is looking all over the place. It will actually show where my house is. One of the things we will do in conjunction with the Mayor’s office and public safety is we will get involved at no additional cost and market it to all of the residents. My experience is once businesses and residents understand what this does for them, and it is free to them, the response has been phenomenal which is what we want to do.

Council President Saponaro asked, do you go to the app store and then you download it?

Mr. Salashour replied, it is a free application. In conjunction with the Mayor’s office and public safety folks, we will come up with a name distinctive to Mayfield Village. That is what we will start advertising. I love the signage we have now. That could be a point of saying we have the next generation 911 and it is free. There are six fields they fill out and they are done. It literally takes out all of the negative that exist in 911 which are substantial. That is why the Federal Government called us in.

Mr. Williams asked, you said you have 1,000,000 users now?

Mr. Salashour replied, yes.

Mr. Williams asked, 1,000,000 users that have downloaded the app?

Mr. Salashour replied, well over 1,000,000. We started in colleges and universities. Case Western Reserve University tried to develop their own. They gave up. They came to us 3 years ago. They have been a client for 3 years. They just extended it. University Hospitals state-wide decided to go to it. We have Cleveland State University, Malone College, Vanderbilt University, Vanderbilt Hospital, Louisiana State University, their hospital system.

911 has major issues. As a matter of fact, last week, there was an article about Gates Mills, where somebody used the cellphone to call 911 and it showed them in a totally different location. With this, that is eliminated 99% of the time.

Mr. Williams asked, so that is the marketing you are talking about? To let people know to download it?

Mr. Salashour replied, yes. And it’s benefits. It’s totally free to the residents and businesses. I get my haircut down the street here. If they have an emergency, once they register which takes 3 taps to be registered, if anything happens, when they tap “Get Help”, within 3 seconds, police, fire, ems and dispatch will know the name of the business, their exact address, so they can respond to it.

Council President Saponaro asked, any other questions?

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Mr. Williams asked, how large is your team?

Mr. Salashour replied, we have 7 people. In technology, you don't need to have hundreds of people. I talked to the Mayor and the Police Chief. We own the building in Solon. Frankly I have it up for sale because I want to move to Mayfield Village. With the interest the Federal Government has in it, we are hoping to really grow to be a couple thousand people. There's nobody else in the country that offers this technology. It is tested and proven for years.

Mrs. Mills asked, when will this be in place for the residents for use?

Chief Edelman replied, as soon as we can let the residents know and educate everybody on how to do it.

Mrs. Mills asked, will letters go out to people about registering?

Chief Edelman replied, it's a process to educate people. We will work together to do that.

Mr. Salashour replied, yes.

Council President Saponaro stated, keep us informed on the process.

Mrs. Mills asked, are you going to be providing information in the *Voice of the Village*?

Chief Edelman replied, yes.

Mrs. Mills replied, thank you very much.

Council President Saponaro asked, anyone else?

There were no further comments.

Council President Saponaro thanked Mr. Salashour for attending the meeting.

ROLL CALL: AYES: All  
                  NAYS: None

Motion Carried  
Ordinance Enacted

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- **First Reading of Ordinance No. 2016-30**, entitled, “An Emergency Ordinance authorizing and directing the Mayor and President of Council to enter into an agreement for the formation of the Heights-Hillcrest Technical Rescue Team for special rescue services.” Introduced by Mayor Bodnar and Council as a Whole. (Fire Department)

Mrs. Mills, seconded by Mr. Jerome, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Mr. Marrie, made a motion to enact Ordinance No. 2016-30.

Council President Saponaro asked, discussion? Does anyone have any questions regarding this?

There were none.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Ordinance Enacted

- **First Reading of Ordinance No. 2016-31**, entitled, “An Ordinance amending Chapter 1105 of the Codified Ordinances relating to the Board of Zoning Appeals and the granting of “Use” variances pursuant to voter approved amendments to the Charter.” Introduced by Mayor Bodnar and Council as a Whole. (Law Director)

Council President Saponaro stated, we did not have a discussion on whether this needs to go on three reads or if it has to be passed by the end of the year. My understanding is it needs to pass because it was voted in.

Mr. Diemert replied, it has already been adopted by the voters. Our Codified Ordinances are in conflict with the voter amendments to the Charter. We ought to conform the two. Council can always come back and revisit it and make other changes.

Mrs. Mills, seconded by Mr. Marrie, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Mr. Marrie, made a motion to enact Ordinance No. 2016-31.

Council President Saponaro asked, discussion? Again, this is to conform with the will of the people in the vote of the election that passed this Ordinance.

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Mr. Diemert replied, correct. Allowing use variances in non-residential zoning districts. In other words, no one can get a variance in a residential neighborhood but in the non-resident commercial retail, office laboratory, they can get variances for the use of that building if it goes through a bunch of hoops including Council, public hearings, Planning Commission and Board of Zoning Appeals.

Mr. Jerome asked, this is permanent once they get that?

Mr. Diemert replied, permanent for that particular use at that location, yes.

Council President Saponaro asked, any other discussion.

There was none.

ROLL CALL: AYES: All

NAYS: None

Motion Carried

Ordinance Enacted

- **First Reading of Ordinance No. 2016-32**, entitled, “An Ordinance appropriating funds for current expenses and expenditures of Mayfield Village, Ohio for the period from January 1, 2017 and ending March 31, 2017 and declaring an emergency.” Introduced by Mayor Bodnar and Council as a Whole. (Finance Department)

Mrs. Mills, seconded by Mr. Jerome, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All

NAYS: None

Motion Carried

Rules Suspended

Mrs. Mills, seconded by Dr. Parker, made a motion to enact Ordinance No. 2016-32.

Council President Saponaro asked, discussion?

Mr. Wynne stated, this legislation just passes a temporary budget for the first quarter of next year while we work through the final budgeting process which will be approved at the March Council meeting.

Council President Saponaro stated, very good. Any other discussion?

There was none.

ROLL CALL: AYES: All

NAYS: None

Motion Carried

Ordinance Enacted

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- **First Reading of Ordinance No. 2016-33**, entitled, “An Ordinance appropriating funds for current expenses and expenditures of Mayfield Village, Ohio for the period from January 1, 2016 and ending December 31, 2016 and declaring an emergency.” Introduced by Mayor Bodnar and Council as a Whole. (Finance Department)

Dr. Parker, seconded by Mrs. Mills, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Dr. Parker, made a motion to enact Ordinance No. 2016-33.

Council President Saponaro asked, discussion?

Mr. Wynne stated, we passed the budget for 2016 in March. This legislation updates that budget for the exact amount of transfers as well as other items Council might have passed during the year that have not been incorporated into the initial budget.

Council President Saponaro stated, very good. Anything else?

There were no further comments.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Ordinance Enacted

- **First Reading of Ordinance No. 2016-34**, entitled, “An Emergency Ordinance authorizing and directing the Mayor to enter into a State/Local Project Agreement with the Ohio Department of Natural Resources.” Introduced by Mayor Bodnar and Council as a Whole. (Recreation Department)

Mrs. Mills, seconded by Dr. Parker, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None

Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Mr. Marrie, made a motion to enact Ordinance No. 2016-34.

Council President Saponaro asked, discussion? Any questions on this?

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There were none.

ROLL CALL: AYES: All  
NAYS: None  
Motion Carried  
Ordinance Enacted

- **First Reading of Ordinance No. 2016-35**, entitled, “An Emergency Ordinance authorizing an Independent Contractor Agreement with Garry Regan for consulting on programming and activities at The Grove, The Gazebo, and Reserve Hall.” Introduced by Mayor Bodnar and Council as a Whole. (Administration)

Mrs. Mills, seconded by Mr. Marrie, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: Saponaro, Williams, Marrie  
Mills  
Motion Failed  
NAYS: Jerome, Parker, Marquardt

Council President Saponaro stated, Ordinance No. 2016-35 will be moved to Second Read.

- **First Reading of Ordinance No. 2016-36**, entitled, “An Emergency Ordinance authorizing and directing the Mayor to enter into a Memorandum of Understanding with the Northeast Ohio Regional Sewer District and the Cuyahoga Soil and Water Conservation District for the implementation of the Public Involvement and Public Education (“PIPE”) under the Ohio EPA Municipal Separate Storm Sewer Discharge (MS4 Permit).” Introduced by Mayor Bodnar and Council as a Whole. (Engineer)

Mrs. Mills, seconded by Mr. Jerome, made a motion to suspend the rules of Council requiring an Ordinance to be read on three separate occasions.

ROLL CALL: AYES: All  
NAYS: None  
Motion Carried  
Rules Suspended

Mrs. Mills, seconded by Mr. Marrie, made a motion to enact Ordinance No. 2016-36.

Council President Saponaro asked, discussion?

There was none.

ROLL CALL: AYES: All  
NAYS: None  
Motion Carried  
Ordinance Enacted

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- **First Reading of Resolution No. 2016-21**, entitled, “A Resolution requesting the Cuyahoga County Treasurer to advance from the proceeds of tax levies for the collection year 2017.” Introduced by Mayor Bodnar and Council as a Whole. (Finance Department)

Mrs. Mills, seconded by Mr. Marquardt, made a motion to adopt Resolution No. 2016-21.

Council President Saponaro asked, any discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

- **First Reading of Resolution No. 2016-22**, entitled, “A Resolution requesting the Cuyahoga County Fiscal Officer to adjust the amended official certificate of estimated resources for 2016.” Introduced by Mayor Bodnar and Council as a Whole. (Finance Department)

Mrs. Mills, seconded by Mr. Marquardt, made a motion to adopt Resolution No. 2016-22.

Council President Saponaro asked, any discussion?

Mr. Wynne stated, this legislation just informs the County what our final revenue numbers were for the year so they know we had enough revenue come in to cover the appropriations budget we are also passing this evening.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

**ANY OTHER MATTERS:**

Council President Saponaro asked, are there any other matters before Council at this time?

Mr. Metzung stated, Council President, if I could just add, the 5 year rubbish contract will be coming to a close this summer. That will be something we will be working on.

Mr. Jerome asked, not for recyclables?

Mr. Metzung replied, for both.

Mr. Jerome asked, can we get Mayfield Village log recycle bins to match our garbage cans?

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Mr. Metzger replied, I would be happy to, but not at this point. The contract provides the recycling bins. We purchase the rubbish cans as a separate project. We can always buy them if you want.

Council and Department Heads thanked Mrs. Mills for the present.

Mrs. Mills stated, the Commission on Aging gave that of the seniors. It's really nice.

Council President Saponaro asked, anything else?

Mr. Jerome stated, Merry Christmas, Happy Holidays and a safe New Year to everyone.

**ADJOURNMENT**

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

The meeting adjourned at 9:25 p.m. The Organizational Meeting of Council is scheduled for Monday, January 9<sup>th</sup> at 7:45 p.m. Caucus will be held at 8:00. Immediately following Caucus, a Special Meeting of Council will be held to consider Ordinance No. 2016-20.

The next Council meeting is scheduled for Monday, January 16, 2017 at 8:00 p.m.

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JOSEPH M. SAPONARO, COUNCIL PRESIDENT

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BRENDA T. BODNAR, MAYOR

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MARY E. BETSA, CLERK OF COUNCIL

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JOSEPH M. SAPONARO, COUNCIL PRESIDENT

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BRENDA T. BODNAR, MAYOR

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MARY E. BETSA, CLERK OF COUNCIL