

**MINUTES OF A REGULAR MEETING OF THE COUNCIL  
OF THE VILLAGE OF HUNTING VALLEY, OHIO**

March 15, 2011

Pursuant to notice given, a regular meeting of the Council of the Village of Hunting Valley was convened on Tuesday, March 15, 2011, at 5:00 p.m., at the Village Hall. Mayor Wheeler presided.

The following members of Council were present:

Nancy Heinen	Larry Sears
Jerry Medinger	Mary Weber
Bill O'Neill	

Also present were Frank Harding, Finance Director, Tom Flynn, Clerk, David Maine, Chief of Police, Anthony Gentile, Deputy Finance Director, Stephen Byron, Law Director, and Don Cunningham, Building Inspector/Service Director. Also in attendance were the individuals named on the sign-in sheet attached to and made part of these minutes.

Council first considered **Ordinance No. 2011-110** – “An Ordinance confirming the appointment of Mr. Gregory Drew to the position of Police Officer, First Grade, authorizing a modified benefits package to Mr. Gregory Drew, and declaring an emergency” was read for the first time. Ms. Heinen moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-110 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

Ms. Heinen then moved that Ordinance No. 2011-110 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-110 adopted

Mayor Wheeler then administered the Oath of Office to Mr. Drew.

Council then considered the minutes of the regular meeting of Council held December 14, 2010. Ms. Weber moved that the minutes be approved as presented, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Minutes approved

Ordinance No. 2010-12-P, providing for the payment of bills for December, 2010, Ordinance No. 2011-1-P and Ordinance No. 2011-2-P, providing for the payment of bills for January and February, 2011, were presented. Ms. Heinen moved that the ordinances be adopted, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2010-12-P and  
Ordinances No. 2011-1-P and  
Ordinance No. 2011-2-P adopted

Mr. Gentile presented the financial statements for December of 2010, January of 2011 and February of 2011. There were no questions.

After discussion, Ms. Weber moved to approve the Burton Trail (Marcourt Farms) Lot Split/Consolidation Plat for S.J. Mansour Living Trust and Lake Iroquois Ventures, LLC. Mr. Medinger seconded the motion.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Lot Split/Consolidation Approved

**Ordinance No. 2011-101** – “An Ordinance authorizing Tom Flynn, Village Clerk, to hold another public office with the Village, confirming the Mayor’s voting member appointments and Architect Advisor appointments to the Architectural Board of Review, and

declaring an emergency” was read for the first time. Ms. Heinen moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-101 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Heinen moved that Ordinance No. 2011-101 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-101 adopted

**Ordinance No. 2011-102** – “An Ordinance confirming the appointment of the Prosecutor for the Village of Hunting Valley, providing compensation for the prosecutor and repealing certain ordinances, and declaring an emergency” was read for the first time. Mr. O’Neill moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-102 be placed on its third and final reading, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Mr. O’Neill moved that Ordinance No. 2011-102 be adopted as read, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-102 adopted

**Ordinance No. 2011-103** – “An Ordinance authorizing the Mayor to enter into an agreement with Schottenstein Zox & Dunn Co., L.P.A., from March 1, 2011, through the organizational meeting of Council in January, 2012, and declaring an emergency” was read for the first time. Ms. Weber moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-103 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Weber moved that Ordinance No. 2011-103 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-103 adopted

**Ordinance No. 2011-104** – “An Ordinance amending certain subsections of Section 149.15 of the Codified Ordinances of the Village of Hunting Valley relating to wellness incentive pay, and declaring an emergency” was read for the first time. Mr. Medinger moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-104 be placed on its third and final reading, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Mr. Medinger moved that Ordinance No. 2011-104 be adopted as read, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried

Ordinance No. 2011-104 adopted

**Ordinance No. 2011-105** – “An Ordinance authorizing the Mayor to enter into an agreement with the Ohio Department of Transportation for rock salt, and declaring an emergency” was read for the first time. Ms. Weber moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-105 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried

Rule suspended

After discussion, Ms. Weber moved that Ordinance No. 2011-105 be adopted as read, which motion was seconded by Mr. O’Neill.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried

Ordinance No. 2011-105 adopted

After discussion, Mr. Medinger moved to adopt the 2011 Budget. Ms. Weber seconded the motion.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried

2011 Budget adopted

**Ordinance No. 2011-106** – “An Ordinance to make appropriations for current expenses and other expenditures of the Village of Hunting Valley during the fiscal year ending December 31, 2011” was read for the first time. Ms. Heinen moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-106 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, Sears, Weber  
Nays: None  
Abstain: O'Neill

Motion carried  
Rule suspended

After discussion, Ms. Heinen moved that Ordinance No. 2011-106 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, Sears, Weber  
Nays: None  
Abstain: O'Neill

Motion carried  
Ordinance No. 2011-106 adopted

**Ordinance No. 2011-107** – “An Ordinance authorizing the Mayor to enter into an agreement with the Chagrin Valley Dispatch (“CVD”) for the dispatch of public safety services and the operation of a regional communications center; appointing the Mayor as the Village Representative to the Council; and declaring an emergency” was read for the first time. Ms. Heinen moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-107 be placed on its third and final reading, which motion was seconded by Mr. O'Neill.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Heinen moved that Ordinance No. 2011-107 be adopted as read, which motion was seconded by Mr. O'Neill.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-107 adopted

**Ordinance No. 2011-108** – “An Ordinance authorizing the Mayor to submit an application to the Cuyahoga County Municipal Energy Program for energy audit services and energy efficiency conservation projects, and declaring an emergency” was read for the first time. Ms. Weber moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-108 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Weber moved that Ordinance No. 2011-108 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-108 adopted

Mr. Harding then presented to Council the Fiscal Officer’s Certificate related to Ordinance 2011-109, and executed that document.

**Ordinance No. 2011-109** – “An Ordinance providing for the issuance and sale of notes in the maximum principal amount of \$5,500,000 notes, in anticipation of the issuance of bonds, for the purpose of paying a portion of the cost of constructing, furnishing, equipping, improving the site of, and otherwise improving a Village Hall to house municipal offices and functions, and improving the waterworks system in the Village, and declaring an emergency” was read for the first time. Ms. Weber moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-109 be placed on its third and final reading, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Heinen, Medinger, O’Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Weber then moved that Ordinance No. 2011-109 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-109 adopted

**Ordinance No. 2011-112** – “An Ordinance amending Chapter 351 of the Codified Ordinances of the Village of Hunting Valley to provide parking regulations for through roads, streets and highways within the Village, and declaring an emergency” was read for the first time. Ms. Weber moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-112 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Rule suspended

After discussion, Ms. Weber moved that Ordinance No. 2011-112 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Ordinance No. 2011-112 adopted

Council then held the election of the President Pro-tem of Council. Ms. Heinen nominated Mr. Bruce Mavec for the office. There were no other nominations. Ms. Heinen moved to close the nomination and cast a unanimous ballot for Mr. Mavec as Council President Pro-tem. Mr. Medinger seconded the motion.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Mr. Mavec elected President Pro-tem

Ms. Heinen then moved to appoint Mr. Mavec as Council's representative to the Planning and Zoning Commission, which motion was seconded by Ms. Weber.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried

Mr. Mavec appointed to the Planning and Zoning Commission

Ms. Heinen then moved to appoint Ms. Weber as Council's representative to the Architectural Board of Review, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried

Ms. Weber appointed to the Architectural Board of Review

There was then a brief discussion regarding a proposed change to the terms of a lease of one of the cellular towers, which would change the escalation rate to a flat fifteen percent (15%) every five (5) years instead of tying the rate of increase to the CPI. The Mayor referred the matter to the Cellular Tower Committee.

Ms. Weber moved to confirm the Mayor's appointments to the Village's Boards and Commissions, which motion was seconded by Mr. O'Neill.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried

Appointments confirmed

The update on the Orange Schools was deferred until the next council meeting.

Chief Maine reported that the winter has played havoc on the Village's roads, but the police and service departments have managed the difficulties very well.

Mr. Cunningham reported that he and Chris Courtney will be attending a meeting in Columbus to pursue funding for the Fairmount Road reconstruction. The Service

Department will be cold patching the roads to make them passable until the road program is done this summer. The Chagrin River Road Sheet Pile project will be starting on Friday, March 18, 2011.

Ms. Heinen moved to adjourn to executive session for the purpose of discussing the possible acquisition of real estate and to discuss the compensation of Village employees, which motion was seconded by Mr. O'Neill.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Meeting adjourned to executive  
session at 5:55 p.m.

Mayor Wheeler reconvened the meeting at 7:05 p.m.

**Council then considered Ordinance No. 2011-111** - "An Ordinance authorizing the Mayor to enter into an agreement with David A. Maine for Chief of Police services necessary to provide for the daily operation of the Police Department, and declaring an emergency" was read for the first time. Ms. Heinen moved that the rule requiring that legislation be read on three separate days be suspended and that Ordinance No. 2011-111 be placed on its third and final reading, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, Sears, Weber  
Nays: None  
Abstain: O'Neill

Motion carried  
Rule suspended

After discussion, Ms. Heinen moved that Ordinance No. 2011-111 be adopted as read, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, Sears, Weber  
Nays: None  
Abstain: O'Neill

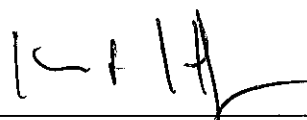
Motion carried  
Ordinance No. 2011-111 adopted

There being no further business to come before Council, Ms. Heinen moved to adjourn the meeting, which motion was seconded by Mr. Medinger.

Roll Call: Yeas: Heinen, Medinger, O'Neill, Sears, Weber  
Nays: None

Motion carried  
Meeting adjourned at 7:07 p.m.

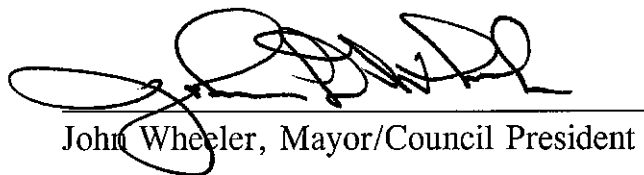
Respectfully submitted,



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Thomas Flynn, Clerk

APPROVED:



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John Wheeler, Mayor/Council President

Dated: April 12, 2011.

