



**RICHFIELD VILLAGE COUNCIL
REGULAR MEETING MINUTES
TUESDAY, SEPTEMBER 3, 2019
6:30 p.m.**

ROLL CALL: Domanick, Healey, Hudak, Lanford, Lyons and Waszak. **ABSENT:** Wheeler.

MOTION: TO EXCUSE MR. WHEELER FROM THE MEETING.

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

OTHERS PRESENT: Mayor Beshara, Police Chief Morgan, Fire Chief McLean, Recreation Director Jocek, Finance Director Turk, Service Director Papp, Planning and Zoning Director Frantz and Sara Fagnilli of the Walter Haverfield law firm.

APPROVAL OF MINUTES

MOTION: TO APPROVE THE MINUTES OF THE AUGUST 20, 2019 REGULAR MEETING, AS CORRECTED.

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

COMMUNICATIONS AND PETITIONS

A representative from the Summit County Department of Community and Economic Development will visit on Oct. 1 to discuss programs that are available to low- to medium-income residents.

Public officials are invited to the Akron Zoo “State of the Zoo” event on Oct. 3. The presentation will include a breakfast buffet and a golf-cart tour of the zoo.

MAYOR’S REPORT

Beshara asked for an executive session at the end of the meeting to discuss property acquisition and the appointment, employment, promotion, dismissal or compensation of a public official.

She also read a proclamation declaring September to be Childhood Cancer Awareness Month.

The mayor also expressed her thoughts to those affected by Hurricane Dorian in the Bahamas, as well as the recent California boat tragedy.

DEPARTMENT HEAD REPORTS:

Morgan reported the total calls for August: 1,100 in the village and 248 in the township.

He also asked Council to confirm the mayor’s appointment of Officer Dave Polak to sergeant. He has served on the Richfield police force since 2012 and will fill the spot vacated by Assistant Chief Swanson. Beshara noted that all of the police positions have been filled and that Morgan would be retiring soon.



MOTION: TO CONFIRM THE MAYOR'S APPOINTMENT OF OFFICER DAVE POLAK TO THE POSITION OF SERGEANT.

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

Lanford noted that Polak's promotion was not mentioned in the assistant chief's report (below). Beshara said Polak would be officially sworn in on Sept. 16 and ceremonially sworn in at the Sept. 17 meeting.

Domanick discussed the new speed radar sign. He likes its price, durability and portability.

Assistant Chief Swanson – Police

Report:

Part-time Patrol Officer Rich Dobson submitted his resignation effective September 1, 2019. Rich has been employed with our department for over eight years and has a total of over 25 years in law enforcement. Rich brought a great amount of experience and professionalism to our department, and he will truly be missed.

We are actively conducting background investigations for the position of part-time police officer.

After much research, we ordered (2) Portable Radar Display signs from Kustom Signals, Inc. These are lightweight, very durable, highly visible, portable radar speed display signs. Kustom Signals is a reputable company, and we have purchased other equipment from them in the past. The signs will be mounted below existing speed limit signs, or can be mounted to a telephone/light pole. They were much more cost effective than trailer-mounted devices.

We were able to purchase the (2) signs for less than the cost of (1) trailer mounted device at a cost of \$5,308 for both devices. The signs will flash and blink when a speed violation is detected. This has been determined to be an effective method of slowing speeders, by alerting them to their speed. It will also record valuable traffic data that we can use to determine peak times of violations. It should be noted that these are not traffic cameras, and they will not be used to issue citations. The devices should be here within 60 days, and we will immediately deploy them to high traffic-complaint locations. We will continue to move them throughout the area, as the needs arise.



Chief McLean – Fire

Calls for the month of August: Village EMS 31, Village Fire 16, Township EMS 16, Township Fire 4. Total: 67.

State Fire Marshal Jeff Hussey will appear at a special event hosted by Charles Schwab and the fire department on Sept. 12. Topics will include an overview of his office, disaster preparedness, business safety response and community planning.

Lanford asked McLean about grant possibilities for the diesel emissions evacuation system (see below). She also asked about the posting of the assistant chief position, and McLean said the job was posted internally.

Report:

- We are working on a grant for the diesel emissions evacuation system for the apparatus bays. We can apply through FEMA and the State of Ohio. This is part of our new Health and Safety initiative. If we receive a grant, we still will need some capital funding for this project.
- We have been involved on a daily basis with Richfield Elementary School and the renovation project over the past two weeks. We have been coordinating with the Building Department and the school administration to assure we can occupy the building during the ongoing renovation.
- We have two applicants for the Assistant Chief position, and we are setting up the testing and interview process.
- We have completed all the apparatus pump testing and certification as we are required to do every year per NFPA. Both pumpers and the tanker passed. The 2006 pumper will need some minor valve and mechanical work in 2020.
- The State Fire Marshal will be coming to Charles Schwab on September 12. We are co-hosting this event as part of the company's annual safety awareness month. You are welcome to attend, please RSVP.
- The all hazard plan for Richfield Elementary and the external stakeholders continues to move forward.
- Response totals will be given verbally at the meeting.



Director Jocek – Recreation

The Akron Zoo has provided free tickets for Richfield residents.

Report:

- The Parks and Recreation Dept. is working on putting the summer activities to sleep, closing up the Johnson Barn. It is my hope that we will consider getting a yearlong occupancy permit so that that facility can be used for other programs besides Day Camp. It is a great barn with lot of opportunities.
- The Eastwood Preserve Fall Fest will take place on Saturday, September 14, from 11 a.m. until 5 p.m. Please plan on attending this fun event. There will be a pre-sale chicken dinner served at Fall Fest. Please get your tickets at the Recreation Center. They are \$12 a dinner: chicken, baked potato, pasta salad, roll & corn on the cob.
- Thorson/Baker has completed the drawings for the Eastwood Barn repair, and the contracts with the state are in order. Just for your information, we have had two resolutions: one to apply for the grant and the other to accept the NatureWorks grant. This was on February 5th, 2019.
- According to Service Director Chris Papp, the parking lot on the Hawkins Road Park will be done this year.
- Upcoming dates for you to remember:

Fall Fest
Quilt Show Senior Center
Tree Lighting

Saturday, September 14
Sat.-Sun., September 14 & 15
Friday, November 29



Director Papp – Service

Demolition of the Heinle property building would involve several steps, including the well, sewer, asbestos and building materials. Healey suggested that the garage could be used for Senior Center vehicles.

Hudak said improvements to the property must be referred to the Planning and Zoning Commission. He said the village did not buy the property to maintain the residence, and he hopes its removal would not result in a 25-year stalemate like the Knopp House.

Report:

- 1) Asphalt paving program contractor Perrin Asphalt started August 15. Below is the schedule, weather pending:

ROAD	GRIND	REPAIRS	PRESEAL	PAVING
Brush Road	08/15-08/16	08/19-08/23	08/26-08/30	09/03-09/06
Deer Path	08/15-08/16	08/19-08/23	08/26-08/30	09/03-09/06
Fox Run	08/16-08/21	08/26-08/30	09/03-09/06	09/09-09/13
Treelawn Drive	08/16-08/21	08/26-08/30	09/03-09/06	09/09-09/13
White Pine Drive	08/16-08/21	08/26-08/30	09/03-09/06	09/09-09/13
Richfield Woods	08/26-08/28	09/03-09/06	09/09-09/13	09/16-09/27
Alger Road	08/26-08/28	09/03-09/06	09/09-09/13	09/16-09/27
Muriel	08/26-08/28	09/03-09/06	09/09-09/13	09/16-09/27

Work continues, on schedule or slightly ahead.

- 2) The Service Department continues to work to get Everett Pointe in condition for dedication.
- 3) Service Department submitted abatement report addressing 100% of PERRP (Public Employee Risk Reduction Program) violations
- 4) Cemetery Board recommended revised cemetery rules for Council approval
- 5) Worked Snow Plow Licensing ordinance
- 6) The Service Department attended the following training:
 - a. Slips, Trips and Falls (No. 1 cause of workplace injuries)
 - b. Leveraging Fuel Tax Increase (Service Director)
- 7) The Service Department continues to work on the Capital Projects budgeted for 2019.

Recommendations/Considerations:

- 1) Future workshop discussion on Right of Way ordinance
- 2) Future workshop discussion on Briarwood status
- 3) Future workshop discussion on changes to lane configurations at SR 303 and Broadview and Brecksville and Highlander



Motions/Legislation:

- 1) Legislation to approve expenditure of \$75,000 to GPD Group for mapping for sewers.

Director Frantz – Planning & Zoning

Frantz said the water tower site is fully designed, and consultants will attend the Sept. 24 meeting of the Planning & Zoning Commission to discuss site plan approval. Design work is underway on the water lines to the center of town and the pump station at 3921 Brecksville Road.

Hudak asked about the groundbreaking of the water tower site. Frantz said that might take place in the second quarter of 2020. Water lines could be active in late 2020 or early 2021.

Healey asked if the Summit County land bank was involved on a Donna Drive property. Frantz said yes, and if no results are forthcoming, he would issue a final notice to the owner.

Waszak asked about the color of the water tower. Frantz said Cleveland did not want it to be white, but it is open to suggestions regarding colors and logos. Hudak said that could be considered by the Planning & Zoning Commission.

Report:

- 1) At their meeting held on August 27th, the Planning Commission conducted a presubmission conference with an applicant interested in opening a landscape business that focuses on creating outdoor living spaces. The business (Baron Landscaping) currently operates from the City of Brooklyn and is interested in acquiring 4751 Brecksville Road (former Richfield Radiator) to relocate the business. A request for conditional zoning approval will likely be on the September 10th Planning Commission agenda. Also at the next meeting, the Commission will begin further discussion of the zoning for the South Wheatley properties in connection with the South Wheatley architectural design project.
- 2) At their meeting held on August 14th, the Board of Zoning Appeals (BZA) denied a variance to permit a 25 feet side rear yard setback instead of the 50 feet required for the property located at 3364 Prairie Vista Court. In connection with this action, the BZA will meet on September 11th to adopt Conclusions of Fact and Findings of Law in connection with the denial of the variance request.



- 3) Progress is continuing on various properties cited for maintenance violations. Specifically, I am in conversations with representatives of BP regarding the former gas station at the corner of Brushwood and Brecksville Road. The property owner is entertaining demolition of the existing building but has not ruled out repairing the structure for future reuse. Either way, the owner is aware of the Village's intention to proceed with court action if the site is not brought into compliance with the Codified Ordinances.

Recommendations/Considerations: None

Legislation: Approval of the pending economic development assistance grant

Director Turk – Finance

Report:

Income Tax

August's income tax collections came in 16.8% higher, or \$114,367 higher than August 2018. Year-to-date receipts through August are still \$301,559 lower, or 4.1% lower than 2018. A separate memo will be sent out with more details.

2020 Budget

The 2020 Base Budgets have been distributed to the department heads. The department heads will review the budgets to determine if any changes are required. Service is working with the departments on capturing their 2020 Capital Budget requests. The Mayor will conduct staff level hearings on the Performance Measurement Plans and the 2020 Operating and Capital Budgets during the second half of September. We would like to discuss Council's priorities for the 2020 Budget at the September 17th work session. The Mayor's Recommended 2020 Budget documents will be prepared and distributed to Council by the end of October. Budget discussions with Council and public comment can be held during the November and December Council meetings/work sessions with adoption of the 2020 Budget Appropriations Resolution occurring on December 17th.

Delinquent Sewer Assessments and Grass Cutting Bills

By mid-September, we have to send delinquent sewer balances to the County to be assessed on the parcels' property taxes. To avoid this assessment, accounts need to be brought up to date before September 9, 2019. After this date, staff will gather the delinquent account information and forward it on to the County. This year, we have approximately \$47,000 (37 accounts or 3.4%) of the total accounts are delinquent and will be sent to the County. Last year we had



approximately \$80,000 (6%) of the total accounts assessed. We will also put unpaid grass cutting bills onto the property taxes.

Law Director: No report.

COMMITTEE REPORTS

RJRD Meeting Reports by Mrs. Healey:

RJRD Board Aug. 20, 2019

The Ohio History Fund Grant of \$15,000 was awarded to the restoration of the Kirby Mill. There is a two-page report from Ohlin & Reed, Structural Design Consultants, John Reed, P. E. spelling out the project scope, coming to a projected total of \$166,000.

FOCH was awarded \$25,000 for Historic Home Stabilization of Amity House. Tim Ocwalt will donate four columns, with a second donor donating time and an excavator to reinstall some of the rim joists to allow Amity to be stabilized for mothballing it.

The volunteers helped in many aspects of the park. They scraped and prepared Gund for painting, cleaned various buildings, cleared vegetation from trails and roads, etc.

The water wells still need EPA compliance with Niple and Burgess hired to complete this. The lower dam work is being done by Black Water with Gannett Fleming doing the overview of the work. The cost is approximately \$531,000 for Phase One of the dam reconstruction.

Trick or Treat on the Trail will take place on Oct. 20. Nichole Shill and others are working on this. There is a focus on Gemini to prepare it to be rented, using the Oviatt Road access for parking.

Cemetery Board: Hudak shared photos of the tombstones at Fairview Cemetery. Beshara said she hoped the large tree could be saved. She also commended Doug Mayer for his work on the headstone repairs.



Hudak said the tombstones are very fragile, and some are 150 to 200 years old. He commended another company for its work at the West Richfield Cemetery. He also discussed a columbarium wall, which would pay for itself through the interment of ashes.

Healey noted that five of John Brown's children are buried in the Fairview Cemetery, and Mayer said that their tombstones have automatically become national monuments. Papp said the focus should be on monuments that could fall on someone or break.

Park Board: Domanick said the next meeting is set for Sept. 9 at the Rec Center. Topics will include next year's budget and the review board for the feasibility study.

CAUCUS

COMMENTS FROM FLOOR ON AGENDA ITEMS ONLY: None.

ORDINANCES AND RESOLUTIONS

First Readings:

RESOLUTION 42-2019

Offered by All of Council

A RESOLUTION AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS FOR THE IMPROVEMENT OF PUBLIC SIDEWALKS ON BRECKSVILLE ROAD BETWEEN WHEATLEY ROAD AND 3027 BRECKSVILLE ROAD AND DECLARING AN EMERGENCY

MOTION: TO SUSPEND SECOND AND THIRD READINGS OF RESOLUTION 42-2019.

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

MOTION: TO ADOPT RESOLUTION 42-2019.

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

ORDINANCE 43-2019

Offered by All of Council

AN ORDINANCE ENACTING NEW CHAPTER 945, "CEMETERIES" OF THE PLANNING AND ZONING CODE TO UPDATE RULES, REGULATIONS AND FEES IN THE VILLAGE'S CEMETERIES

RESOLUTION 44-2019

Offered by All of Council

A RESOLUTION AUTHORIZING AND DIRECTING THE SERVICE DIRECTOR TO ADVERTISE FOR BIDS FOR THE INSTALLATION OF AN ADA-COMPLIANT RAMP FOR ACCESS TO THE SIDE ENTRANCE OF THE RICHFIELD HISTORICAL SOCIETY BUILDING AND DECLARING AN EMERGENCY

MOTION: TO SUSPEND SECOND AND THIRD READINGS OF RESOLUTION 44-2019.

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



MOTION: TO ADOPT RESOLUTION 44-2019.

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

ORDINANCE 45-2019

Offered by All of Council

AN ORDINANCE CREATING A NEW CHAPTER 732, OF PART SEVEN OF THE CODIFIED ORDINANCES OF THE VILLAGE OF RICHFIELD, ENTITLED "PERMITTING AND REGISTRATION OF PRIVATE SNOW REMOVAL FIRMS AND INDIVIDUALS OPERATING WITHIN THE VILLAGE"

CAUCUS DISCUSSION: Lanford would like this to be discussed at the next work session.

Second Readings: None.

Third Readings:

ORDINANCE 16-2016

Offered by All of Council

AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO A DEVELOPMENT AGREEMENT WITH RICHFIELD FURNACE RUN ASSOCIATES LLC AND WATER AND SEWER LLC AND DECLARING AN EMERGENCY

ORDINANCE 17-2016

Offered by All of Council

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 1128 OF THE VILLAGE OF RICHFIELD'S PLANNING AND ZONING CODE, ENTITLED "RCD SINGLE FAMILY CONSERVATION DISTRICT," TO FACILITATE R-3 RESIDENTIAL CONSERVATION DEVELOPMENT

ORDINANCE 65-2017

Offered by All of Council

AN ORDINANCE ENACTING NEW CHAPTER 933, "USE OF PUBLIC RIGHT-OF-WAY BY SERVICE PROVIDERS," OF THE CODIFIED ORDINANCES AND DECLARING AN EMERGENCY

RESOLUTION 41-2019

Offered by All of Council

A RESOLUTION AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO CONTRACT FOR THE PURCHASE OF ROAD SALT FROM CARGILL INC. DEICING TECHNOLOGY PURSUANT TO THE COMMUNITY UNIVERSITY EDUCATION (C.U.E.) PURCHASING ASSOCIATION PROGRAM FOR THE 2019-2020 WINTER SEASON AND DECLARING AN EMERGENCY



MOTION: TO ADOPT RESOLUTION 41-2019.

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

UNFINISHED BUSINESS:

Waszak said he would like to consider solar panels on the Town Hall roof, as well as changing the street lights to LED bulbs.

NEW BUSINESS:

Lanford said she would also like to discuss the Hawkins Road park and cemetery rules at the next work session, as well as temporary sign requirements at a future work session. Frantz said dirt would continue to be filled at the Hawkins Road park for approximately 18 months. Lanford said she did not want people to be attracted to the area until it is ready for the public.

COMMENTS FROM THE FLOOR:

Roger Swan of Humphrey Road said Council should put money in the budget for the Charter Review Commission, which will convene next year.

WORK SESSION: None.

MOTION: TO ENTER EXECUTIVE SESSION TO DISCUSS ACQUISITION OF PROPERTY AND THE APPOINTMENT, EMPLOYMENT, DISMISSAL, PROMOTION OR COMPENSATION OF A PUBLIC OFFICIAL.

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

The executive session lasted from 7:48 p.m. to 9:27 p.m., when Hudak adjourned the meeting.

Respectfully submitted,

Jeff Gorman
Clerk of Council

Rick Hudak
Council President