



**RICHFIELD VILLAGE COUNCIL
REGULAR MEETING MINUTES
TUESDAY, JUNE 16, 2020
6:30 p.m.
(Meeting conducted via Zoom)**

ROLL CALL: Beshara, Boester, Domanick, Lyons, Philippbar, Stoppenhagen and Waszak.

OTHERS PRESENT: Mayor Wheeler, Police Chief Swanson, Fire Chief McLean, Finance Director Turk, Planning and Zoning Director Frantz, and Law Director Cortes.

APPROVAL OF MINUTES:

MOTION: TO APPROVE THE MINUTES OF THE JUNE 2, 2020 REGULAR MEETING, AS CORRECTED.

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

COMMUNICATIONS AND PETITIONS: None.

MAYOR'S REPORT

Report:

- The mayor asked Council to accept a donation of work gloves from Cintas as personal protective equipment. He and Council thanked Hiram DeJesus for procuring the donation.
- Offices will be at full strength in July. Public buildings will be closed until the 10-person rule is lifted. Playgrounds are open, but those who used them must clean them. Basketball hoops will hopefully go back up soon.
- We are talking to Brecksville-Broadview Heights about Richfield residents using their recreation center.
- Road construction contracts are signed, and work will begin soon.
- Revenues are at \$11.1 million, with expenditures at \$10.6 million. These numbers are monitored daily.
- The mayor asked Council for an executive session on economic development and land acquisition.

MOTION: TO ACCEPT A DONATION OF WORK GLOVES FROM CINTAS.

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



DEPARTMENT HEAD REPORTS:

Chief Swanson – Police

The chief congratulated Scott Dressler on being named the Ohio School Resource Officer of the Year. He quoted Superintendent Montgomery as being proud of Dressler, and Council members offered their congratulations.

Report

After receiving some input from a resident, I reviewed our current Use of Force policy. I consulted with the mayor and Lexipol, and I conducted some research through the International Chiefs Association. Based on the review, I implemented some revisions to the policy to conform with National Consensus on Use of Force and the requests from the resident.

Last week, we also put all of our officers through an updated defensive tactics/use of force training implemented with our new and revised policy. I have also ensured that our policies are in compliance, or beyond, with all requirements set forth by the Ohio Collaborative Law Enforcement Agency Certification (OCLEAC) Standards: 8.2015.1.

One of the speed monitoring signs had to be sent in for some warranty repairs. Our officers are doing their best to complete traffic enforcement, driven by the multitude of traffic-related complaints we receive throughout the village and township.

The Red Cross blood drive, sponsored by the Richfield Police Department, has been set for July 14th and will be held in the council chambers between the hours of 10:00 a.m. and 4:00 p.m. Donors can register an appointment time on that day through the American Red Cross website. Please schedule a time and donate.



Domanick said the speed monitoring sign is working on Streetsboro Road, as he has noticed cars slowing down.

Chief McLean– Fire

Report:

- Lt. Urban, Lt. Ellis, Fire Medic Boleman and Fire Medic Katzakis responded to an EMS call on 6-11-2020 at 6:41 a.m. They transported one patient to Akron General main campus; upon arrival at the ER they presented the ER Department with two patients: one healthy mom and one new baby girl. This is the first delivery I can remember in over 25 years. Great Job!
- We have successfully transferred all the commercial inspection files to our Firehouse Software Management platform that we use for our record keeping. This allows us to access the commercial building list, the required inspections for an address and the Ohio Codes that apply to any violations we may find. We now can do all the inspections on a tablet and eliminate the paper copies. The next part of this electronic conversion will be to add building plans and pre-plans. The inspection files and the pre-plans will be a great asset during our ISO audit. Assistant Chief Seifert and Lt. Purkey have worked on this during the down time since March 11, when we stopped scheduled Fire Inspections.
- Fire Medic Mike Humenik attended an Emergency Vehicle Technician class specifically for our Pierce Pumper in Appleton, Wisc., last week.
- I would like to request some time at a work session to go over our long driveway water flow markers. We have all the details worked out and are ready to roll it out.
- The Pre-Alert wiring started last week along with the software portion in dispatch.



Recreation

Park Board:

The Park Board meeting is scheduled for Monday, June 22, 2020 via ZOOM. The meeting previously reported on June 2, 2020 was preempted due to the final meeting of the Charter Review Commission. The Park Board will resume their normal meeting schedule of the first Monday of the month.

Village/Township/RJRD Park and Recreation Director:

This matter has been tabled due to lack of interest at this time.

Eastwood Community Gardens:

There are nine (9) garden spots still available, and anyone interested should contact Debbie Bluso Rogers, 330-659-9201 or dbluso-rogers@richfieldvillageohio.org if interested to enjoy part of the growing season.

Recreation Programs & Facilities:

Following the Governor's guidelines, the majority of the programs and use of the rentable facilities and the recreation building will remain closed until July 1. JumpStart Sports Clinics will offer some summer sports camps but will be limited to ten (10) children with strict compliance regulations.

Interim Recreation Director is in the process of scheduling a meeting with the Mayor of Broadview Heights Sam Alai, to pursue an agreement for Village residents to join the Broadview Heights Recreation Center. The delay in meeting is due to Broadview Heights developing COVID-19 guidelines for the re-opening of their center.

As a reminder, the Summer Concert Series and Food Trucks have all been cancelled. Interim Director is in the process of contacting all bands and food trucks to cancel and request return of deposits.



Part-time staff and a few seasonals from the Summer Camp program are scheduled to return on Monday, July 6 to begin the annual inventory of assets in all of the buildings. A staff meeting will be conducted to outline programs and work schedules for the remainder of the year.

Director Papp – Service

The Service Department continues to respond to normal and emergent work activities. Administratively, we continue to complete permitting, plan review, sewer billing, and responding to calls and emails. The following are some of the highlights of the Service Department's activities over the past two weeks:

- The Service Director has prepared a brief overview of the Village's sanitary sewer system for Council at a time to be set by Council request.
- The 2020 Asphalt Program will be underway in the coming weeks. Contracts are executed and a preconstruction meeting has been held.
- The Service Department evaluated the asphalt paths at Richfield Woods and plans minor repairs. We have also worked with GPD to develop replacement costs to be discussed at Council's & the Mayor's discretion.
- The Service Department continues to work with the Fire Department to make sure safety protocols are current and PPEs for Service staff are available. Administration building and Service Department facilities "spray" decontamination occurs weekly on Friday afternoons. It is highly recommended that others are not present during this operation.
- The Service Department is working with the consultant to develop an engineering proposal for the Brecksville Road force main and the associated pumping station improvements per the presentation to Council.
- The Service Department resumed brush chipping by quadrant on June 1.
- The Service Department completed installation of the new culvert on Sorenson Drive.
- The Service Director is on vacation and will return on June 29.

Recommendations/Considerations:

- 1) Consider a future workshop meeting on the following items:
 - a. Sanitary Sewer System Overview
 - b. Richfield Woods Path Condition
 - c. Revisiting the mapping for the Village's storm and sanitary systems
 - d. Sanitary Sewer Division staffing



Director Frantz – Planning & Zoning

Report:

- 1) At their recent meeting on June 9th, the Planning Commission took the following actions:
 - a. approved an already erected black plastic mesh fence in the Village Historic District on the property located at 4214 High Street;
 - b. approved a request to eliminate the already approved street lights for Ashton Court in the Ashton Village Subdivision at the request of the residents of the development;
 - c. approved an already erected 4'x4.5' (18 sq.ft.) permanent ground sign (one foot from the edge of the right-of-way) on the property located at 4050 Broadview Road;
 - d. approved a request to re-side the existing building located at 3866 Brecksville Road with Night Gray Hardie siding; and
 - e. approved a request to construct a small building enclosure adjacent the existing front door in order to provide an entry vestibule prior to entering the restaurant space. The total addition will be 8'x22' and will include minor modifications to adjacent parking space configuration.

The Board of Zoning Appeals (BZA) does not have any cases but will meet on June 24th to vote on Conclusions of Fact and Findings of Law related to their denial of case 03-2020. The property owner in this matter has 30 days from May 27th to appeal the BZA decision the Court of Common Pleas.

- 2) GPD Group will be presenting various layouts and options for the Kinross Lakes/Wheatley Road sidewalk project at the July 15th Council work session. From this meeting, Administration is requesting Council provide direction regarding which alternative to pursue. GPD will immediately perform the field survey for the selected layout so a project budget can be formulated for Council in advance of the 2021 budget discussions.

During the July 15th meeting, Rob Morgan will be presenting layouts and planning schemes for the center of town that will focus on the adaptive reuse of the Heinle house (and property). The presentation will also examine the existing entrance to the library off of Grant and possible layouts for improvement.

- 3) The BP agreement is fully executed and the demolition contract is in place. Unfortunately, the contractor had other work begin before contract execution, so timing of the demolition is



slightly delayed. The demolition is scheduled for the week of July 20th and should take no more than one week to complete. I will keep Council apprised if any further delay occurs.

Director Turk – Finance

A resolution is forthcoming to access CARES Act money from the federal government. The village should receive approximately \$300,000 to offset payroll expenses for first responders.

Beshara said she did not agree with employees having to pay 13 percent of Teladoc costs. Turk said that amount was 12.2 percent in 2018. Beshara replied that she was sorry she missed that as mayor, but it is not right and she will work on it with Cortes and Mayor Wheeler.

Report:

Update on Financials

Through June 11, we have collected \$11,113,764 of the \$28,738,000 budgeted for revenue, or 41% of the budget, slightly below the expected rate of 45.8% since we are just completing 5 1/2 months of the year. Even though some of our major revenues appear to be coming in weaker than last year, on the expenditure side, \$10,642,067 was expended overall by the Village through June 11, or 30% of the \$35,284,168 budgeted for expenditures. At the General Fund level, 39% of the budget was expended. We will continue to closely monitor both revenue and expenditures.

IRS Form 720

I completed IRS Form 720 for the Federal Excise Tax regarding the Patient Centered Outcomes Research Institute (PCORI) fee. This is an annual fee that self-insured health plans must pay to fund the federal institute. The IRS treats the fee as an excise tax and it is \$2.45 per person covered by our insurance plan, or \$388.32.

Recommendations/Considerations: The resolution to affirm the use of the County Coronavirus Relief Distribution Funds is submitted for first reading, consideration of suspension of second and third readings, and consideration of adoption is requested in order to apply in a timely fashion for our share of funds when the process becomes available.

Legislation:

- 1) *Resolution No. 40-2020 Affirming that Funds from the County Coronavirus Relief Distribution Fund may be Expended only to cover costs consistent with the Requirements of the CARES Act, and declaring an emergency*



This Resolution is submitted for first reading, consideration of suspending second and third readings, and consideration of adoption. Senate Bill 310 (or it could be House Bill 481), the Ohio Coronavirus Relief Fund, passed the Ohio House last week and included several amendments. It is requested that Council consider suspending readings and consider adoption in order to apply for our share of funds from the County Coronavirus Relief Distribution Fund when the process becomes available. The legislation as passed by the House appropriates \$350 million of Federal CARES Act dollars to local governments. The distribution is essentially based on the proportion of Local Government Fund revenue allocated to local governments in 2019 and excludes local governments that received direct federal CARES money (i.e. Cuyahoga, Summit). In addition, Summit County is creating a CARES Act Payroll Support Plan that will also require legislation to create the fund and then appropriate the monies. In 2019, the Village received \$8,607 from State Local Government Funds and \$137,619 from the County Local Government Funds. The County will be sending out an email indicating what they believe the allocation will be, but they tentatively stated the allocation for both programs should be in the neighborhood of two times our LGF allocation, or in our case just under \$300,000. The County also stated that the State has an additional \$850 million to allocate, so there could be additional distributions. The County's distribution can only be used for first responders' payroll costs. There are a couple of critical procedural steps. First, a municipality must adopt a resolution affirming that it will spend the money on COVID-related expenses incurred between March 1 and December 31, 2020. Hence, the reason for this resolution. Also, even though the money will flow through the counties to local governments, each recipient is required to register with OBM to qualify to receive the funds, and I have completed this registration process. The money must be segregated in a separate fund. Finally, local governments must spend or commit funds by October 15, 2020 or they will be forfeited and redistributed to other local political subdivisions who have expended all funds. We will keep abreast as the process develops and once the legislation and regulations are finalized.

2) Resolution No. 41-2020 Repealing Resolution 31-2020 and Authorizing an Agreement with Teladoc Health, Inc. for physician services for full-time Village employees for August 1, 2020 through July 30, 2021 and declaring an emergency

This Resolution is submitted for first reading. On June 2, 2020, Council approved Resolution No. 31-2020 that authorized an agreement with Teladoc at the current contract rate of \$6.44 per employee per month based on initial discussions indicating a flat renewal. AUI, the Village's insurance advisor, informed the Village that Teladoc Health, Inc. submitted a written renewal for physician services not to exceed \$8.44 per employee per month. Hence, the request to repeal Resolution 31-2020 and to allow the Village to enter into a renewal agreement for \$8.44 per employee per month or \$6,583 with Teladoc Health, Inc. for physician services for 65 full-time Village employees effective



August 1, 2020 through July 31, 2021, which includes the employees' contribution of 13.5% of the premium costs. The current cost of coverage is \$6.44 per full-time employee per month. The renewal rate reflects a 31% increase, or a \$1,560 increase for 65 employees. This Resolution may be amended prior to adoption at the July 21st Council meeting depending on the results of AUI's negotiations with Teladoc and other carriers. Teladoc allows employees to receive virtual visits when urgent medical issues arise, thus reducing emergency room, urgent care and PCP visit costs. Teladoc also increases the likelihood that members will obtain care virtually, rather than choose to seek no care. Teladoc services are estimated to have saved the Village \$31,000 over the past year.

Law Director: He expects movement in the following month on the Yellow Creek watershed litigation. Judges from Summit and Medina counties will sort through all the objections.

COMMITTEE REPORTS

Tree and Landscape: Domanick said the commission met for the first time since February. Tree City USA is set for June 10, 2021. Arbor Day will take place along with Project Pride on April 24, 2021. Next commission meeting is set for Aug. 10.

CAUCUS

COMMENTS FROM FLOOR ON AGENDA ITEMS ONLY: None.

ORDINANCES AND RESOLUTIONS

First Readings: None.

RESOLUTION 40-2020

Offered by All of Council

A RESOLUTION AUTHORIZING THE FINANCE DIRECTOR TO PREPARE AND SUBMIT AN APPLICATION FOR FUNDS FOR THE VILLAGE OF RICHFIELD FROM SUMMIT COUNTY UNDER THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT AND OHIO SENATE BILL 310, AFFIRMING THAT SUCH FUNDS SHALL BE USED ONLY TO COVER COSTS INCURRED BY THE VILLAGE CONSISTENT WITH THE REQUIREMENTS OF APPLICABLE LAW, AND DECLARING AN EMERGENCY

MOTION: TO SUSPEND SECOND AND THIRD READINGS OF RESOLUTION 40-2020.

Moved by Waszak, seconded by Stoppenhagen. Upon roll call, motion passed unanimously.

MOTION: TO ADOPT RESOLUTION 40-2020.

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



RESOLUTION 41-2020

Offered by All of Council

A RESOLUTION REPEALING RESOLUTION NO. 31-2020 THAT AUTHORIZED THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH TELADOC HEALTH, INC. FOR PHYSICIAN SERVICES FOR FULL-TIME VILLAGE EMPLOYEES FOR AUGUST 1, 2020 THROUGH JULY 31, 2021, AUTHORIZING THE MAYOR AND THE FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH TELADOC HEALTH, INC. FOR PHYSICIAN SERVICES FOR FULL-TIME VILLAGE EMPLOYEES FOR AUGUST 1, 2020 THROUGH JULY 31, 2021, AND DECLARING AN EMERGENCY

Second Readings:

RESOLUTION 34-2020

Offered by All of Council

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT WITH THE VILLAGE OF PENINSULA FOR ANIMAL CONTROL SERVICES

CAUCUS DISCUSSION: Beshara said she would vote against the resolution because the village does not have an animal control officer. Wheeler said the village is doing well without one, because this is where we are with Covid. Swanson said the police force does not have a problem handling dog-related issues.

MOTION: TO SUSPEND THIRD READING OF RESOLUTION 34-2020.

Moved by Philippbar, seconded by Stoppenhagen. YAY: Boester, Domanick, Lyons, Philippbar, Stoppenhagen and Waszak. NAY: Beshara.

MOTION: TO ADOPT RESOLUTION 34-2020.

Moved by Stoppenhagen, seconded by Waszak. YAY: Boester, Domanick, Lyons, Philippbar, Stoppenhagen and Waszak. NAY: Beshara.

Third Readings:

RESOLUTION 35-2020

Offered by All of Council

A RESOLUTION AUTHORIZING THE MAYOR AND FINANCE DIRECTOR TO ENTER INTO AN AGREEMENT FOR DISPATCH SERVICES WITH THE VILLAGE OF PENINSULA AND DECLARING AN EMERGENCY

MOTION: TO ADOPT RESOLUTION 35-2020.

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



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

UNFINISHED BUSINESS: Lyons said Council should discuss the charter review commission's recommendations. The resolution should be adopted by Aug. 4. Beshara noted that five votes are necessary to pass the recommendations. Cortes said charter changes should be submitted to the election board by July 31. Council will continue this discussion at a special meeting on June 30 at 6:30 p.m.

NEW BUSINESS: None.

COMMENTS FROM THE FLOOR: None.

WORK SESSION

Richfield Woods park trails

Stoppenhagen said a resident is concerned about standing water and degradation of the trails. They are difficult for wheelchair access. Wheeler said he signed a contract for new asphalt for the trails.

Resident Peg Patterson said the items in the Senior Center freezer should be shared with the public. Wheeler said they need to be declared surplus. Lyons said that legislation can be drafted.

The July 7 work session will include Rob Morgan discussing the layout plans for the center of town, as well as GPD's presentation on sidewalks for the Kinross Lakes-Wheatley Road area.

MOTION: TO ENTER EXECUTIVE SESSION TO DISCUSS LAND ACQUISITION AND ECONOMIC DEVELOPMENT.

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

Executive session lasted from 7:36 to 8:16 p.m., when Lyons adjourned the meeting.



4410 W. Streetsboro Rd. • Richfield, OH 44286-0387

Office: 330.659.9201 • www.richfieldvillageohio.org

Respectfully submitted,

Jeff Gorman
Clerk of Council

Mike Lyons
Council President