

REGULAR COUNCIL MEETING

May 13, 2020

MINUTES

The Regular Council Meeting of the Village of Moreland Hills was called to order by Mayor Fritz at 7:06pm, via Zoom.

PRESENT AT ROLL CALL: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

Also Present: William Hanna, Law Director; Chief Kevin Wyant; Prashant Shah, Treasurer; Jeff Filarski, Village Engineer; Ted DeWater, Service Director; Sherri Arrietta, Clerk of Council

Mayor Fritz asked if there were any additions or corrections to last month's meeting minutes. Mr. Richman stated that on page 2, second paragraph and on page 3, fourth paragraph, the word "memes" should be "names."

Mr. Stanard made a motion seconded by Mr. Richman to approve the minutes of the Regular Council Meeting of March 11, 2020, as amended.\*

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

\*It was discovered later that the word "memes" was the correct word in both locations in the minutes, therefore the minutes were not corrected per Mr. Richman's suggestion and Council's motion to "approve as amended."

Mr. Richman made a motion seconded by Ms. Sturgis to approve the minutes of the Emergency Meeting of April 1, 2020.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: None

MOTION CARRIED

### **Resident Comments**

There were no residents present wishing to speak.

### **Reports from the Mayor and Other Municipal Officials**

Mayor Fritz thanked everyone for working through these difficult times. He stated that many normal procedures lately have not been easy, but everyone is stepping up and doing a great job. He stated that he messaged Council with a CARES funding update; 4.5 billion will go to the state and 1.2 billion of that will go to local municipalities through some type of formulaic approach. Recently, Senate Bill 310 was introduced to take a fraction of that 1.2 billion (350 million) and disperse it to local municipalities. They will not be sending it all at once and the model that they decide to use was one that he advised Council previously that they were not going to be using. They reconsidered it and he believes that Senator Dolan suggested using the local government fund to determine the metric to disburse these funds potentially. It had passed the Senate rather quickly and was sent to the House on the May 11 and they sent it to their Finance Committee on May 12 where proponent testimony by Senator Dolan took place today. Mayor Fritz stated that he is hoping that it will move through the House just as quick as it did with the Senate. He stated that Representative Robinson's aide, Dakota, told him that they are not hearing much opposition from the House and that most opposition that is arising is related to the legality in terms of disbursing the funds with lessened parameters related to the term "Direct COVID," which refers to hand sanitizer, police department overtime, legal bills, etc. Direct COVID is very limited for some municipalities. He shared what some local communities would get based on the calibration from the local government fund metric of this 350 million; Beachwood - \$140,000, Bentleyville - \$ 5,882, Chagrin Falls - \$85,000, Gates Mills - \$64,000, and Moreland Hills - \$25,687 which is close to what Orange is proposed to get at \$27,000, Pepper Pike - \$46,000, Solon - \$215,000, and Woodmere - \$11,000. A municipality has to show proof of the costs incurred directly related to COVID, and anything that does not relate, that amount of money will go back. Mrs. Kozminski-VanderHart asked where the rest of that 1.2 billion would be going. Mayor Fritz stated that it is still allocated for local municipalities, but they are electing not to disburse it all at once. He stated that several weeks ago, Tim Cosgrove, Lobbyist for the Mayor and Managers Association informed local mayors that this would be the case because they are still trying to lessen some of that language that restricts that funding. We are hopeful that the next wave will be able to be used for revenue enhancement, but he is not expecting it because the way the bill was written federally makes it very difficult to allocate it for revenue enhancement. It is also a little bit of a partisan

issue in that some members of the GOP feel that this money should not be used to supplant revenue streams in communities that might have been mismanaged financially. The other side is saying that it might be the case in some instances but that there are a lot of communities that are hurting and have managed their money very well.

Mayor Fritz reported that Mr. Shah, Mrs. Bossart, and Chief Wyant are working on a grant; the Coronavirus Emergency Supplemental Funding grant (CVESF), which is being administered by the Office of Criminal Justice. They have been working diligently to look at the scope of that grant and see everything that we can apply for that is related to COVID. He stated that they are doing a great job writing it up and will be submitting it this week. They have included overtime, PPE, cleaning supplies (including cleaning contracts), and technology (laptop computers with cameras) for employee use at home if needed again. There is a lot of work being put in to that and it is another example of the way the administrative staff is working together to find ways to save money.

We continue to follow all Ohio Department of Health guidelines on campus, including the wearing of masks in common areas and for all visitors, limiting the number of visitors, continuing with the social distancing. It is working well and compliance is good.

Mayor Fritz informed Council that we will be moving forward with the Greening the Hills event on June 13. We decided to move forward with it under the pretense that we can limit the number of assistants helping with that event (employees, Council, etc.) to ten or less. He stated that Council is always so great at coming to these events to help, but we are going to have to limit the number of members that will be able to volunteer this year. There will be restrictions, which Mrs. Arrietta will be sending out to residents in the form of a mailer in the next few weeks. Residents will need to pull into the campus, open their trunk where all their items should be placed and employees will remove the items. All items will need to be in the trunk; we will not be going into the backseat or the passenger side of the car to get them. Our employees will also be wearing masks and gloves. The fall date that was scheduled for September 12 has been changed to October 31 because the company we had for the September date was much more expensive (savings of \$400) and logistically it will makes sense to have it a little later since the June date is later than the originally scheduled date in May.

The Community Kids Fishing Day is on hold right now, but we are hoping for some good news tomorrow when Governor DeWine will address summer time gathering issues. If we are allowed

to gather in groups of 50, up from the current 10, then we will move forward with the event. If that is the case, it may require staging it in two different time frames and requiring people to register beforehand so we can control that number. If the Governor does not change the amount allowed at gatherings, then we will move this event to the fall.

Mayor Fritz stated that he has invited several individuals to the Committee of the Whole Meeting on June 3 to represent the 50 Addison Lane slope stabilization project, one of which being George Clemens, Architect. He stated that he spoke to Mr. Clemens and asked him to have several others in attendance who can answer environmental related issues, engineering issues, and who are in charge of administering the project. He stated that while Mr. Filarski can certainly answer engineering questions, he thought it was a good idea to have another opinion. Mayor Fritz stated that this should give Council enough time to get out to the site and talk to whoever they need to talk to in order to get input ready, prior to the June Committee of the Whole Meeting. He stated that if they need anything else regarding this project or help getting them in touch with people, to please let him know.

Mayor Fritz stated that the Police Department is in a food drive competition with other local police departments. He stated that he knows Council was great and brought in non-perishable food items when we had our food drive in March. We will be doing another two-week round of it and will make an exception for residents wearing masks to drop off food in the bin in our lobbies. This food drive will begin May 27 and will end at the Greening the Hills, where residents can still bring their food items, on June 13. We will also accept monetary donations; all checks to be written out to The Greater Cleveland Food Bank.

Mayor Fritz stated that we would make a decision on the Memorial Day Service by May 20. If we are able to have at least 50 people, then we will have the service but if it is still 10, then it will be too difficult. If we cannot have the service, we will still do something to honor our veterans on that day.

### **Service**

Mr. DeWater reported that as the Mayor mentioned, we are still holding our Greening the Hills event. It will be a little challenging but they will make it happen. He reported that he was able to get the state to bump up our salt tonnage by 500 tons so we will be at 2,000 tons next year. We received our final deliver yesterday of 297 tons so we are going to request that Cargill forgive 557 tons of our purchasing at a fee of \$7.00 a ton. He stated that he will make sure to get that email out tomorrow.

The new recycling truck, that was ordered over a year ago, will be delivered on Friday. We are making an exception to have them come to the Village campus to train the service employees on it. It will be up and running in the next several weeks. The old truck will be sold on govdeals.com as soon as possible; estimated value of \$70,000.

Mr. DeWater reported that they are resuming yard waste and special pick-ups on June 1, and they have already received several calls from residents asking to be put on the list for those pick-ups.

### **Police**

Chief Wyant reported that this week is National Police Memorial Week and stated that Friday, May 15, from sunrise to sunset, the flags in the Village will be flown at half-staff.

As the Mayor already mentioned, he is working with the Finance Department on a grant and is hoping to submit that by Friday after he has Mayor Fritz look it over.

Chief Wyant reported that they are still wearing masks and no visitors are coming to their building. Officers are still taking their temperature, at home either before they come into work or as soon as they get to work. The drop off bin for the food donations is in the vestibule, not in their lobby as no one currently has access to it.

The Community Kids Fishing event is up in the air at this time, as Mayor Fritz mentioned, but if we cannot have it in June, it will be rescheduled for some time in September.

Mayor Fritz thanked Chief Wyant for all his help with the complaints that have been received at the SR 87 slope repair project area. After speaking to one of the residents in that area, the police presence has definitely improved the situation.

### **Engineer**

Mr. Filarski reported on the county bridge replacement project on Chagrin River Road over Willey Creek. The county will be replacing the bridge beams and the bridge deck, and doing some repairs on the abutments. This project will start on May 26 and will run through September. Chagrin River Road will be closed from Miles Road to Jackson Road. The detour route is going to be Chagrin Blvd. to SOM Center Road to Miles Road. Mrs. Kozminski-VanderHart asked if the end of Jackson Road, turning north, would be accessible. Mr. Filarski answered that Jackson will be accessible from Chagrin Blvd. Mayor Fritz clarified that the posted detour is going to encourage people not to go that way (Chagrin Blvd. to Chagrin River to Jackson), although one would be

able to. Mr. Filarski concurred that they do not want people to go that way and should instead follow the detour.

### **Finance**

Mr. Shah commented on local government funds and its allocation that Mayor Fritz spoke about earlier tonight. The local government fund has been in place since 1934 and there is a formula that is in the state Charter of the Ohio Revised Code. The amounts that go into this fund are from sales tax, individual income tax, corporate tax, and public utility tax. A portion of that is divided to the county, and the county then divides that back up to the communities based on another formula, which is based on property valuations, etc. He stated that while there is a formula on how they divide the money up, he has never understood it.

Mr. Shah wanted to address Mr. Richman's question at the Community of the Whole meeting last week regarding cyber insurance coverage. He stated that as he mentioned, he had put in an application to our insurance agency and they are still looking for quotes. They did come back with some preliminary quotes from the current carrier we have, Travelers Insurance. The cyber insurance market has hardened because of the fact there have been attacks on local cities and governments. If we get a \$500,000 policy, our coverage would be approximately \$3,500 annually. He feels it is worth exploring and he thinks we do need some type of cyber coverage. Once the quotes are finalized, he will provide them to the Mayor to make a decision; the insurance ordinance allows for the Mayor to make changes to the policy as needed.

Mr. Shah informed Council that the RITA reconciliation report comes in tomorrow, which will have the numbers for the second half of May. He will share that when he receives it. Mr. Shah stated that Mr. Hanna will probably report on this but he stated that he listened to the Supreme Court argument today, regarding a challenge by the cities against the state for House Bill 49 and House Bill 5. He stated that they are going to take it under advisement and he is not sure when the judgement will be issued but has heard that it would be sometime later this fall. Mr. Shah stated that it was interesting to hear the states side although the cities' side made sense to him.

The audit is going well, but they have not been onsite because of the COVID-19 pandemic. The Finance Department has been providing them with information electronically and they should be done in the next 3-4 weeks.

### **Law**

Mr. Hanna reported on the Senate Bill 310 issues that Mayor Fritz mentioned. Assuming it passes as it is currently formulated, there will be a requirement for Council to adopt a resolution to verify that any monies received would be spent only for purposes that are consistent with the CARES Act, which means that revenue replacement is off the table. Resolution 2020-27, Section 5 (on the agenda tonight) indicates that one of the principal reasons for adopting a resolution would be to ensure that the Village becomes eligible for any replacement money, revenues, other COVID related assistance that is or will become available. This does not specifically index back to the CARES Act because this was written to be broader but potentially there could be legislation down the road that allows some additional uses other than strict COVID-related uses.

Mr. Hanna reported that they are currently 20 hours under projections through March for retainer hours. He stated that they are identifying specifically those entries that are related to the pandemic so that the Village's ability to recover reimbursement for those expenses will be supported.

Regarding SB310, in order to verify that reimbursement for those expenses are proper, there is a provision in the current bill that mandates that any questions that the State Auditor may have, will be answered and any documents be provided to verify the propriety of the payments. Currently, any monies in the local coronavirus relief fund that are not spent go back to the state no later than December 28. Mayor Fritz asked if the amount not used for COVID-related items from that \$25,000 that Moreland Hills would get will go back or if the amount not disbursed from the total 1.2 million will go back. Mr. Hanna stated that he believes it is money not spent out of the initial allocation that will go back to the state. Mr. Shah agreed with Mr. Hanna.

Mr. Hanna stated that he has not had a chance to watch the Supreme Court arguments but will do so tonight. He stated that his partner, Darryl Clay, who argued on behalf of the Northeast Ohio group did point out that he did not receive a single question during his presentation. He explained that Mr. Clay has argued many cases in many courts of appeal in the Supreme Court and indicated that this is the first time that has ever happened. The state prevailed at both the trial court and the court of appeals levels. He stated that there is expected to be a decision 3 to 4 months from now. Mr. Hanna stated he would send the link to Council if they would also like to watch the arguments.

### **Reports of Committees -**

#### **Roads & Safety Committee**

The Roads and Safety Committee met on May 5, 2020 and Ms. Sturgis gave a report based on the meeting minutes, which are attached. The next regularly scheduled meeting is June 2, 2020 at 8:00am.

**Facilities Committee**

The Facilities Committee did not meet on May 5, 2020. The next regularly scheduled meeting will be on June 2, 2020 at 8:30am.

**BZA**

The Board of Zoning Appeals met on May 4, 2020 and Mr. Stanard gave a report based on the meeting minutes, which are attached. The next meeting will be June 1, 2020 at 6:00pm.

**Planning Commission**

The Planning Commission met after the BZA on May 4, 2020 and Mr. Stanard gave a report based on the meeting minutes, which are attached. The next regularly scheduled meeting is June 1, 2020 immediately following the BZA meeting.

**ORDINANCES AND RESOLUTIONS**

**Resolution 2020-27- Introduced by Mr. Stanard**

A RESOLUTION PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY AND DECLARING AN EMERGENCY.

Mr. Stanard stated that this resolution would keep the Village consistent with the federal, state, and municipal levels all across the country. It will recognize that the coronavirus has created an emergency. The preamble of the resolution defines the actions by other entities. It describes the actions taken including the details of the State At Home Order. The President declared that Ohio was a major disaster. The Village recognizes that the safety and welfare of our employees and residents is very important and that prevention and control measures need to be done in the most efficient manner possible, but we do still have responsibilities to provide safety services and public works. It will help position the Village appropriately to provide any available assistance through this pandemic.

Mr. Stanard made a motion seconded by Mr. Emerman to suspend the rules for Resolution 2020-27. Mayor Fritz asked Mr. Hanna if we could amend this resolution to insert CARES into it so we will not need to pass another piece of legislation specific to Senate Bill 310. Mr. Hanna stated that if SB310 should change and we take action to be in place for it tonight, we would need to take additional action later and this would make the historic trail of the legislation a little muddled.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Mr. Stanard made a motion seconded by Mr. Richman for passage of Resolution 2020-27.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-28-Introduced by Mr. Emerman**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MASTER COOPERATION AGREEMENT WITH THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS TO PARTICIPATE IN THE COUNTYWIDE PREVENTIVE MAINTENANCE PROGRAM AND DECLARING AN EMERGENCY.

Mr. Emerman stated that this program has been in existence for some time but this is the first time that it has been memorialized in an agreement such as this. The county reimburses municipalities for the material cost of work done for preventive maintenance of county roads. Applications were made the previous fall and Moreland Hills was accepted for five of these projects.

Mr. Emerman made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-28.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Mr. Emerman made a motion seconded by Mr. Stanard for passage of Ordinance 2020-28.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE  
MOTION CARRIED

**Ordinance 2020-29 - Introduced by Ms. Sturgis**

AN ORDINANCE AUTHORIZING PARTICIPATION BY THE VILLAGE OF MORELAND HILLS IN THE ODOT SALT CONTRACTS AWARDED IN 2020 AND DECLARING AN EMERGENCY.

Ms. Sturgis stated the Service Director has submitted information for the Village to participate in the ODOT Salt program. This legislation outlines the participation regarding the program. She noted that in the Roads & Safety Committee meeting, it was discussed that the Service Department is looking into ways and techniques to reduce the reliance on road salt.

Ms. Sturgis made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-29.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Ms. Sturgis made a motion seconded by Mrs. Kozminski-VanderHart for passage of Ordinance 2020-29.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-30- Introduced by Ms. Sturgis**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH BARBICAS PAVING, LLC FOR THE 2020 ASPHALT PAVEMENT PROGRAM AND DECLARING AN EMERGENCY.

Ms. Sturgis stated that six bids were received. Because original lowest bidder had errors in their bid, it had to be thrown out. The next lowest bidder in the amount of \$205,311 was Barbicas Paving.

Ms. Sturgis made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-30.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Ms. Sturgis made a motion seconded by Mr. Spencer for passage of Ordinance 2020-30.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-31 Introduced by Mr. Richman**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH DIVERSIFIED INFRASTRUCTURE SERVICES, INC. FOR THE 2019 SEWER INSPECTION AND CLEANING PROGRAM AND DECLARING AN EMERGENCY.

Mr. Richman stated that this ordinance would close out the program with a decrease amount of \$31,977.00. He noted that Mr. Filarski informed him that the cost reduction is not due to a reduction in services, it was because the project cost was based on what state the inside of some of the sewers were expected to be in. Once inspected, it was found that a number of feet of sewer line were not in need of as much cleaning as originally anticipated.

Mr. Richman made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-31.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Mr. Richman made a motion seconded by Mr. Spencer for passage of Ordinance 2020-31.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-32- Introduced by Mr. Richman**

AN ORDINANCE AUTHORIZING CHANGE ORDER NO. 1 WITH TERRACE CONSTRUCTION CO., INC. FOR SEWER LATERAL INSTALLATION IN VARIOUS LOCATIONS IN THE VILLAGE AND DECLARING AN EMERGENCY.

Mr. Richman stated this ordinance authorizes to increase the contract amount by \$3,011.35. There is a net increase of \$3,000 because there was an increase for approximately \$6,000 for an additional 65 feet of piping needed at one location and increasing the size of the piping to allow for future residents to the east of that location to be able to tie-in in the future. There is also a decrease of approximately \$3,000 to change from the boring method to the trenching method of digging at a few locations on SOM Center Road. Mr. Filarski noted that the movement of the pipe was for a resident that was going to tie-in to a manhole, which would have required going under his driveway and a parking area to get to his house, so he moved it to the east so that he would not have to do that. He shared a document on the screen showing Council the area in question.

Mr. Richman made a motion seconded by Mrs. Kozminski-VanderHart to suspend the rules for Ordinance 2020-32.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

Mr. Richman made a motion seconded by Mr. Emerman for passage of Ordinance 2020-32.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-33- Introduced by Mr. Spencer**

AN ORDINANCE AUTHORIZING THE VILLAGE TO PARTICIPATE IN A CONSORTIUM TO OBTAIN BIDS FOR SOLID WASTE TRANSFER AND DISPOSAL SERVICES AND DECLARING AN EMERGENCY.

Mr. Spencer stated the Village has participated in this consortium for a number of years, and it includes other municipalities such as Beachwood, Highland Hills, Lyndhurst, Pepper Pike, Solon, University Heights, and Woodmere. These municipalities work with the Cuyahoga County Solid Waste District, who facilitates bids for solid waste transfer and disposal. Participation in this consortium provides several benefits such as buying power because larger volumes can command a better price for the Village. The County has typically allowed input from all the municipalities to ensure their needs are being met and also solicits their input as to the type of contract that they would like to enter into. The intention is for this contract to be for two-years with two additional options to renew (one year each), which means it could be up to a four-year contract. It also includes an opt-out/opt-in option as well, as requested by Mr. DeWater. This ordinance is closely tied to Ordinance 2020-34. They will be bid both separately and together to see where they can get the better price.

Mr. Spencer made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-33.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

MOTION CARRIED

Mr. Spencer made a motion seconded by Mr. Emerman for passage of Ordinance 2020-33.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-34- Introduced by Mr. Spencer**

AN ORDINANCE AUTHORIZING THE VILLAGE TO PARTICIPATE IN A CONSORTIUM TO OBTAIN BIDS FOR RECYCLING PROCESSING SERVICES AND DECLARING AN EMERGENCY.

Mr. Spencer referred to Ordinance 2020-33, and stated that this consortium is the same, but with a few different municipalities. The benefits are similar in that they will get the best price for recycling processing. The contract period is the same as it is for Ordinance 2020-33 above and has the opt-out/opt-in option included as well.

Mr. Spencer made a motion seconded by Mrs. Kozminski-VanderHart to suspend the rules for Ordinance 2020-34.

**ROLL CALL:**

**AYES:** Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

**MOTION CARRIED**

Mr. DeWater informed Council that this gives the county permission to bid for us, and it will come back to the Village before the end of June to allow us to go over the bid packages. We will have until September to enter into the contract with the recommended vendor. He stated that we can have more discussion about it and if it does not look like a good contract, we do not have to opt in.

Mr. Spencer stated that after doing some research, he found out the City of Cleveland has suspended all recycling efforts. The Mayor of Cleveland has stated that he would like residents to continue to put their materials in both the recycling and waste bins to stay in the habit, but because of the level of contamination, (68%) they are unable to sign a contract and cannot recycle currently. He stated that he would like to take this issue to the Green Commission to see if we can find ways to communicate to our residents the seriousness of this situation, should that happen to us in the future. It would cost the Village additional money, which could be passed on to the residents. Mrs. Kozminski-VanderHart addressed Mayor Fritz regarding the fact that he had previously mentioned making a video regarding recycling. Mayor Fritz stated that he actually spoke to Mr. Spencer about that this afternoon so his comments tonight are very timely. He stated that he discussed making a video with Kris Tesar, Green Commission Chair, who also has acting experience. His thoughts are to make it a simple video with some humor that would educate the residents and we can post it on social media. It is on the radar but it has been put off because of COVID-19.

Mr. Spencer made a motion seconded by Mr. Richman for passage of Ordinance 2020-34.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-35** Introduced by Mrs. Kozminski-VanderHart

AN ORDINANCE AUTHORIZING THE MAYOR TO EXPEND FUNDS DONATED BY THE VILLAGE RESIDENTS TO PURCHASE GIFT CARDS FOR EMPLOYEES AND THEIR FAMILIES ATTENDING THE ANNUAL VILLAGE CLAMBAKE FOR EMPLOYEES.

Mrs. Kozminski-VanderHart stated this ordinance gives the Mayor the authority to use the funds donated by residents to purchase gift cards for employees and their families attending the Clambake in an amount no greater than \$200 each. Usually, donations total \$8,000-\$10,000 for the Clambake each year, with approximately \$2,000-\$2,500 used for the gift cards. The food for the Clambake is also purchased with the donated funds.

Mrs. Kozminski-VanderHart made a motion seconded by Mr. Stanard to suspend the rules for Ordinance 2020-35.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

MOTION CARRIED

Mrs. Kozminski-VanderHart made a motion seconded by Mr. Emerman for passage of Ordinance 2020-35.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Ordinance 2020-36- Introduced by Mr. Emerman**

AN ORDINANCE PROVIDING ADDITIONAL APPROPRIATIONS, TRANSFERRING ITEMS ALREADY APPROPRIATED AND DECLARING AN EMERGENCY.

Mr. Emerman stated that there was a return of advance made from the Sanitary Sewer Maintenance Fund to the General Fund. Earlier in the year, an advance was made from the General Fund to the Sanitary Sewer Maintenance Fund because it is paid for through its own revenue source, and once that money is received, it is returned to the General Fund. We also had the typical transfers to the Police and Employees Fund and the Police and Fire Pension Fund.

Mr. Emerman made a motion seconded by Mr. Spencer to suspend the rules for Ordinance 2020-36.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

MOTION CARRIED

Mr. Emerman made a motion seconded by Ms. Sturgis for passage of Ordinance 2020-36.

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

**Miscellaneous**

Mrs. Kozminski-VanderHart asked for the upcoming dates for the Parks Commission and Green Commission meetings. Mrs. Arrietta informed her that the next Parks Commission meeting is scheduled for Monday, May 18 at 6:00pm, but stated that we just reached out to the Chair, Bill Janke, today to ask if he wanted to have a meeting. Mayor Fritz stated that we asked that because a lot of their discussion was predicated on the removal of the house on the hill, which is on hold currently. Mrs. Arrietta stated that the next Green Commission meeting would be before the Committee of the Whole meeting on Wednesday, June 3 at 5:30pm. Mayor Fritz asked Mrs. Arrietta to send Council members the agendas and the link to those meetings going forward.

Mr. Richman informed Council that the Cuyahoga County real estate tax payment date for the second half of 2019, which is normally due at the end of July, has been extended until August 13. He stated that he wanted to thank the Mayor and administration again for their leadership and excellent work in maintaining a healthy environment on campus and throughout the Village while continuing to provide the same excellent services and excellent police protection that we have always enjoyed, even with the new economic constraints during this pandemic.

Mrs. Kozminski-VanderHart made a motion seconded by Mr. Richman to adjourn the Regular Council Meeting at 8:47pm

ROLL CALL:

AYES: Mr. Emerman, Mrs. Kozminski-VanderHart, Mr. Richman, Mr. Spencer, Mr. Stanard, Ms. Sturgis

NAYS: NONE

MOTION CARRIED

The meeting was adjourned at 8:47pm.

Attest:

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Sherri Arrietta, Clerk of Council

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Steve Richman, Council President