

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

May 15, 2018

Pursuant to notice given, a regular meeting of the Council of the Village of Hunting Valley was convened on Tuesday, May 15, 2018, at 5:00 p.m., at the Village Hall. Mayor Richard R. Hollington, Jr. presided.

The following members of Council were present:

Barbara Burkhart	Bill Mulligan
Nancy Heinen	Bill O'Neill
Bruce Mavec	

Also present were Michael Cannon, Chief of Police, Bernice Schreiber, Assistant Finance Director, Don Cunningham, Building Inspector/Service Director, Stephen Byron, Law Director, and Joe Ciuni, Village Engineer. Also in attendance were the individuals named on the sign-in sheet attached to and made a part of these minutes.

Finance Director Brian Coughlin had called in to listen to the meeting and participate in discussion of the matters which came before Council.

Council first considered approval of the minutes of the regular meeting of Council held April 10, 2018. Mr. O'Neill moved that the minutes be approved, which motion was seconded by Mr. Mavec.

Roll Call:	Yeas:	Burkhart, Heinen, Mavec, Mulligan, O'Neill
	Nays:	None

Motion carried  
Minutes approved

**Ordinance No. 2018-4-P**, providing for the payment of bills for the month of April, 2018, was presented. After discussion, Mr. O'Neill moved that the Ordinance be adopted, which motion was seconded by Ms. Heinen.

Roll Call:	Yeas:	Burkhart, Heinen, Mavec, Mulligan, O'Neill
	Nays:	None

Motion carried  
Ordinance No. 2018-4-P adopted

Council then received a report from the Finance Department regarding the Financial Statements for the month of April, 2018. There were no questions.

Pursuant to public notice, the Mayor opened the public hearing regarding Ordinance No. 2018-4 (As Amended). No one spoke. The Mayor closed the public hearing.

**Ordinance No. 2018-4 (As Amended):** “An Ordinance amending Section 1155.04, accessory uses, of the codified ordinances of Hunting Valley to clarify how the additional building ground coverage of an accessory building is calculated for a property that is 10 acres or more, and to limit the maximum permitted building ground coverage of accessory buildings” was read for the third time. It was noted that the ordinance had been referred to the Planning and Zoning Commission. The Commission had recommended that the ordinance be amended, then adopted as amended. The amendment clarified the method by which a property is determined to have ten (10) acres, that is the minimum acreage requirement if a property owner seeks to have an accessory residence on the property. As proposed in the amendment, the calculation of the area of a property would be done in the same manner that lot-area is calculated for the five (5) acre lot-size per residence. That calculation is set forth in Section 1155.09(b) of the Codified Ordinances, and it excludes any area that is subject to an easement (for access or for conservation purposes) and area in a flood plain. It was noted that this calculation was implied in the code, but the proposed amendment would make the requirement explicit and clear. Mr. Mulligan moved to amend Ordinance No. 2018-4 to include language which would require the calculation of lot-area for an accessory dwelling unit to be performed in the same fashion that the Village calculates the land area when determining the number of residential units permitted under Section 1155.09(b). The motion was seconded by Ms. Heinen.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan  
 Nays: None  
 Abstain: O’Neill

Motion carried  
 Ordinance No. 2018-4 amended

After discussion, Mr. Mavec then moved that Ordinance No. 2018-4 (As Amended) be adopted as read, which motion was seconded by Ms. Heinen.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan  
 Nays: None  
 Abstain: O’Neill

Motion carried  
 Ordinance No. 2018-4 (As Amended) adopted

**Ordinance No. 2018-6** “An Ordinance enacting a new Section 1153.02 of the Codified Ordinances of the Village of Hunting Valley to define the expiration of zoning approval.” was read for the second time. The ordinance had been referred to the Planning and Zoning Commission and will be on the agenda for a public hearing before Council in June.

**Ordinance No. 2018-8** “An Ordinance approving the editing and inclusion of certain ordinances as parts of the various component codes of the Codified Ordinances of the Village of Hunting Valley, Ohio, 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. 2018-8 be placed on its third and final reading, which motion was seconded by Mr. Mulligan.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan, O’Neill  
 Nays: None

Motion carried  
 Rule suspended

After discussion, Ms. Heinen then moved that Ordinance No. 2018-8 be adopted as read, which motion was seconded by Mr. Mavec.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan, O’Neill  
 Nays: None

Motion carried  
 Ordinance No. 2018-8 adopted

**Ordinance No. 2018-9** “An Ordinance authorizing the Village to participate in the Ohio Department of Transportation Winter Contract (018-019) for road salt and take any other action necessary to participate in the bulk purchasing of road salt” 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. 2018-9 be placed on its third and final reading, which motion was seconded by Mr. Mavec.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan, O’Neill  
 Nays: None

Motion carried  
 Rule suspended

After discussion, Mr. O’Neill then moved that Ordinance No. 2018-9 be adopted as read, which motion was seconded by Mr. Mavec.

Roll Call: Yeas: Burkhart, Heinen, Mavec, Mulligan, O’Neill  
 Nays: None

Motion carried  
 Ordinance No. 2018-9 adopted

**Resolution No. 2018-3** “A Resolution approving the adoption of the Cuyahoga County, 2017-2022 All Hazards Mitigation Plan, and Declaring an Emergency” was read. Mr. O’Neill moved to adopt the resolution as read, which motion was seconded by Ms. Heinen.

Roll Call:      Yeas:      Burkhart, Heinen, Mavec, Mulligan, O’Neill  
                      Nays:      None

Motion carried  
 Resolution adopted

Michael Healy was present at the meeting to present a proposed lot split at 3050 Chagrin River Road, which had previously received preliminary approval. There was a lengthy discussion regarding the proposed split of forty-five (45) acres into four (4) lots. The property had previously been approved for a Conservation Development, and much of the property that formerly was a part of 3050 Chagrin River Road was conserved by the Village in conjunction with the Western Reserve Land Conservancy. The current proposal is to split the remaining property into four (4) parcels. Two of the parcels would be ten (10) acres, with frontage on Chagrin River Road and Shaker Boulevard. The conservation easements on these parcels would continue, and there may be further encumbrances placed on the land. The upper portion of the lot would be split into a twenty (20) acre parcel and a five (5) acre parcel. The five (5) acre parcel would have an access easement over the twenty (20) acre parcel, as it would have no frontage on a public street. It was also noted that the five (5) acre parcel had not yet proven suitability for septic and water services. The Planning and Zoning Commission had approved the lot split, and recommended that Council approve the lot split, subject to proof of lot suitability for septic and water services and an appropriate access easement to Shaker Blvd. After the discussion, Ms. Heinen moved to approve the lot split for the property located at 3050 Chagrin River Road, subject to proof of suitability for septic and water service and provided an access easement is established for access from the five (5) acre parcel to Shaker Blvd. Ms. Burkhart seconded the motion.

Roll Call:      Yeas:      Burkhart, Heinen, Mavec, Mulligan, O’Neill  
                      Nays:      None

Motion carried  
 Lot split approved, subject to  
 conditions

The Mayor then announced his appointment of Kevin Pestak as a seasonal laborer, commencing May 16, 2018. Ms. Burkhart moved to approve the Mayor’s appointment, which motion was seconded by Ms. Heinen.

Roll Call:      Yeas:      Burkhart, Heinen, Mavec, Mulligan, O’Neill  
                      Nays:      None

Motion carried  
 Appointment confirmed

The Mayor also indicated that he will be re-constituting the Long Term Financial Planning Committee, and that Peter Hellman has agreed to serve as the Chair of the Committee.

Chief Cannon noted that his report had been distributed to Council. The Chief also advised that at the recent Valley Enforcement Group meeting, Wichert Insurance had given a presentation on the Group's insurance. The insurance is "primary," meaning that if the Village were to be sued in addition to the Group, the Group's insurance would provide the cost of the defense and coverage (if needed).

Mr. Ciuni reported that the pre-construction meeting for the resurfacing of SOM Center Road will be June 11, 2018. Construction should be completed by August 31, 2018.

Mr. Cunningham reported that he had distributed his reports to Council for building, service and infrastructure. Laurel Live will be parking by the gray barns this year; the Village had agreed to permit that last year, but the event did not need the additional parking. The Village had appropriated fifty thousand dollars (\$50,000) as a "place-keeper" for the road program this year. In working with Mr. Ciuni, the Village has identified about one hundred forty-three thousand dollars (\$143,000) worth of work to be done this year, including fifty thousand dollars (\$50,000) of work on River Road and seventy-three thousand dollars (\$73,000) of work to be done on Shaker Boulevard. After further discussion, Ms. Heinen moved to approve an increase of the road program for 2018 to permit spending of up to one hundred forty-three thousand dollars (\$143,000). The motion was seconded by Mr. Mulligan.

Roll Call:      Yeas:      Burkhart, Heinen, Mavec, Mulligan, O'Neill  
                      Nays:      None

Motion carried  
 Amount authorized for road program  
 increased

Ms. Heinen then moved to adjourn to executive session to discuss pending or imminent litigation, the possible acquisition of real estate, and the appointment and compensation of Village employees. Ms. Burkhart seconded the motion.

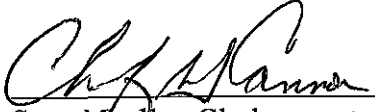
Roll Call:      Yeas:      Burkhart, Heinen, Mavec, Mulligan, O'Neill  
                      Nays:      None

Motion carried  
 Meeting adjourned to executive session  
 at 6:30 p.m.

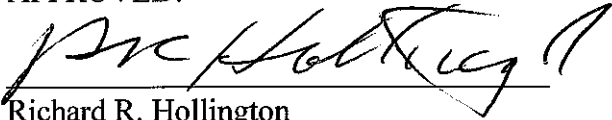
Mayor Hollington reconvened the meeting at 6:52 p.m.

There being no further business to come before Council, the meeting was adjourned at 6:52 p.m.

Respectfully submitted,

  
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Scott Mueller, Clerk *ACTING*

APPROVED:

  
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Richard R. Hollington

Mayor/President of Council

Dated: June 12, 2018