

The Regular, Scheduled Meeting of the Council of The Village of Marble Cliff

At 1600 Fernwood Ave.

February 15, 2016

The regular, scheduled meeting of the Council of the Village of Marble Cliff was held Monday, February 15, 2016 in the Village Hall at 1600 Fernwood Ave. at 7:00 pm. Those in attendance were: Council Members: Matthew P. Cincione, John F. Kukura III, Linda J. Siefkas, Joanne C. Taylor, Kendy A. Troiano and Dow T. Voelker; Mayor, Kent E. Studebaker; Village Solicitor, Yazan S. Ashrawi; Village Engineer, Joshua Ford; Administrative Assistant, William Johannes Fiscal Officer, Cynthia A. McKay. Visitors and press were present.

VISITORS

Mayor Studebaker noted that no one was present at the meeting to speak to the 2015 W. Fifth Ave. redevelopment project. Mayor Studebaker reported he and the Fiscal Officer met with Dan Schmidt, Jonathan Barnes and Aaron Underhill to discuss possible tax and/or development incentives that might be available for the redevelopment of 2015 W. Fifth Ave. Mr. Underhill is an attorney specializing in real estate development and development incentives.

The purpose of the meeting was not to discuss design. Mayor Studebaker reported that he explained that most of the available programs such as a CRA or TIF do not provide a financial benefit to the Village. However, in the case of a CRA, an incentive package can negatively impact the school district. No incentives were requested during the meeting nor since the meeting.

Mayor Studebaker reported he did reiterate the concerns of Council regarding height and density of the proposed redevelopment

CONSENT AGENDA

- 1) Receive - Mayor's Court Report, January, 2016
- 2) Receive – Mayor's Court Annual Report
- 3) Receive – Police Report, January, 2016
- 4) Receive - Fire Dept. Report, January, 2016
- 5) Receive - Building permits issued in January, 2016
- 6) Approval - Minutes of the regular, scheduled meeting of January 16, 2016
- 7) Approval - Financial Statements for January, 2016
- 8) Receive - Village Income Tax Report – \$199,324.40
- 9) Receive – Invitations to a 43212 Association Event and GHHS FIRST Robotics Open House
- 10) Receive – COTA letter regarding Route #19 through the Village of Marble Cliff

Mr. Cincione moved approval of the Consent Agenda. Mr. Kukura seconded. The Consent Agenda was approved unanimously.

VARIANCES AND PERMITS

Mayor Studebaker introduced a side yard setback variance request from Derek and Jennifer Brammell for their property at 1981 W. Third Ave. No one was present to speak for or against the requested variance. Ms. McKay reported that the Village Hall had received no comments in favor of or opposition to the variance request.

Council reviewed the materials submitted with the variance application and discussed the request. Mr. Kukura abstained from discussion of the request citing a conflict of interest as his property abuts the Brammell's property.

Mr. Cincione moved approval of the variance request submitted by Derek and Jennifer Brammell to allow a 5 foot, 4.5 inch side yard setback along the east property line of 1981 W. Third Ave. to accommodate an addition to the existing house as shown in the documents attached to the variance request. Ms. Troiano seconded. The motion passed five in favor and zero opposed. Mr. Kukura abstained from the vote.

MAYOR'S REPORT

Mayor Studebaker reported he presented his State of the Village at the February Chamber of Commerce meeting.

ENGINEER'S REPORT

Mr. Ford presented the design of the Fifth Ave. Street Rehabilitation and Bike Path project. Mr. Ford explained the design east of the railroad tracks will narrow the street slightly for the bike path, but the street will remain one lane of traffic in each direction and a lane for parking on the north side of W. Fifth Ave..

Mr. Ford explained that west of the railroad tracks the street will remain the same width and the bike path will be located in the existing right of way with some minor encroachment onto the property at 1600 Dublin Rd. Mayor Studebaker and Ms. McKay are working with the property owner to arrange for any necessary easement. Ms. McKay also reported the railroad has determined that the work does not require a permit from Norfolk and Southern because it is primarily restriping in existing roadway right-of-way.

Ms. McKay reviewed the funding options available and the construction schedule. She explained that the project will move forward in late 2016 if funds are awarded through the state capital fund. If not, OPWC funds will be pursued and the project will take place in late 2017 or 2018.

Mayor Studebaker introduced the first reading of O-2488-16, An Ordinance to codify the 2016 fees for construction permits issued for work in Village rights of way.

Ms. McKay explained the calculations to determine both the construction permit fee and the annual registration fee. She explained that the construction permit fee based on the prior year's actual expenses should be \$5,315. However in the past the fee has been capped at \$500. Ms. McKay recommended the fee be set at \$750. Ms. McKay explained the fees fluctuate wildly because of the low number of actual projects. Ms. McKay stated her reluctance to set the fee much higher for fear that it might discourage utilities from doing necessary work.

Mr. Voelker moved the rules be suspended. Mr. Cincione seconded. The motion passed unanimously. Ms. Troiano moved the adoption of O-2488-16. Mr. Kukura seconded. The motion passed unanimously.

Mayor Studebaker introduced the first reading of O-2489-16, An Ordinance to codify new annual Registration Maintenance Fee for Occupancy of Village rights of way.

Ms. McKay stated the calculations have determined that the Registration Maintenance Fee for 2016 should be established \$317.22 per mile.

Mr. Cincione moved the rules be suspended. Mr. Voelker seconded. The motion passed unanimously. Ms. Troiano moved the adoption of O-2489-16. Mr. Kukura seconded. The motion passed unanimously.

Mr. Ford reported the pre-construction CCTV of the storm and sanitary sewers for the Street Light Project Phase II is underway. The sewers will be inspected again after the construction is completed. The horizontal boring will begin around March 1, 2016. Lights north of Third Ave. will be installed first.

Mr. Ford reported the striping on the new W. Fifth Ave. bridge is temporary. Permanent thermal striping will be installed when the weather permits. The contractor is still working on the new control panel as well as installing the decorative railing and lighting on the multi-purpose trail. The new traffic lights will be operational when the new video cameras and ground loops are installed.

Mr. Ford left the meeting at this point.

SOLICITOR'S REPORT

Mr. Ashrawi had no report for Council.

ADMINISTRATIVE ASSISTANT'S REPORT

Mr. Johannes reminded Council that a two year contract for landscaping services was executed in 2015 with Peabody Landscaping. Mr. Johannes reported Peabody is ready to begin the 2016 season.

Mr. Johannes reported four dead maple trees will be removed from the east tree lawn on Roxbury Rd. immediately south of W. Fifth Ave. The work will be completed prior

to the next Council meeting, weather permitting.

Mr. Johannes reported the Grandview Heights Parks and Recreation Department are performing monthly safety inspections of the Falco Park playground equipment. The mulch is raked each month, but will need to be replaced in the spring. Grandview will take care of the replacement.

APPROVAL OF BILLS

Mr. Kukura moved approval of the February 2016 bills totaling \$99,970.05.

Ms. Troiano seconded. The motion passed unanimously.

FISCAL OFFICER'S REPORT

Ms. McKay reported that Open Records training will be available as part of the Local Government Conference scheduled for 3/22/2016. Mr. Kukura agreed to attend the training on behalf of the other elected officials.

Ms. McKay reported the Village has signed an agreement for Kohr Royer to perform an appraisal for the Village's Cardigan Ave. lot. Ms. McKay received quotes for the appraisal from 3 companies and Kohr Royer's quote of \$1,000 was the lowest of the three.

COUNCIL MEMBER REPORTS

Ms. Troiano reported Grandview Heights Parks and Recreation Board is finalizing the design for Wallace Gardens and a connector to McKinley Park. The renovation of McKinley Park includes a new patio beside the shelter house. Parks and Recreation will continue to meet over the next 2-3 months with the community for design input.

Ms. Troiano reported the plans for the pool are being finalized and the construction will begin after the 2016 swim season and will be completed by the beginning of the 2017 swim season.

Ms. Troiano reported the next Start Talking Grandview meeting will be held on 2/29/2016. She reported 30-35 people attended the community meeting. The new web site and face book pages were well received. The group continues to work with the middle and high school staffs to address drug abuse concerns in the community. The group's 501(c)(3) status has been approved.

Mayor Studebaker reported that Mr. Kukura will chair the Falco Scholarship Committee. Mayor Studebaker and Mr. Cincione will serve on the committee because of their positions of Mayor and Council President. Joanne Taylor and Dow Voelker agreed to serve as well.

Mr. Cincione moved the 2016 Falco Scholarship Committee be established with Mayor Studebaker, Mr. Cincione, Ms. Taylor, Mr. Voelker as members and Mr. Kukura as chair. Ms. Siefkas seconded. The motion passed unanimously.

Mr. Cincione and Mr. Voelker reported they attended the GHHS basketball game at Wayne Trace High School. The game was held to honor Steve Hall who graduated from Wayne Trace High School and taught and coached at GHHS. As a student Mr. Hall led Wayne Trace to their first state basketball championship.

Mr. Hall passed away a year ago from colon cancer. The event raised \$10,000 for a fund for Mr. Hall's family. The "split the pot" was won by the GHHS math teacher who replaced Mr. Hall. She immediately returned the prize to the fund. Mayor Studebaker and Council thanked Mr. Cincione and Mr. Voelker for the attendance and their report.

OLD BUSINESS

Mayor Studebaker introduced the second reading of O-2485-16, An Ordinance adopting a contract for Police, Emergency Medical and Fire Prevention and Suppression Services, Recreational Facilities, Solid Waste Collection, Maintenance Services, and Other Public Services with the City of Grandview Heights, Ohio and directing the Mayor to execute the contract.

No action was taken

NEW BUSINESS

Mayor Studebaker reported that Mr. Cincione will be acting Mayor during his time out of town in February and March.

ADJOURN

Mr. Voelker moved the meeting be adjourned. Ms. Troiano seconded. The motion passed unanimously. Mayor Studebaker adjourned the meeting at 8:25 PM.

Approved by:

Submitted by:

Matthew P. Cincione
Council President Pro Tem

Cynthia A. McKay
Fiscal Officer

DRAFT