

**MINUTES OF THE SPECIAL MEETING
AMBERLEY VILLAGE COUNCIL
MONDAY, DECEMBER 15, 2008**

The Council of Amberley Village, Ohio met in a special session at the Amberley Village Hall, 7149 Ridge Road on MONDAY, DECEMBER 15, 2008 at 5:00 P.M. Mayor Charles Kamine called the meeting to order. The following roll call was taken:

PRESENT:

Charles Kamine
Jon Chaiken
Fran Cohen
Peg Conway
Leslie McIntosh
Merrie Stillpass

ALSO PRESENT:

Bernie Boraten, Village Manager
Stephen Cohen, Village Solicitor
Lt. Brian Blum, Police/Fire Dept.
Rick Kay, Village Treasurer
Nicole Browder, Clerk of Council

ABSENT:

Louis Katz
Chief Monahan, Police/Fire Chief

Mayor Kamine welcomed everyone to the special meeting of the Amberley Village Council.

FINANCE COMMITTEE:

Mr. Chaiken reported that the Village's insurance will expire on December 27, 2008. He stated that the Finance Committee recently met and reviewed insurance proposals presented by Michael Fishel of Neace Lukens. Mr. Chaiken stated that the committee recommended a renewal contract with VFIS insurance as there was only a two percent increase in the premium which is within the range of fair and reasonable.

Mr. Chaiken also reported that the committee considered an additional umbrella for the Amberley Green property, specifically, regarding the dam on the site. He stated that an additional umbrella at \$10 million would cost an additional \$10,000. The committee recommended not to purchase an additional umbrella since the partially drained dam will be completely drained, thus reducing risk. The dam will still have liability coverage.

Mr. Chaiken clarified that the committee's recommendation translates to Option 1 on the documentation from Neace Lukens. Mr. Chaiken then moved to approve RESOLUTION NO. 2008-17, RESOLUTION AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT WITH PRIME/VFIS. Seconded by Mrs. Conway and the motion carried unanimously.

Mr. Chaiken reported that the Finance Committee had also recently reviewed the CDS engineering fee schedule proposed for 2009. He stated that the committee had moved and passed a measure to engage in a competitive bid process, however, he has learned that the committee cannot base selection of an engineering firm solely on fee structure. Mr. Chaiken explained that the Ohio Revised Code requires that a process be followed in which firms are interviewed and ranked based upon their qualifications. After a qualified firm is selected then, and only at that point in time, the Village can begin negotiating fees for service.

Mr. Chaiken recommended that council accept the 2009 fee schedule submitted by CDS to amend the existing contract and consider the selection process be engaged for 2010 fees. Mr. Chaiken moved to approve RESOLUTION NO. 2008-18, RESOLUTION APPROVING AND ADOPTING PROPOSAL OF CDS ASSOCIATES, INC., TO AMEND ITS SCHEDULE OF

FEES TO BE CHARGED FOR SERVICES DURING 2009. Seconded by Mrs. Conway. The motion carried unanimously.

After a brief discussion, it was clarified that Mr. Boraten would work with CDS to ensure that the appropriate associate is working on each project so as to ensure the most efficient billing process.

There was also discussion regarding the use of “green” engineering methods that may be available for implementation on projects such as stormwater and stream remediation. Mayor Kamine asked if another firm could be utilized for green engineering projects only. Mr. Boraten clarified that it was his belief, however he would need to check to be sure, that the Village can retain other firms for projects less than \$25,000.

Mr. Cohen then informed the council that the Village went through the selection process as defined in the Ohio Revised Code and selected CDS. CDS adopted a contract whereby the contract does not expire. He stated that the contract is subject to a 30-day written notification by either party to terminate the contract. Mr. Cohen stated that it was his belief that the Village would have a hard time finding a substantially cheaper firm that would focus on our needs as much as CDS does. He stated that CDS specializes in government entities as to their clients.

There was general discussion regarding the possibility of an infrastructure bill approval that would allow the Village to move forward on pending shovel-ready projects. Projects mentioned were Aracoma Forest, various stormwater projects and the 2009 road program. Mayor Kamine reported that the First Suburbs group will have travel to Columbus Tuesday to lobby for this bill.

There being no further business, Mr. Chaiken moved to adjourn. Seconded by Mrs. Stillpass. The motion carried unanimously.

Nicole Browder, Clerk of Council

Mayor Charles Kamine