

**MINUTES OF THE REGULAR MEETING
AMBERLEY VILLAGE COUNCIL
MONDAY, JANUARY 11, 2010**

The Council of Amberley Village, Ohio met in a regular session at the Amberley Village Hall, 7149 Ridge Road on MONDAY, JANUARY 11, 2010 at 7:30 P.M. Mayor Merrie Stillpass called the meeting to order. The following roll call was taken:

PRESENT:

Jon Chaiken
Fran Cohen
Peg Conway
Ed Hattenbach
Louis Katz
Leslie McIntosh
Merrie Stillpass

ALSO PRESENT:

Bernie Boraten, Village Manager
Jack Monahan, Police/Fire Chief
Rick Kay, Village Treasurer
Nicole Browder, Clerk of Council
Margie Crowley, Finance Administrator

ABSENT:

Mayor Merrie Stillpass welcomed everyone to the regularly scheduled meeting of the Amberley Village Council, and led those in attendance through the pledge of allegiance.

MINUTES

Mayor Stillpass presented the minutes of the December 14, 2009, regular meeting. Mr. Chaiken moved acceptance of the minutes as submitted. Seconded by Mr. Hattenbach. The motion carried unanimously.

FINANCE REPORT

Mr. Boraten presented the December 2009 Finance Report. Mr. Chaiken moved acceptance of the December Finance Report (copy attached). Seconded by Mr. Katz and the motion carried unanimously.

RESIDENTS TO ADDRESS COUNCIL

Mayor Stillpass announced that Eric Wilson was on the agenda to speak, but was not present in the audience.

COMMITTEE REPORTS

CITIZEN ADVISORY

Mayor Stillpass announced that Mr. Scott Wolf was on the agenda to present an update to the Council regarding the progress of the Citizen Advisory Committee. Mr. Wolf was not present.

FINANCE

Mr. Hattenbach read and moved to approve ORDINANCE NO. 2010-01, ORDINANCE AMENDING ORDINANCE NO. 2005-25 PASSED DECEMBER 8, 2008, TO PROVIDE FOR SUPPLEMENTAL APPROPRIATIONS. Seconded by Mr. Katz and the roll call showed the following vote:

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| AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass | (7) |
| NAY: | (0) |
| ABSENT: | (0) |

Mr. Hattenbach moved to approve this ordinance as an emergency measure. Seconded by Mr. Katz and the roll call showed the following vote:

AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass (7)
NAY: (0)
ABSENT: (0)

Mr. Hattenbach read and moved to approve ORDINANCE NO. 2010-02, ORDINANCE APPROPRIATING FUNDS FOR THE FISCAL YEAR 2009. Seconded by Mr. Katz and the roll call showed the following vote:

AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass (7)
NAY: (0)
ABSENT: (0)

Mr. Hattenbach moved to approve this ordinance as an emergency measure. Seconded by Mr. Katz and the roll call showed the following vote:

AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass (7)
NAY: (0)
ABSENT: (0)

HEALTH, EDUCATION & WELFARE

Ms. McIntosh reported that her committee had met and discussed the recent flyover which took place to count the deer in the Village. Ms. McIntosh read and moved to approve RESOLUTION NO. 2010-01, RESOLUTION ESTABLISHING SUBURBAN DEER MANAGEMENT/REDUCTION MEASURE. Seconded by Mrs. Conway. The motion carried with one abstention, that being Mr. Katz.

Ms. McIntosh commented that the committee considered many factors and a long-term management plan is a difficult process of balancing wildlife needs and the needs of the residents.

Ms. McIntosh reported that the next committee meeting will be held on Tuesday, February 16th at 7 p.m.

BEAUTIFICATION

Ms. McIntosh thanked Jim Reidel at Rockdale Temple for the work performed at Ridge and Section. A great deal of brush and vines were cleared from the site. There were also 200 bulbs planted at the corner of French Park.

The next committee meeting will be held on Monday, January 18th at 7:30 p.m. at the residence of Ms. McIntosh.

PUBLIC OUTREACH

Mrs. Conway reported that the newsletter is in production phase and will be out in mailboxes the first week of February.

Mrs. Conway announced that the Pleasant Ridge Montessori Preschool will hold an enrollment night at the school where parents can visit the rooms, talk with teachers and enroll that evening. Details of this event will be posted to the Amberley Village website.

LAW

Mr. Katz reported that the committee had met several times since the last council meeting to discuss the Village's law director position. Mr. Katz read and moved to approve ORDINANCE NO. 2010-03, ORDINANCE APPOINTING ATTORNEY ROBERT P. MALLOY, ESQ., AS SOLICITOR FOR THE VILLAGE. Seconded by Mrs. Conway and the roll call showed the following vote:

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|---|-----|
| AYE: Chaiken, Conway, Hattenbach, Katz, Stillpass | (5) |
| NAY: Cohen | (1) |
| ABSENT: | (0) |
| ABSTAINED: McIntosh | (1) |

Mr. Katz moved to approve this ordinance as an emergency measure. Seconded by Mr. Conway and the roll call showed the following vote:

| | |
|---|-----|
| AYE: Chaiken, Conway, Hattenbach, Katz, Stillpass | (5) |
| NAY: Cohen | (1) |
| ABSENT: | (0) |
| ABSTAINED: McIntosh | (1) |

This ordinance named Stacey Lefton, Esq. as the prosecutor for all offenses prosecuted in the Village's Mayor's Court.

Mr. Katz then reported that the state law has changed with regard to the child restraint law and it is necessary for the Village Code to be brought into compliance. Mr. Katz read and moved to approve ORDINANCE NO. 2010-04, ORDINANCE REPLACING SECTION 72.73 OF THE VILLAGE CODE OF ORDINANCES, PERTAINING TO CHILD RESTRAINT SYSTEMS. Seconded by Mrs. Conway and the roll call showed the following vote:

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|--|-----|
| AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass | (7) |
| NAY: | (0) |
| ABSENT: | (0) |

Mr. Katz moved to approve this ordinance as an emergency measure. Seconded by Mrs. Conway and the roll call showed the following vote:

| | |
|--|-----|
| AYE: Chaiken, Cohen, Conway, Hattenbach, Katz, McIntosh, Stillpass | (7) |
| NAY: | (0) |
| ABSENT: | (0) |

MAYOR'S REPORT

Mayor Stillpass reported on the changes being made to the front landscape in the front of Village Hall. She reported that since 2004, the Beautification Committee has been working to conceal the concrete slab and pipes. Although a plan was created and the budget approved, it was decided to hold off until after the work on Ridge Road was completed.

In 2008, with a renewed interest in the appearance of Village Hall from Ridge Road, the committee re-evaluated the plan. Original cost estimates for the full plan were too high and the plan was revised to be implemented in several phases. The first phase was just completed and

paid for by funds in the budget and included the following elements: demolition and removal of a buried asphalt driveway, which was left over from when the building was constructed; site preparation; topsoil placement and rough grading; provided and buried a one inch PVC electrical conduit; prepared planting bed; finished grading; provided and planted four trees with mulch rings around each and provided and installed sod.

Mrs. Stillpass continued by commenting that now that the planting area has been prepared, additional shrubs, grasses, and perennials, which will be deemed deer-tolerant, will be planted at the Arbor Day program scheduled for May 2nd and in the future as funds permit.

A new sign in front of Village Hall is also part of the plan. The Beautification Committee will raise funds to complete all elements of the project as well as other initiatives. If you are interested in helping with this project, please contact the Beautification Committee.

MANAGER'S REPORT

Mr. Boraten provided an update on salt usage and snow and ice control. He reported that during the winter season thus far we have had 11 events. To date, the department has utilized 349 tons of salt. In addition, during the month of January, 710 gallons of brine were used.

As some are aware, the Village has been experimenting with a brine system. The Village is actively engaged with the Center for Local Government in discussions with other local governments that may form a group to produce the brine at a cost savings to all of the participating communities. Those discussions are very far along at this point. There is an important meeting of this group here at Village Hall later this month. Amberley may be the location where the brine may be produced and distributed from since we are centrally located. Mr. Boraten stated that he would report back with the recommendations of the department prior to implementation.

Mr. Chaiken asked how much salt the Village has left in storage. Mr. Boraten reported that the Village started the season with 250 tons in the bin. We had 732 tons delivered for a total of just less than 1,000 tons. The usage so far this season would leave approximately 650 tons remaining. All of the supply this year was brought in on a single delivery. The Village will be looking at the issue of storage more in the future.

There being no further business, Mayor Stillpass asked for a motion to adjourn the meeting, which was then moved by Mr. Chaiken and seconded by Mr. Katz, the motion carried unanimously.

Nicole Browder, Clerk of Council

Mayor Merrie Stillpass