



Regular Council Meeting

Tuesday, May 16, 2023 at 6:00 pm

1. Call to Order
2. Pledge of Allegiance
3. Moment of Silence
4. Roll Call
5. Persons having business before Council
6. Mayor's Report
7. Council Comments
8. Legislation

a. Ordinance 2023-2 NOPEC Energized Community Grant

Attachments:

- **Ordinance 2023-2 NOPEC Energized Community Grant** (Ordinance_2023-2_NOPEC_Energized_Community_Grant.docx)

b. Resolution 2023-9 Planning Commission Term Limits

Attachments:

- **Resolution 2023-9 Planning Commission Term Limits** (Resolution_2023-9_Planning_Commission_Term_Limits.docx)

c. Resolution 2023-10 BZA Term Limits

Attachments:

- **Resolution 2023-10 BZA Term Limits** (Resolution_2023-10_BZA_Term_Limits.docx)

d. Resolution 2023-14 Rotary Drive Resurfacing

Attachments:

- **Resolution 2023-14 Rotary Drive Resurfacing** (Resolution_2023-14_Rotary_Drive_Resurfacing.docx)

e. Resolution 2023-15 Re-Appointment of Edward Rahel to BZA

Attachments:

- **Resolution 2023-15 Re-Appointment of Edward Rahel to BZA** (Resolution_2023-15_Re-Appointment_of_Edward_Rahel_to_BZA.docx)

9. Old and New Business
10. Motion authorizing the hiring of an independent contractor to function as a Facility Event Coordinator to assist the Recreation Department in preparation and other duties during the

course of an event.

11. **Motion to go into executive session to interview and consider the appointment of candidates for the Walton Hills Chief position pursuant to Ohio Revised Code section 122.21(G).**
12. **Motion to Reconvene From Executive Session**
13. **Adjournment**

VILLAGE OF WALTON HILLS, OHIO

ORDINANCE NO. 2023-2

INTRODUCED BY COUNCILPERSON

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO APPLY AND ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT(S) IN THE VILLAGE OF WALTON HILLS, OHIO, AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Walton Hills, Ohio is a member of the Northeast Ohio Public Energy Council (“NOPEC”) and is eligible for one or more NOPEC Energized Community Grant(s) for 2023 (“NEC Grant(s)”) as provided for in the NEC Grant Program Guidelines; and

WHEREAS, the Village wishes to enter into a Grant Agreement with NOPEC to receive one or more grant(s) for 2023, and to authorize the Mayor to execute any documents necessary to facilitate said grant.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WALTON HILLS, STATE OF OHIO, THAT:

SECTION 1: This Council of the Village of Walton Hills finds and determines that it is in the best interest of the Village to apply and accept the NEC Grant(s) for 2023 in the amount of at least \$2,873 and authorizes the Mayor or his designee to execute any documents necessary to facilitate the grant with NOPEC.

SECTION 2: This Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare to timely apply and accept said grant; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of two-thirds (2/3) of the Village Council and signature of the Mayor, otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____, 2023

ANGELA REVAY, FISCAL OFFICER

DONALD KOLOGRAF, MAYOR

VILLAGE OF WALTON HILLS, OHIO

RESOLUTION NO. 2023-9

INTRODUCED BY COUNCILPERSON

AN ORDINANCE AMENDING SECTION 1220.01 (b) OF THE CODIFIED ORDINANCES OF THE VILLAGE REGARDING TERM LIMITS AND DECLARING AN EMERGENCY

WHEREAS, the Village of Walton Hills has expressed a desire to limit the terms of Planning Commission Members to encourage public participation and provide opportunities to individuals who wish to participate in government.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF
WALTON HILLS, STATE OF OHIO, THAT:**

Section 1. That section 1220.01 (b) which currently reads:

(b) When a position on the Planning Commission becomes vacant, the Mayor shall appoint the successor within 45 days of the creation of the vacancy, subject to approval of the Legislative Authority for the unexpired term, or full-term as the case may be. However, in the event the Mayor fails to make the appointment within 45 days to fill the vacancy, Council may fill the vacancy by a majority vote. The Mayor shall notify Council of the appointment within the 45-day time period to satisfy this provision. Council's failure to confirm any appointment of the Mayor shall result in a new, 45-day time period for the Mayor to present a new appointment. Where the outgoing Commission Member has served with distinction and desires to continue their service to the Village, the Mayor and Council shall reserve the right to give priority to that applicant in considering their reappointment to another term. Letters of interest may be completed and submitted to the Mayor by residents who are interested in the open seat on the Planning Commission. All letters of interest will be open for public review.

is hereby repealed and amended as follows:

(b) When a position on the Planning Commission becomes vacant, the Mayor shall appoint the successor within 45 days of the creation of the vacancy, subject to approval of the Legislative Authority for the unexpired term, or full-term as the case may be. However, in the event the Mayor fails to make the appointment within 45 days to fill the vacancy, Council may fill the vacancy by a majority vote. The Mayor shall notify Council of the appointment within the 45-day time period to satisfy this provision. Council's failure to confirm any appointment of the Mayor shall result in a new, 45-day time period for the Mayor to present a new appointment. Where the outgoing Commission Member has served with distinction and desires to continue their service to the Village, the Mayor and Council shall reserve the right to give priority to that applicant in considering their reappointment to another term. The Village hereby expresses an intention to limit members to 2 consecutive full terms to encourage participation and provide opportunities to individuals who wish to participate in government. Letters of interest may be completed and submitted to the Mayor by residents who are interested in the open seat on the Planning Commission. Nothing shall prohibit an individual from reapplying for a third term after sitting out a term or should there be no other applicants. All letters of interest will be open for public review.

Section 2. Any other subsection of 1220.01 not herein modified shall remain in full force and effect.

Section 3. This Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare and to immediately comply with current construction standards; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of two-thirds (2/3) of the Village Council and signature of the Mayor, otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

DONALD P. KOLOGRAF, MAYOR

PASSED: _____, 2023

ATTEST: _____

ANGELA REVAY, FISCAL OFFICER

VILLAGE OF WALTON HILLS, OHIO

RESOLUTION NO. 2023-10

INTRODUCED BY COUNCILPERSON

AN ORDINANCE AMENDING SECTION 1254.05 (f) OF THE CODIFIED ORDINANCES OF THE VILLAGE REGARDING TERM LIMITS, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Walton Hills has expressed a desire to limit the terms of Zoning Board of Appeals Members to encourage public participation and provide opportunities to individuals who wish to participate in government.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WALTON HILLS, STATE OF OHIO, THAT:

Section 1. That section 1254.05 (f) which currently reads:

(f) Vacancy. When a position on the Zoning Board of Appeals becomes vacant, the Mayor shall appoint the successor within 45 days of the creation of the vacancy, subject to approval of the Legislative Authority for the unexpired term, or full-term as the case may be. However, in the event the Mayor fails to make the appointment within 45 days to fill the vacancy, Council may fill the vacancy by a majority vote. The Mayor shall notify Council of the appointment within the 45-day time period to satisfy this provision. Council's failure to confirm any appointment of the Mayor shall result in a new, 45-day time period for the Mayor to present a new appointment. Where the outgoing board member has served with distinction and desires to continue their service to the Village, the Mayor and Council shall reserve the right to give priority to that applicant in considering their reappointment to another term. Letters of interest may be completed and submitted to the Mayor by residents who are interested in the open seat on the Zoning Board of Appeals. All letters of interest will be open for public review.

is hereby repealed and amended as follows:

(f) Vacancy. When a position on the Zoning Board of Appeals becomes vacant, the Mayor shall appoint the successor within 45 days of the creation of the vacancy, subject to approval of the Legislative Authority for the unexpired term, or full-term as the case may be. However, in the event the Mayor fails to make the appointment within 45 days to fill the vacancy, Council may fill the vacancy by a majority vote. The Mayor shall notify Council of the appointment within the 45-day time period to satisfy this provision. Council's failure to confirm any appointment of the Mayor shall result in a new, 45-day time period for the Mayor to present a new appointment. Where the outgoing board member has served with distinction and desires to continue their service to the Village, the Mayor and Council shall reserve the right to give priority to that applicant in considering their reappointment to another term. The Village hereby expresses an intention to limit members to 2 consecutive full terms to encourage participation and provide opportunities to individuals who wish to participate in government. Letters of interest may be completed and submitted to the Mayor by residents who are interested in the open seat on the Zoning Board of Appeals. Nothing shall prohibit an individual from reapplying for a third term after sitting out a term or should there be no other applicants. All letters of interest will be open for public review.

Section 2. Any other subsection of 1254.05 not herein modified shall remain in full force and effect.

Section 3. This Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

SECTION 3: That this Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare and to immediately comply with current construction standards; wherefore this Ordinance shall take effect and be in force upon receiving the affirmative vote of two-thirds (2/3) of the Village Council and signature of the Mayor, otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

DONALD P. KOLOGRAF, MAYOR

PASSED: _____, 2023

ATTEST: _____

ANGELA REVAY, FISCAL OFFICER

VILLAGE OF WALTON HILLS, OHIO

RESOLUTION NO. 2023-14

INTRODUCED BY

A RESOLUTION AUTHORIZING THE MAYOR AND THE FISCAL OFFICER OF THE VILLAGE OF WALTON HILLS TO ENTER INTO A CONTRACT WITH GEAUGA HIGHWAY CO., FOR THE RESURFACING OF ROTARY DRIVE, AND DECLARING AN EMERGENCY.

WHEREAS, The Mayor and Council have directed that the Village Engineer prepare bid specifications for the resurfacing of Rotary Drive; and

WHEREAS, the project was properly bid, pursuant to the Codified Ordinances, and the Village obtained the lowest and best bid for the project resurfacing project; and

WHEREAS, the Mayor and Village Engineer recommend Geauga Highway Co., Inc. as the lowest and best bidder.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WALTON HILLS, STATE OF OHIO, THAT:

SECTION 1. After the statutory requirements of bid procedure and legal advertising being duly made, the Mayor and the Fiscal Officer of the Village of Walton Hills be and they are hereby authorized and directed to enter into contract with Geauga Highway Co., for the resurfacing of Rotary Drive in the amount not to exceed \$97,420, being the lowest and best bid and the total out of pocket cost to the Village. In addition, it has been recommended by the Village Engineer, to add Alternate Item #1, Pre-Chip Seal, for a total out of pocket cost to the Village of \$104,420.

SECTION 2. The Village Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Resolution was taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

SECTION 3. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety in the Village of Walton Hills, Ohio; and for the further reason to allow the repairs to begin immediately; wherefore this Resolution shall take effect and be in force upon receiving the affirmative vote of two-thirds (2/3) of all members elected to Council, otherwise from and after the earliest period allowed by law.

PASSED: _____, 2023
ATTEST: _____
ANGELA REVAY, FISCAL OFFICER

DONALD KOLOGRAF, MAYOR

VILLAGE OF WALTON HILLS, OHIO

RESOLUTION NO. 2023-15

INTRODUCED BY COUNCILPERSON

**A RESOLUTION CONFIRMING THE RE-APPOINTMENT
OF EDWARD RAHEL AS A MEMBER OF THE BOARD
OF ZONING APPEALS OF THE VILLAGE OF WALTON
HILLS, AND DECLARING AN EMERGENCY.**

WHEREAS, Section 1254.05 of the Codified Ordinances of the Village of Walton Hills establishes the Board of Zoning Appeals for the Village which consists of five electors of the Village; and

WHEREAS, said Section further provides that said electors shall be appointed by the Mayor for a term of six (6) years each, subject to confirmation of Council; and

WHEREAS, Edward Rahel was originally appointed to fulfil the unexpired term of Edward Pollock, whose term on the Board of Zoning Appeals was set to expire May 17, 2023;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF WALTON HILLS, STATE OF OHIO:

Section 1. That the Village Council wishes to re-appoint Edward Rahel as member of the Board of Zoning Appeals of the Village to fulfill the term May 18, 2023 through May 18, 2029 and is hereby confirmed, subject to the provisions of Chapter 1254 of the Codified Ordinances of Walton Hills.

Section 2. This Council finds and determines that all formal action of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council and that all deliberations of this Council and of any committees that resulted in those formal actions were in meetings open to the public and in compliance with the law.

Section 3. This Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety and welfare for the reason stated in the preamble hereof, and provided it receives the affirmative vote of two-thirds (2/3) of the Village Council and signature of the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

DONALD KOLOGRAF, MAYOR

PASSED: _____, 2023

ATTEST: _____

ANGELA REVAY, FISCAL OFFICER