

VILLAGE OF CUYAHOGA HEIGHTS

COUNCIL MEETING

May 8, 2013

Mayor Bacci asked for a moment of silence for long time resident and former Councilman, George Suhy. Also a note that Ms. Gussy Mallos passed away. Our condolences go out to her sons Mike and Jimmy Malice and their families. Also a moment of silence for the terrible tragedy in Boston, and the victims of the bombing attack.

The Mayor introduced “Miss Poppy” Sueellyn Crook and “Master Poppy” Dezmond Omabegho, representing Newburgh Heights Legion Post 627.

Mayor Bacci had everyone stand to say the Pledge of Allegiance, and asked everyone to turn off their cell phones.

Mayor Bacci called the meeting to order. Clerk Unger called the roll. Those present were, Barbara Biro, Todd Bloam, Renato Contipelli, Marilyn Duszynski, Cheryl Harris, Ralph Faragone. Also present were Fire Chief Neal Cash, Head Dispatcher Barb Cash, Service Director Scott Waldemarson, Police Chief Doug Pallini, Law Director Jon Greenberg, Administrative Assistant Lee Ann Schoeffler, Administrative Assistant to the Town Hall Angel Meriwether, Building Commissioner Norm Casini, and Engineer Todd Sciano.

ROLL CALL: Biro, Bloam, Contipelli, Duszynski, Faragone, Harris

MINUTES:

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| April 10, 2013 | Council Meeting |
| April 24, 2013 | Council Workshop |

Ms. Harris made the motion to accept the minutes, seconded by Mr. Bloam. All in favor, none opposed. Motion carried.

COMMUNICATIONS:

A letter of recognition for Firefighter Ray Smosarski, who recently retired after 25 years of serving the community. The Village Officials and Village residents honor and thank him for his outstanding dedication and endless service, and wish him a happy and healthy retirement.

Mr. Bloam made the motion to accept the communications, seconded by Ms. Duszynski. All in favor, none opposed. Motion carried.

PERMITS:

None at this time.

PURCHASES:

None at this time.

FINANCIAL REPORTS:

Position of Cash Statement
R.I.T.A Preliminary report for May 2013

Ms. Duszynski made the motion to accept the reports, seconded by Mr. Contipelli. All in favor, none opposed. Motion carried.

LEGISLATION:

ORDINANCE NO. 2013-36 SECOND READING

AN ORDINANCE ENACTING A NEW SECTION 234.18, ENTITLED “DEBT ADMINISTRATION”, OF THE CODIFIED ORDINANCES OF THE VILLAGE RELATING TO THE ADMINISTRATION AND REPORTING OF VILLAGE DEBT.

This requires the Clerk to maintain a detailed listing which itemizes the type of outstanding debt the Village has incurred, and submit it to the Mayor for budgeting purposes.

Motion to approve the Ordinance:

_____MVD_____SEC_____AA
Mr. Contipelli moved, seconded by Mr. Bloam to instruct the Clerk to group the pay resolutions for reading and adoption. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye, none opposed; motion carried.

RESOLUTION NO. 2013-39 Payment of Certain Claims: \$1,635,931.49
Payroll
General Bills
(#44759 - #44882)

Ms. Duszynski moved, seconded by Mr. Contipelli that the rules be suspended and the Resolution be placed on third and final reading. Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules, Biro Abstain; motion carried. Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption, Biro Abstain. Motion carried.

RESOLUTION NO. 2013-40

A MEMORIAL RESOLUTION FOR GEORGE M. SUHY

Ms. Duszynski moved, seconded by Mr. Bloam that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-41

AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$790,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF CONSTRUCTING, RENOVATING, FURNISHING, EQUIPPING, AND IMPROVING VARIOUS MUNICIPAL FACILITIES, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY

Ms. Contipelli moved, seconded by Ms. Harris that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-42

AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$2,592,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF CONSTRUCTING AND RECONSTRUCTING VARIOUS ROAD AND SIDEWALK IMPROVEMENTS, WITH RELATED SITE IMPROVEMENTS AND APPURTENANCES THERETO; APPROVING RELATED MATTERS; AND DECLARING AN EMERGENCY

Mr. Bloam moved, seconded by Ms. Duszynski that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-43

AUTHORIZING THE ISSUANCE OF NOTES IN THE AMOUNT OF NOT TO EXCEED \$1,030,000 IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF CONSTRUCTING, FURNISHING, AND EQUIPPING A POLICE FACILITY, AND OTHERWISE IMPROVING POLICE

FACILITIES AND THEIR SITES, AND RETIRING NOTES
PREVIOUSLY ISSUED FOR SUCH PURPOSE; APPROVING
RELATED MATTERS; AND DECLARING AN EMERGENCY

Ms. Biro moved, seconded by Mr. Faragone that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-44

AN ORDINANCE AMENDING THE APPROPRIATIONS FOR CURRENT EXPENSES AND
OTHER EXPENDITURES OF THE VILLAGE OF CUYAHOGA HEIGHTS, STATE OF
OHIO, DURING THE PERIOD ENDING DECEMBER 31, 2013.

Ms. Duszynski moved, seconded by Mr. Bloam that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

RESOLUTION NO. 2013-45

A RESOLUTION REQUESTING THE STATE DIRECTOR OF TRANSPORTATION
TO PROCEED WITH THE ROUTE 21/BRECKSVILLE ROAD RESURFACING PROJECT
AND AUTHORIZING THE PAYMENT OF FUNDS; AND DECLARING AN EMERGENCY
(ODOT PID No. 81911)

**Resurfacing of SR. 21 from CSX railroad bridge to I-77 lying within the Village of
Cuyahoga Heights at a cost of \$5,190.00 to be paid by the Village.**

Mr. Contipelli moved, seconded by Ms. Duszynski that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-46

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO THE
RESTATEMENT OF THE WATER SERVICE AGREEMENT
WITH THE CITY OF CLEVELAND

**Amended and restated the various agreements so that the terms and conditions for prior
separate amendments from Ordinance 2008-213 are contained in one, restated document.**

Mr. Bloam moved, seconded by Ms. Duszynski that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-47

AN ORDINANCE AMENDING SECTION 1066.02 OF THE
CODIFIED ORDINANCES OF THE VILLAGE TO REQUIRE THE
DEPOSIT OF KLIMA GARDEN RENTAL FEES INTO THE GENERAL FUND

The Ordinance stipulates that the Clerk deposits the fee portion from non residents money collected from the rental of Klima Gardens into the General Fund (101) .

Ms. Biro moved, seconded by Ms. Harris that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

RESOLUTION NO. 2013-48

A RESOLUTION RENAMING THE COMMUNITY HOUSING MAINTENANCE GRANT
PROGRAM THE GEORGE M. SUHY GRANT PROGRAM IN HONOR OF
FORMER COUNCILMAN GEORGE M. SUHY

Mr. Contipelli moved, seconded by Ms. Biro that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

ORDINANCE NO. 2013-49

AN ORDINANCE ESTABLISHING A FOUR (4) MONTH TEMPORARY
MORATORIUM ON THE ACCEPTANCE AND PROCESSING OF APPLICATIONS
FOR PERMITS AND/OR APPROVALS UNDER CHAPTERS 1484, 1485, AND 1060
OF THE CODIFIED ORDINANCES OF THE VILLAGE; AND DECLARING AN
EMERGENCY.

The Ordinance puts a temporary moratorium on accepting applications for landfills, until Council has time to assess and propose legislation.

Ms. Duszynski moved, seconded by Mr. Bloam that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for suspension of the rules; motion carried. Biro, Bloam, Contipelli, Duszynski, Faragone, Harris voting aye for the adoption. Motion carried.

OTHER BUSINESS:

Motion to instruct the Engineer and Building Commissioner to go out for bids on the following projects.

E. 71st Street repaving
Town Hall renovations
Fire Department renovations

Mr. Faragone made the motion, seconded by Ms. Harris to instruct the Engineer and Building Commissioner to go out for bids on the projects. All in favor, none opposed. Motion carried.

MAYOR AND COUNCIL REPORTS:

MAYOR BACCI:

Congratulated Ray Smosarski on his retirement, and also wanted to recognize his four years in the United States Marine Core.

The Electric Welder site is all tidied up and leveled, just in time to tear it up and build a brand new building on the site. That is truly the Cuyahoga Heights way!

The air raid siren is up and functional.

There is now an official sign at Klima Grove, so no one should be confused any longer.

Last month. Ms. Meriwether and the department heads attended a seminar on the Affordable Health Care Act, and we are monitoring the situation very carefully because it will eventually impact our budget for next year.

The water Department fixed the leak at 4510 E. 49th Street.

Last Saturday was the Cuyahoga Relays, and Chief Pallini and I decided to have more law enforcement presence than normal. It was a show of force that we take the safety of our children and people that attend these events very seriously. That was a direct reflection of what happened in Boston during the Boston Marathon.

George Murray Lodge #67 will not have their annual Memorial Day Parade due to lack of participation over the last couple of years.

The Mayor met with the people of Alcoa, and they continue to invest in their property, and work with the Village on the Harvard Road project.

The Cuyahoga Heights High School Alumni Association will be holding a 3 day fundraiser at Ruby Tuesday's in Broadview Heights to raise money for scholarship funds. Ms Lee Ann and I will be there to do some celebrity waitressing and waitering.

This Friday we will have 69 third graders come to the Town Hall to learn about what we do and they will have the opportunity to question all of the Department heads.

Next Friday we will be holding our annual breakfast for the local businesses. So far, we have responses from 50 of our businesses that they will be attending.

Special birthday wishes to my mom, Ms. Lillian Bacci who is turning 85, Ms. Clara Pallini who is turning 82. Ms. Lilly Ann just turned 2 on the 29th. She received a 1955 Chevy pedal car in pink that she will be sporting at the Memorial Day parade. Also in the month of May are Amanda Soldat, Jonathon Greeneberg, Dave Sammons, Trevor Elkins, Ricky Bacci, and Brandi Zmija.

Looking forward to everyone having a happy Mother's Day, and we will celebrate our annual Memorial Day on May 27th at 10:00 am.

Great news that the three girls that were abducted were found alive, and as a community, we wish them nothing but the best in the future. It was nice to see the people of Greater Cleveland celebrating their return home safely.

MR. FARAGONE:

Nothing to report at this time.

MS. HARRIS

Nothing at this time.

MS. BIRO

Nothing at this time.

MR. BLOAM:

Nothing at this time.

MR. CONTIPELLI:

Some updates on economic development. We are in another SAFER Grant process, and it will be done in July. Silverload is already working on it. They are going to sit down with the Mayor and the Chief to develop a strategy of what we would need to qualify for the next SAFER Grant.

Also, we will find out in August on the \$500,000 grant for the Multi use Trail at Bacci Park that we applied for. If we do get awarded, we will have to start thinking if we are going to move forward with it based on our contribution of \$500,000.

Couple things involving the Courts, he would like to commend the officers for showing a very strong presence in the area. He wants the Police Chief to know that if there is something that Council can do to alleviate some of the problems they are having with the residents, to let him know.

Have a good Memorial Day and Mothers Day.

MS. DUSZYNSKI:

In April, the Finance Committee approved the \$10,800.00 for additional work on the ramp at the Town Hall. Also a PO to Belle Tire for the Fire Department truck for \$5101.28. On 5/5 they also approved a PO to Appliance Technology in the amount of \$5,600.00 for the shooting range clean up. On 5/6 a PO to Klik Fence Company in the amount of \$6,975.00 for a fence behind the Police and Fire Department.

She asked Todd Sciano our Engineer to take a ride down Willowbrook and look at the sidewalks and give us an estimate of what it would cost to fix them.

CHIEF PALLINI:

Nothing at this time.

DISPATCH SUPERVISOR CASH:

We will be having 2 days of training on the new record management system, and we will be going live next week. It's very possible that we will have to work out some glitches, but all of the surrounding communities have been notified of the situation in case something happens.

The Mayor wanted to congratulate Ms. Cash for finally getting the siren operational. She got done what the Fire Chief and Service Director couldn't do, and she did a great job!

SERVICE DIRECTOR WALDEMARSON:

Nothing at this time.

CHIEF CASH:

Just wanted to congratulate Ray Smosarski on his retirement.

LAW DIRECTOR GREENBERG:

Nothing at this time.

CLERK UNGER:

Nothing at this time.

MRS. SCHOEFFLER:

Nothing at this time.

MRS. MERIWETHER:

Nothing at this time.

VILLAGE ENGINEER TODD SCIANO:

The wall by the Harvard Road project will be going out to bid next week. The road work will be done by September 30th, and the signal poles will be done by November. Alcoa is very surprised that Council has decided to fix the road and upgrade the road at their front door.

BUILDING COMMISSIONER NORM CASINI:

We are inspecting all exterior structures, that includes commercial as well as residential.

COMMENTS FROM THE AUDIENCE:

None

WHEREFORE, there is no further business before this Council, Mr. Faragone moved, seconded by Ms. Duszynski that the Council Meeting be adjourned at 7:45 PM. All voting aye, none opposed: motion carried.