

**MINUTES  
VILLAGE OF CUYAHOGA HEIGHTS  
CAUCUS  
SEPTEMBER 13, 2017  
6:00 PM**

**COUNCIL CAUCUS**

**SEPTEMBER 13, 2017**

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Ms. Duszynski called the meeting to order. Clerk Unger called the roll. Those present were, Mayor Bacci, Law Director Bill Mason, Assistant Law Director Ben Chojnacki, Council members Barbara Biro, Todd Bloam, Marilyn Duszynski, Cheryl Harris, Lois Henley, and Matt Schoeffler. Also in attendance were Assistant Clerk Angel Meriwether, Assistant Building Commissioner Ken Labella, and Engineer Todd Sciano.

**COMMUNICATIONS:**

Nothing at this time.

**PERMITS:**

None at this time.

**PURCHASES:**

None at this time.

**MINUTES:**

August 9, 2017	Council Caucus
August 9, 2017	Council Meeting

Ms. Henley will make the motion, seconded by Ms. Harris.

**FINANCIAL REPORTS:**

R.I.T.A Preliminary Report September 2017  
Cash Position Statement August 2017

Ms. Harris agreed to make the motion to accept the reports, Ms. Duszynski agreed to second.

**LEGISLATION:**

**Motion to instruct the Clerk to group the pay resolutions for reading and adoption.**

Mr. Bloam agreed to make the motion, Ms. Henley agreed to second.

**RESOLUTION NO. 2017-66**

Payment of Certain Claims:	\$1,470,071.74
Payroll	
General Bills	
(#52015 - #52172)	

Ms. Duszynski agreed to make the motion, Ms. Harris agreed to second.

**RESOLUTION NO. 2017-67**

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE  
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES  
AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

Ms. Duszynski agreed to make the motion, Ms. Henley agreed to second.

**ORDINANCE NO. 2017-68**

AN ORDINANCE AUTHORIZING THE PURCHASE OF A 2017 FORD F550 4x4 CHIEF XL  
AMBULANCE VEHICLE FROM PENN CARE, INC.

Mr. Bloam agreed to make the motion, Mr. Schoeffler agreed to second.

Mr. Bloam talked to the Chief concerning the squad that they are replacing, and what they are going to do with it. He said that the Chief will give him the information at tonight's Council Meeting.

**ORDINANCE NO. 2017-69**

AN ORDINANCE AMENDING CERTAIN SECTIONS OF PART TWO,  
“ADMINISTRATION CODE,” OF THE CODIFIED ORDINANCES OF THE VILLAGE OF  
CUYAHOGA HEIGHTS

Mr. Schoeffler agreed to make the motion, Ms. Harris agreed to second.

Ms. Biro questioned if the legislation should read “one or more” skilled employees in the Service Department. She wanted to know if it should read a specific number, not “one or more”, otherwise we can hire ten of them. It was determined that they can hire if the need is there, but Council always has to approve it. Mr. Schoeffler assumed that because it was the same way in the previous paragraph that they just moved up the same language. Ms. Biro said that the Council will have to deal with it when the issue of hiring comes up.

Ms. Duszynski asked if the cost for dumpsters was going to change since it was stricken in the legislation. Mr. Chojnacki explained that even though at this time it will remain at \$30.00, it has been modified to read “a reasonable rate” so that it can be increased in the future without changing the legislation.

**ORDINANCE NO. 2017-70**

AN ORDINANCE AMENDING SECTION 420.01 OF THE CODIFIED ORDINANCES TO  
ADD “PART-TIME OFFICER” TO THE DEFINITION OF “LAW ENFORCEMENT  
OFFICER”

Ms. Henley agreed to make the motion, Ms. Duszynski agreed to second.

Ms. Biro asked Mr. Chojnacki if this change came from the Chief with his review of the section. Mr. Chojnacki stated that this came directly from Deputy Chief Davis

**ORDINANCE NO. 2017-71**

AN ORDINANCE AMENDING SECTION 1248.02 OF THE CODIFIED ORDINANCES TO  
PROHIBIT MULTI-UNIT SELF-STORAGE FACILITIES

Mr. Bloam agreed to make the motion, Mr. Schoeffler agreed to second.

Ms. Henley wanted to know exactly what multi-unit facilities are. The Mayor explained that we don’t want to get into the storage business. We don’t want to use antiquated buildings to be used

as storage facilities that have few employees, or a good piece of property that wants to put up a metal storage unit that would not help the Village.

**ORDINANCE NO. 2017-72**

**AN ORDINANCE AUTHORIZING THE SERVICE DIRECTOR TO DIRECT THE CONSTRUCTION OF THE EAST 49<sup>TH</sup> STREET PARKING LOT AND AUTHORIZING THE PAYMENT OF THIRD PARTY VENDORS**

Mr. Bloam agreed to make the motion, Ms. Harris agreed to second.

Ms. Duszynski asked if this parking lot will have rules, and who is going to monitor the lot. The Mayor said it will be a secured facility needing a permit from the Village hall, and opened and monitored by the Police Department. Non uses would be to store a vehicle, RV, or boat. The parking lot must be maintained and clean. If there is something that needs to be cleaned, the Police will go to the permit holders to clean the lot. The lot will be locked, and there will be limited hours of use for residents. It will not be used for RV's, if someone needs parking for RV's, we will find a different area in the Village for them.

**RESOLUTION NO. 2017-73**

**A RESOLUTION DECLARING THE INTENT TO APPROPRIATE A PORTION OF THE PROPERTY LOCATED AT 4661 EAST 71<sup>ST</sup> STREET, PERMANENT PARCEL NUMBER 522-25-009, FOR THE CONSTRUCTION OF SEWERS, DRAINS, SLOPE STABILIZATION, DITCHES AND OTHER STORMWATER MANAGEMENT UTILITIES; AND DECLARING AN EMERGENCY**

Mr. Bloam agreed to make the motion, Ms. Henley agreed to second.

Mr. Chojnacki explained that the water from the Hillside property and the properties to the north on East 71<sup>st</sup> Street needs to drain somewhere. In order for this to happen, the Village needs to construct a sewer on the property next to it, which is owned by the Suchocki family.

The Village has been in contact with the Suchocki family and explained the Village's dilemma concerning the sewers and drains for the Hillside property and the rest of East 71<sup>st</sup> Street, and the different options available for the Village to address this issue.

The legislation is drafted in a manner that allows Mr. Sciano to draft plans for sewers that would address this property.

Mayor Bacci explained that the back half of the Hillside property would be a retention basin for stormwater runoff on the property to the north. That stormwater would be released into Mill Creek. The property in the back of Hillside is capped and filled, and we are unable to break that cap, and use it for sewers. So the simplest solution is to pipe on what we have and getting it down to the creek by going through part of the Suchocki property. It would impact the Suchocki family in no way shape or form. We have been in contact with them concerning this issue, and we have not yet come to a good solution that would solve our problem. Unfortunately, we are working on a timeline as our material is coming on the site, and we have to quickly come up with a solution for putting sewers in before we cover the land, and new residents and developers start constructing on East 71<sup>st</sup> Street.

Ms. Duszynski asked if the Suchocki family is on board with this plan. Mayor Bacci said that he has been in constant contact with the family, we care about them, they have had a long history in the Village, and we will continue to work with them to find a good solution, which would be beneficial to everyone. We explained to them that we are on a clock, and Gary and Celeste Suchocki are working cooperatively with us, but we need to come up with a solution quickly.

Mr. Sciano went over the requirements by the EPA that made this legislation necessary, and went over the issue of solidifying the loss of land that residents are experiencing on E. 71<sup>st</sup> Street. He said that in order to shore up any of the properties, we must first start with Suchocki property.

Mayor Bacci stated that we have given the Suchocki family all of the options for filling the back land, and at this time, they don't like any of them. Mr. Sciano and the Mayor said they are constantly in discussions with the family, and will continue to try and come up with a good solution for everyone. Currently we are all working together, but we are on a short timeline for this, and we must come up with a solution.

#### **OTHER BUSINESS:**

Ms. Duszynski made the motion to go into Executive Session for Real Estate and Personnel, seconded by Mr. Schoeffler. All in favor, none opposed. Motion carried.

Ms. Duszynski made the motion to come out of Executive Session, seconded by Ms. Harris. All in favor, none opposed. Motion carried.

Caucus ended at 7:05pm.

**MINUTES  
VILLAGE OF CUYAHOGA HEIGHTS  
COUNCIL MEETING  
SEPTEMBER 13, 2017  
7:00 PM**

**COUNCIL MEETING**

**SEPTEMBER 13, 2017**

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Mayor Bacci called the meeting to order. Clerk Unger called the roll. Those present were, Council members Barb Biro, Todd Bloam, Marilyn Duszynski, Cheryl Harris, Lois Henley, and Matt Schoeffler. Also present were Law Director Bill Mason, Assistant Law Director Ben Chojnacki, Engineer Todd Sciano, Assistant Building Commissioner Ken Labella, Assistant Clerk Angel Meriwether, Administrative Accounting Assistant Christina Pace, Service Director Dave Sammons, Head Dispatcher Barb Cash, Police Chief Brian Sturgill, and Fire Chief Mike Suhy.

**ROLL CALL: Biro, Bloam, Duszynski, Harris, Henley, Schoeffler**

**COMMUNICATIONS:**

Nothing at this time.

**PERMITS:**

None at this time.

**PURCHASES:**

None at this time.

**MINUTES:**

August 9, 2017  
August 9, 2017

Council Caucus  
Council Meeting

Ms. Henley made the motion to accept the Minutes and put them on file, seconded by Ms. Harris. All in favor, none opposed. Motion carried.

**FINANCIAL REPORTS:**

R.I.T.A Preliminary Report September 2017  
Cash Position Statement August 2017

Ms. Harris made the motion to accept the reports as prepared, seconded by Ms. Duszynski. All in favor, none opposed. Motion carried.

**LEGISLATION:**

**Motion to instruct the Clerk to group the pay resolutions for reading and adoption.**

Mr. Bloam made the motion, seconded by Ms. Henley. All in favor, none opposed. Motion carried.

**RESOLUTION NO. 2017-66**

Payment of Certain Claims:	\$1,470,071.74
Payroll	
General Bills	
(#52015 - #52172)	

Ms. Duszynski moved, seconded by Ms. Harris that the rules be suspended and the Resolution be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**RESOLUTION NO. 2017-67**

A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE  
BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES  
AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER

Ms. Duszynski moved, seconded by Ms. Henley that the rules be suspended and the Resolution be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**ORDINANCE NO. 2017-68**

AN ORDINANCE AUTHORIZING THE PURCHASE OF A 2017 FORD F550 4x4 CHIEF XL AMBULANCE VEHICLE FROM PENN CARE, INC.

Mr. Bloam asked Chief Suhy to explain the status of our current ambulances. Chief Suhy stated that the ambulance we are replacing is a 1999 model with 55,000 miles. The other ambulance we will be keeping is 11 years old with 35,000 miles on it.

Mr. Bloam moved, seconded by Mr. Schoeffler that the rules be suspended and the Ordinance be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**ORDINANCE NO. 2017-69**

AN ORDINANCE AMENDING CERTAIN SECTIONS OF PART TWO, "ADMINISTRATION CODE," OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CUYAHOGA HEIGHTS

Mr. Schoeffler moved, seconded by Ms. Harris that the rules be suspended and the Ordinance be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**ORDINANCE NO. 2017-70**

AN ORDINANCE AMENDING SECTION 420.01 OF THE CODIFIED ORDINANCES TO ADD "PART-TIME OFFICER" TO THE DEFINITION OF "LAW ENFORCEMENT OFFICER"

Ms. Henley moved, seconded by Ms. Duszynski that the rules be suspended and the Ordinance be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**ORDINANCE NO. 2017-71**

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Mr. Bloam moved, seconded by Ms. Harris that the rules be suspended and the Ordinance be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

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Mr. Bloam moved, seconded by Ms. Henley that the rules be suspended and the Resolution be placed on third and final reading. All in favor, none opposed for suspension of the rules. All in favor, none opposed for the adoption, motion carried.

**OTHER BUSINESS:**

A motion to approve the appointment of Jeff Heintz as a full time Fire Fighter, starting on 8-15-17 in the Village of Cuyahoga Heights, for the remainder of the SAFER Grant time period of approximately 6 months, at which time Mr. Heintz will then return to part time status, unless secure another grant.

Ms. Henley made the motion, seconded by Ms. Duszynski. All in favor, none opposed. Motion carried.

A motion to approve the appointment of James Ludi Berdysz as a full time Police Officer starting on 9-25-17 in the Village of Cuyahoga Heights.

Mr. Bloam made the motion, seconded by Ms. Henley. All in favor, none opposed. Motion carried.

## **MAYOR AND COUNCIL REPORTS:**

### **MAYOR BACCI:**

Mayor Bacci stated that this is a week to remember those that lost their lives in the awful terrorist attack in New York, Washington, and Pennsylvania. I try to tell everyone I know that what those folks did to innocent people is unforgivable, and we need to keep their memory alive. They did not target military people, but innocent men, women, and children. It was a despicable act, and I would hope that when our elected officials are talking to their constituents and especially our younger people, that they would keep their memory alive. According to the documentary, “The road to 911” there were many red flags before the attack occurred, and that is why we need to stay vigilant in hopes that this will never happen again. Please never forget.

Our trip to Kelley’s Island two weeks ago was fun and we had several new residents join us on the trip. The weather was beautiful and the water was perfect! Yet again another great time!

Our office staff put together a trip to see the Cleveland Indians tomorrow evening – this trip is sold out! Hopefully we are good luck and bring home another winner. In addition, our trip to see the play “Wicked” this November also sold out! We’re very happy that our residents are taking advantage of these fantastic trips.

This Friday we will be holding our annual fall networking luncheon with the businesses in our Village ... we are very excited to meet several of our newest members to our community – Hajoca and Timan Window Treatment.

In two weeks we will be holding our annual senior citizens flu shot and breakfast at the Village Hall – this is yet another event we look forward to spending time with our seniors.

Special milestone birthday wishes to Village resident and Police Secretary, Debbie Reiger who turns 60 on September 17<sup>th</sup>.... to Mrs. Susan Tucholski who has a milestone birthday on September 18<sup>th</sup> and to Mr. Tom Borowy who turns “75” on September 20. Best wishes for health and happiness to all!

September birthday wishes to employees: (5) Mark Davis; (9) Councilman Todd Bloam; (11) Dean DePiero; (16) Anthony Fellenstein, (18) Brad Unger; (21) Justin Gvora, and (24) Traci Ricco.

Good luck to our Redskins Football team who play Hawken at home this Friday; game time is 7:00 p.m.

Please continue to keep several residents in your thoughts and prayers: Theresa Bentejewski, Mrs. Ernestine Deliberato, Mrs. Helen Krusinski, Mrs. Helen Leciejewski, Mrs. Donna Pellini, Mrs. Terri Sollars, and Mrs. Dorothy Sonoda.

For those of you that don't know already, Mr. Casini is not at the meeting tonight because he lost his brother. He was 97 years old, and will be deeply missed by Mr. Casini. The Casini family must have great genes, this means we will have Norm till at least 97!

### **MS. BIRO**

Ms. Biro submitted the Minutes of the Codified Ordinance Review Committee for July 5<sup>th</sup> and 26<sup>th</sup> for the Clerk to place on file.

Tonight we passed legislation concerning the Service Department, and we continue to encourage the Chiefs in all departments to continue on their sections so we can make modifications before the end of the year.

There will be an Economic Development Committee Meeting at 5:00pm, October 11<sup>th</sup> in Council Chambers. Hopefully Mr. McAndrew from Silverlode will give us a summation of what we have done for the year.

### **MR. BLOAM:**

Mr. Bloam said that he is calling a Public Works Meeting on October 11th at 5:30pm, to discuss the pool, sidewalks, and projects for 2018. Mayor Bacci said that we are still having some leaking in the pool area that we will need to address for next year. This goes back to when we put in the liner, and we will have to look at solutions for next year.

Mr. Bloam asked if we were losing the business Rural Metro at the bottom of E. 71<sup>st</sup> Street and Canal. Mayor Bacci said that is true, and he talked to the Dalad Group which owns the property, and it is a very marketable property. He asked them to address the maintenance requirements of being next to the Service Department. He also asked them for an easement to put up a landscape dyke on the property. They assured the Mayor that it will not be a problem.

**MS. DUSZYNSKI:**

Finance approved a blanket PO for the Corn Roast in the amount of \$25,000.00 which includes fireworks, entertainment, food, and rentals. We also approved a PO to Key Line for materials in changing our lights to LED'S for all our municipal buildings. The Service Department will do all the labor, and it will not exceed \$25,000.00. A PO to Walter Haverfield was approved in the amount of \$5,421.10 for blueprints needed for the Harvard Refuse project.

Ms. Duszynski stated that Ms. Kelley Hartman did a wonderful job running it this year. She and Mr. Vanek went there many times this summer, and she did a great job, and can't wait to see what she has for next year.

Kelley's Island was great, and we enjoyed it a lot. She thanked the Mayor for doing the trip for the seniors.

Thanked the Mayor for explaining the rules of the parking lot on E. 49<sup>th</sup> Street. Mayor Bacci said that he would like to add some parking on the street, but hopefully this will work out for the residents.

Ms. Duszynski said she will discuss with her Finance Committee the time for the next Finance Committee meeting.

**MS. HARRIS:**

Ms. Harris wanted everyone to know that Doctor Holly Thacker resigned from the School Board today.

**MS. HENLEY:**

Ms. Henley said that the seniors are going to wear the shirts that the Mayor gave them at Kelley's Island for the Corn Roast.

The Sewage Plant is having an open house this weekend, so there might be more traffic than normal.

The girl from Gateway called Ms. Henley, and the date next year for the Village shredding will be July 7<sup>th</sup>, 2018.

Ms. Henley asked the Mayor if we are still in negotiations with the Catholic Diocese in replacing the fence at the cemetery. Mayor Bacci said he has submitted many options that we could partner with them. So far, we have not heard anything from them yet.

She asked if we have heard anything about partnering with the Metro Parks in putting in sidewalks on E. 49th. Mr. Sciano said that public Works will address the sidewalk program in

2018. Mayor Bacci said that the sidewalks are not the responsibility of the Village, and yet we do take care of the sidewalks as a perk for living in the Village. Any other community, the homeowner would be responsible for their sidewalk.

Ms. Henley would like to give Service Director Sammons the name of a person that could work on the baby pool next summer. Mayor Bacci said to give it to Mr. Bloam who is the head of Public Works, and they will look into it for next year.

Ms. Henley also wanted everyone to know that Joshen has moved into the old Cotton Club building on E. 49<sup>th</sup> Street. Joshen is still doing business on Grant Avenue, but they are using part of the building on E. 49<sup>th</sup> Street for storage.

**MR. SCHOEFFLER:**

There was some legislation tonight from our Codified Ordinance Review Committee. We are moving along in cleaning up all the legislation in the Codified Ordinances. There will be another meeting on September 27<sup>th</sup> at 5:15 in Council chambers.

**SERVICE DIRECTOR DAVE SAMMONS:**

Nothing at this time.

**HEAD DISPATCHER BARB CASH:**

Nothing at this time.

**FIRE CHIEF SUHY:**

Nothing at this time.

**CHIEF STURGILL:**

Thanked Council for approving the appointment of Mr. Berdecz to the Police Department. He will make a fine Police Officer.

Ms. Biro asked if we were in the process of giving a Lieutenants test. Chief Sturgill said he is in the process of setting it up.

**LAW DIRECTOR BILL MASON:**

Nothing at this time.

**CLERK UNGER:**

Nothing at this time.

**ADMINISTRATIVE ASSISTANT TO THE MAYOR LEE ANN SCHOEFFLER:**

Nothing at this time.

**ASSISTANT CLERK ANGEL MERIWETHER:**

Nothing at this time.

**ASSISTANT LAW DIRECTOR BEN CHOJNACKI:**

Nothing at this time.

**ENGINEER TODD SCIANO:**

Nothing at this time.

**ASSISTANT BUILDING COMMISSIONER KEN LABELLA:**

Nothing at this time.

**ADMINISTRATIVE ACCOUNTING ASSISTANT CHRISTINA PACE:**

Nothing at this time.

**COMMENTS FROM THE AUDIENCE:**

None at this time.

WHEREFORE, there is no further business before this Council, Ms. Duszynski moved, seconded by Mr. Schoeffler that the Council Meeting be adjourned at 7:55 p.m. All voting aye, none opposed: motion carried.