

VILLAGE OF CUYAHOGA HEIGHTS

COUNCIL MEETING

September 11, 2013

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

The Mayor asked for a moment of silence for those that we lost during the tragedy of 9/11.

Mayor Bacci called the meeting to order. Clerk Unger called the roll. Those present were, Barbara Biro, Todd Bloam, Marilyn Duszynski, Ralph Faragone, Cheryl Harris. Also present were Fire Chief Neal Cash, Police Chief Doug Pallini, Head Dispatcher Barb Cash, Service Director Scott Waldemarson, 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

Ms. Duszynski made a motion to excuse Mr. Contipelli, seconded by Mr. Bloam. All in favor, none opposed. Motion carried.

MINUTES:

August 14, 2013

Council Meeting

Ms. Harris made the motion to accept the minutes with corrections, seconded by Mr. Faragone. All in favor, none opposed. Motion passed.

COMMUNICATIONS:

From Cuyahoga County Solid Waste Management District:

A letter to the Mayor and Council notifying them that since launching our year round Household Hazardous Waste Disposal Program in April 2011, they have accepted and properly disposed of one million pounds of household hazardous waste at their Special Waste Convenience Center on Friday, August 2nd.

They want to thank and recognize the Mayors, Service Directors, and employees of the communities that made this possible, and look forward to the continued partnership in this valuable recycling program.

From the Department of Commerce:

A letter to Council informing them that all permits to sell alcoholic beverages in your subdivision will expire on October 1, 2013.

Ohio Revised Code provides Council with the right to object to the renewal of a permit and to request a hearing involving a permit that might be a problem in your area.

In order to register a valid objection and obtain a hearing, Council must pass a Resolution which specifies the reason under Ohio law for objecting and send it to the Division of Liquor Control.

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

PERMITS:

None at this time.

PURCHASES:

From the Health Insurance Committee:

A recommendation from the Health Committee to accept the renewal rates from Medical Mutual and Principal Dental for one year.

Medical Mutual is a 4.07% increase, with an increase in the hearing portion from \$1,000 every three years to \$3,000. The committee felt that it had been a long time since it had increased, and with today's new technology, they felt \$1,000 was very low. Also, Medical Mutual is willing to add a onetime \$20,000 lifetime benefit for bariatric surgery at no cost. They didn't feel that it would have a huge impact on our claims and added it with no increase. Our current yearly cost for the Village is \$964,614.24; the new cost will be \$1,003,873.08, an increase of \$39,258.84.

Principal Dental came in at a 6.70% increase, and if we let them see every employee to try to sell them life insurance, they will take off 5% from the increase. Our current yearly cost for dental is \$73,103.76; the new rate will be \$78,001.56, an increase of \$4,897.80. A 5% decrease would be \$3,900.00. So the overall increase with the 5% discount would be \$997.80.

Mr. Faragone made the motion to accept the recommendations, seconded by Mr. Bloam. All in favor, none opposed. Motion carried.

FINANCIAL REPORTS:

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

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

LEGISLATION:

RESOLUTION NO. 2013-75

SECOND READING

A RESOLUTION OF SUPPORT AND PARTICIPATION IN THE MILL CREEK
WATERSHED PARTNERSHIP AND AUTHORIZATION FOR CONTRIBUTION TOWARD
THE CREATION OF A MILL CREEK WATERSHED ACTION PLAN

The Village recognizes the importance of the Mill Creek watershed, and is willing to be an active participant and also contribute a onetime amount of not to exceed \$2,500.00 to the partnership.

RESOLUTION NO. 2013-76

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

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

RESOLUTION NO. 2013-77	Payment of Certain Claims:	\$1,418,020.49
	Payroll	
	General Bills	
	(#45369 - #45492)	

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

RESOLUTION NO. 2013-78

A RESOLUTION AUTHORIZING A REFUND
OF SWEEPSTAKES/INTERNET CAFÉ TERMINAL FEES

Due to the passage of Sub. House Bill 7, it is impossible for Internet Island to operate its business under current State law. Due to the unique circumstances, we are looking to refund a prorated portion of the terminal fees for 2013, in the amount of \$23,333.33.

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

RESOLUTION NO. 2013-79

A RESOLUTION ADOPTING AN UPDATE TO THE MASTER PLAN
OF THE VILLAGE OF CUYAHOGA HEIGHTS

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

RESOLUTION NO. 2013-80

A RESOLUTION AUTHORIZING THE PURCHASE OF A 911 EMERGENCY TELEPHONE
SYSTEM FROM ZETRON; AND DECLARING AN EMERGENCY
(GSA Contract No. GS-35F-0086S)

This purchase will be made in 2014 barring any emergencies.

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

RESOLUTION NO. 2013-81

A RESOLUTION ACCEPTING THE PROPOSAL OF INDEPENDENCE
COMMUNICATIONS, INC. FOR INSTALLATION OF A NEW 911 EMERGENCY
TELEPHONE SYSTEM; AND DECLARING AN EMERGENCY

This purchase will be made in 2014 barring any emergencies.

Mr. Bloam moved, seconded by Ms. Harris that the rules be suspended and the Resolution be placed on third and final reading. Biro, Bloam, Duszynski, Faragone, Harris voting aye for

suspension of the rules, motion carried. Biro, Bloam, Duszynski, Faragone, Harris voting aye for the adoption, Motion carried.

RESOLUTION NO. 2013-82

A RESOLUTION ACCEPTING THE BID OF VANDRA BROTHERS CONSTRUCTION FOR THE EAST 71ST STREET REPAIR, RESURFACING AND TRAFFIC SIGNALS IMPROVEMENTS PROJECT AND AUTHORIZING THE MAYOR AND VILLAGE CLERK TO ENTER INTO A CONTRACT IN ACCORDANCE WITH THE BID PROPOSAL

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

RESOLUTION NO. 2013-83

A RESOLUTION AUTHORIZING A SECOND CHANGE ORDER WITH BURTON SCOT CONTRACTORS, LLC IN CONNECTION WITH THE HARVARD AVENUE REPAIR, RESURFACING AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT

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

RESOLUTION NO. 2013-84

A RESOLUTION AUTHORIZING THE MAYOR TO NEGOTIATE FOR THE PURCHASE OF REAL PROPERTY LOCATED AT 4651 EAST 71ST STREET IN THE VILLAGE; AND DECLARING AN EMERGENCY

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

OTHER BUSINESS:

Tax Incentive Review Council:

Ms. Duszynski moved to amend the motion carried at the August 14, 2013 Council Meeting, which accepted the recommendation of the TIRC as it pertained to Research Organics,

by revising the language of the motion to accept the recommendation of the TIRC in part, and modify the recommendation in part, and so that the Village is authorized to take all necessary steps to eliminate the tax incentives for the current tax year, and terminate the agreement so no tax incentives are provided in future tax years, but not to seek recovery for incentives granted for past tax years.

Seconded by Ms. Biro. All in favor, none opposed. Motion carried.

MAYOR AND COUNCIL REPORTS:

MAYOR BACCI:

The Mayor asked Councilwoman Harris how she was doing. She stated that contrary to what is being said on the streets, she did not have a stroke, she has a condition called Bells Palsy, which affected the left side of her face, and there is an 80% chance of full recovery. She feels fine and will continue to keep us updated.

Our condolences go out to the Pritchard family on the loss of their father. He was a good guy and always talked about fishing and the outdoors. We wish the family the best during this tough time.

Hoped everyone had a great Labor Day weekend. For the first time in my life, it was very uneventful.

Arcelor Mittal is going to be doing some work on their blast furnace in the near future. There has been no work done on this specific blast furnace since 1989. This is part of their 55 million dollar investment in their company. This will make them very entrenched in this area and more sustainable for the future. They will also be celebrating their 100th anniversary soon.

Last month we met with the Mill Creek Watershed people, and they are anxious for us to join as other communities have, and become a sponsor of the plan.

Lea, Lily and I attended the benefit for Brad Dalton, the Patrol Officer from Valley View that was injured on duty. It was an incredible turnout. Brad still has some issues with his foot not responding to the surgery, but they are going to put a brace on it, and hopefully his rehabilitation will go smoothly and he will be back at work.

The Neighborhood News had a nice article about Sandy Fouts's son retiring after 24 years in the Air Force. So if you see Mrs. Fouts, congratulate her on her son's accomplishment.

The annual trip to Kelley's Island was a good time. We had good weather, good food, everyone was smiling. Betty Yarmish the bus driver for the Village brought the bus over on the ferry. She swore she would never put the bus on a boat, but she did. We received many thank you cards from the seniors, thanking us for a great time.

I want to congratulate Debby Meadwell and her boyfriend Danny Osborne for being together for 23 years. We married them on Saturday September 7th.

Homecoming Parade next Friday for the school. They want to start making this a tradition, from Klima Grove to the High School. If anyone wants to be a part of it, let me know, we will get the old Thunderbird out and let someone drive it in the parade.

Congratulations to my best friend, Dave Sammons for 15 years service in the Service Department.

September birthday wishes to Lieutenant Mark Davis on September 5th, Councilman Todd Bloam on September 9th, Kenny Klir on September 14th, Debbie Reiger September 17th, and Traci Rico also September 17th.

MS. DUSZYNSKI:

Would like everyone with an ipad to have a stylus. It is a great tool for the ipad and thinks everyone should have one.

The Finance Committee approved an increase for the PO for the ball fields at Bacci Park in the amount of \$216.41.

The Finance Committee approves the PO to BearCom in the amount of \$7300.00 for Radio Backup Channel 14. It is in 2013 operating supplies section of budget.

The Finance Committee approves the PO to R.C.U. Architects in the amount of \$7,250.00 for Village Hall Exterior Project.

She mentioned to the Mayor that he gets rave reviews from everyone that goes to Kelly's Island. She was unable to attend, but the seniors told her they had a great time.

MR. FARAGONE:

He thanked Todd Bloam and his committee for doing a great job on the Master Plan Committee. This is the best Master Plan he has ever seen.

MS. HARRIS:

She also complimented Councilman Bloam on a great job with the Master Plan. She learned things about the Village that she never knew. It had many statistics concerning the Village that were very interesting, and Mr. Bloam and his committee did a great job.

MS. BIRO:

She totally agrees with the other Councilman on the Master Plan, Mr. Bloam and the committee did a great job.

MR. BLOAM:

He would like to thank his Master Plan Committee for all the hard work they did to make the plan possible.

POLICE CHIEF PALLINI:

Nothing to report at this time.

HEAD DISPATCHER CASH:

She wanted to thank Council for all of their support for the many purchases that she has brought forward. She also wanted to thank Mr. Greenberg and his office for the help she receives from them.

SERVICE DIRECTOR WALDEMARSON:

Nothing at this time.

LAW DIRECTOR GREENBERG:

Looked into getting the legislation that is passed online quicker. They talked to the company that does it, and we can go to a monthly update, where the code will be online quicker, and the cost will not be increased. Worked with Clerk Unger to get this implemented.

CLERK UNGER:

Just to add to what Mr. Greenberg mentioned about updating the online code. We are currently on a 6 month cycle for our online code, so it will take some time before we are only behind a month. It's not going to happen right away, but we will work with American Legal Publishing to get it done.

ASSISTANT TO THE MAYOR, MS. SCHOEFFLER:

She still uses her Ordinance book as opposed to going online, and Clerk Unger said that we still have to keep the books but many people like to go online for the legislation. She also stated that Mr. Bloam and his committee did an excellent job on the Master Plan.

ASSISTANT TO THE TOWN HALL, MS. MERIWETHER:

Nothing at this time.

VILLAGE ENGINEER, MR. SCIANO:

We are going to ramp up for the e.71st Street resurfacing. The Mayor mentioned that they have ten days to get ready, per legislation.

BUILDING COMMISSIONER, MR. CASINI:

Nothing at this time.

WHEREFORE, there is no further business before this Council, Ms. Duszynski moved, seconded by Mr. Faragone that the Council Meeting be adjourned at 8:15 PM. All voting aye, none opposed: motion carried.