

**VILLAGE OF CUYAHOGA HEIGHTS
CAUCUS
MINUTES
AUGUST 12, 2015
6:00 PM**

COUNCIL CAUCUS

AUGUST 12, 2015

Mr. Contipelli called the meeting to order. Clerk Unger called the roll. Those present were, Mayor Bacci, Jon Greenberg, Barbara Biro, Todd Bloam, Renato Contipelli, Marilyn Duszynski, Cheryl Harris, and Lois Henley. Also in attendance were Building Commissioner Norm Casini, Assistant to the Building Commissioner Kenny LaBella, and Village Engineer Todd Sciano.

MINUTES:

July 8, 2015	Caucus
July 8, 2015	Council Meeting
July 13, 2015	Special Council Meeting

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

COMMUNICATIONS:

None at this time.

PERMITS:

None at this time

PURCHASES:

None at this time.

FINANCIAL REPORTS:

Position of Cash Statement July 2015
R.I.T.A Preliminary report August 2015

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

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

Mr. Bloam will make the motion to instruct the Clerk to group the pay resolutions for reading and adoption, Ms. Henley will second.

RESOLUTION NO. 2015-66	Payment of Certain Claims:	\$903,251.57
	Payroll	
	General Bills	
	(#48221 - #48328)	

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

ORDINANCE NO. 2015-67

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; APPROVING, ADOPTING AND ENACTING NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY.

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

RESOLUTION NO. 2015-68

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ACCEPT MEDICAL MUTUAL OF OHIO'S "INSURED RENEWAL RATE" FOR THE PERIOD EFFECTIVE SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2016

Clerk Unger explained that we had a Health Committee meeting with our medical broker Mr. Biskind from American Benefits, and he shopped our plan and found that Medical Mutual will

insure us with a 5% increase. Mr. Unger stated that compared to other plans, this is the best option, and all members voted to continue with this plan.

Ms. Duszynski stated that most increases for other businesses were in the 10% range, and feels this is a good plan.

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

RESOLUTION NO. 2015-69

A RESOLUTION ACCEPTING THE BID OF ENVIROSCIENCE, INC. FOR WETLAND DELINEATION AND MITIGATION ANALYSIS OF THE NICKY BOULEVARD LANDFILL IN THE VILLAGE OF CUYAHOGA HEIGHTS

Mr. Sciano stated that Boyas contributions has completed the first component of their Environmental Controls as requested by the Ohio EPA. A leachate collection system along with Southwest Corner of the Nicky Boulevard landfill, force main and gravity sewer connection back to Nicky Boulevard and the leachate collection system is currently operating successfully. Now that the environmental controls are in place, the Village's next component is to push on the development side and complete a stream and wetland delineation so we can move forward with the environmental mitigation process to pave the way to install a sewer and embankment in the existing valley behind the houses on E. 49th Street.

In addition, the Village Council, later in the meeting, will be voting on letting the Mayor submit a DOPWIC application to apply for additional State of Ohio grant and potential loan funding to assist with the construction of the improvements. Last year we were successful in being short listed at the local district level with our DOPWIC application, however when the project was recommended to the State of Ohio out of this district we were not selected at the State level for funding in 2014. We are re-applying again this year, and hopefully they will take into consideration the work that Boyas has done in that area.

Mr. Contipelli asked Mr. Sciano where within the Village of Cuyahoga Heights we could put a delineated wetland. Mr. Sciano stated that we will need to find out how much area we will need first.

Mayor Bacci explained that this is where our consultant Dick Sargent had to stop last year, since Boyas Contributions had not yet completed any of the environmental requests the Ohio EPA had requested them to address. Now that Boyas contributions has completed the first phase of the leachate collection system, this puts the Village of Cuyahoga Heights in a better position to submit our application.

Ms. Henley asked if this company will identify wetlands. Mr. Sciano stated that they will identify wetlands in the area and categorize them, which will give the Village of Cuyahoga Heights a good idea of what will be required for us to mitigate them. Without knowing what category wetland it is, the Village is not able to identify any mitigation options.

Ms. Duszynski asked what happened to Mr. Sargent, did he do anything for us? The Mayor stated that he did what he could, but he was stopped in his tracks because he couldn't do anymore until Boyas complied with the legacy issues for the EPA that they did not comply with in the past. Now that they are compliant with the first portion of items, the village can see where we are at with respect to the Village's development plans and move forward with our due diligence and permitting.

The Mayor told Council that Mr. Sciano did a nice sketch for us in making that piece of property for economic development, and all along the back side of the residential properties we had green space, and we will be looking to replace the wetland at a different grade with a storm water management facility for the development.

Ms. Duszynski asked if Mr. Sargent knew that Boyas was not in compliance before he took the job. Mayor Bacci said no, he didn't, how would he know that? Ms. Duszynski said he was supposed to lobby for us, and the Mayor said he hopes he can do that for us in the future, because we are going to need some help.

Ms. Duszynski asked if the money we spent on Mr. Sargent was worth it. Mr. Sciano said that they sat with the powers to be at the Central office of the Ohio EPA, and at that time, we were not able to take the project above the local agencies that were blocking it, but we found it was very difficult to move past all of the legacy items that still had not yet been partially or fully addressed. They told us what we needed to put in place to move it forward, and now Boyas has completed those things. Without those improvements by Boyas we did not have a leg to stand on.

The Mayor asked Mr. Sciano to tell Council what Boyas spent on the current improvements. Mr. Sciano told Council that Boyas has invested \$800,000.00 to a million dollars in the design, permitting and construction of the leachate collection system and pump station improvements so we can move forward.

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

RESOLUTION NO. 2015-70

A RESOLUTION ACCEPTING THE BID OF SIGNAL SERVICE COMPANY FOR THE EAST 71ST STREET TRAFFIC SIGNAL IMPROVEMENT PROJECT IN THE VILLAGE OF CUYAHOGA HEIGHTS

Mr. Sciano explained that we worked through a lot of changes for the school to get to this point. The new light will make it much easier for the guard to cross the kids on the street and in front of the school. This will also be the first project where we will have the decorative poles. It has taken a long time to get here, but it will be a beautiful improvement.

Ms. Harris asked when we can start the project. Mr. Sciano said that as soon as Council authorizes it, the poles will be ordered. The lead time for the new pole is three months, and that was his best guess. Ms. Henley said it takes us right into winter.

Ms. Duszynski stated that there was a big difference in the bids, and asked if Signal Service was a reliable company. The Mayor said we have always used them and they are a good company.

Ms. Biro asked when Council agreed to go out for bids for this job. Mr. Sciano stated that it was around three years ago. Her next question was where the money is coming from. Mr. Unger said it will come out of the Capital Projects Fund. She said it is currently in the negative, how are you going to make it positive. Mr. Unger stated that the income from Optotrafic will make it positive by the end of the year. There is currently a large encumbrance in that fund, and was wondering what it was for. Mr. Unger said it was for the street projects lights, but we have not been able to move forward with those projects yet. Mr. Unger stated that this project will be part of the encumbrance in the Capital Projects Fund.

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

RESOLUTION NO. 2015-71

A RESOLUTION ACCEPTING THE PROPOSAL OF UNITED SURVEY, INC. TO COMPLETE REPAIRS OF THE COMBINED SEWER ON EAST 49TH STREET IN THE VILLAGE OF CUYAHOGA HEIGHTS

Mr. Sciano said that we have been monitoring this sink hole on E. 49th Street and it is starting to get worse. We sent a camera through the sewer to see what damage is involved, and we feel that it needs to be fixed completely and line the sewer. Mr. Contipelli asked if Southerly wanted to help us with this project, Mr. Sciano said it is our local sewer, and we are responsible.

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

RESOLUTION NO. 2015-72

**A RESOLUTION ACCEPTING THE BID OF
KONSTRUCTION KING, INC. FOR 2015 FULL DEPTH RIGID PAVEMENT REPAIRS ON
BLETCH COURT, EAST 72ND STREET AND MARCELLINE COURT IN THE VILLAGE
OF CUYAHOGA HEIGHTS**

Mr. Contipelli stated that we just replaced a bunch of sidewalks on the courts, and about 8-9 years ago we started a project on the courts to replace slabs for the streets, and some of those projects went by the wayside because of costs, so we haven't done any of those major repairs in a while. In a lot of the areas that were slated to be done and weren't have a lot of curbs deteriorating creating gaps in the pavement that we try to cold patch. So what the Engineer has proposed is that we fix it correctly, and not just patch it. Mr. Contipelli said that we have been piece mealing everything for many year, and next year when the Public Works Committee gets together, we need to reinstitute a program that will address these street issues on a timely basis, and allocate the money for them in our budget.

Ms. Biro asked where the money is coming from out of what Fund for the last two projects. Clerk Unger stated that the ridged pavement repairs will be coming out of the 201 Fund, sewer project will come out of the General Fund. Ms. Biro asked if it would come out of the Capital Outlay that wasn't budgeted. Mr. Unger said it would come out of the 5400 Sewer Disposal Fund.

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

OTHER BUSINESS:

The Tax Incentive Review Committee met on August 12 to review the tax incentives for Charter Steel.

Ms. Henley will make the motion, Ms. Duszynski will second.

Motion for the Mayor to sign and submit a DOPWIC application for the Nicky Boulevard Storm Sewer Extension and Slope Stabilization Improvements.

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

Mr. Contipelli made a motion to go into Executive Session for litigation, personnel issues, and real estate matters, seconded by Ms. Harris. All in favor, none opposed. Motion carried.

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

Caucus ended at 7:15 pm.

**VILLAGE OF CUYAHOGA HEIGHTS
COUNCIL MEETING
MINUTES
AUGUST 12, 2015
7:00 PM**

COUNCIL MEETING

AUGUST 12, 2015

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, Lois Henley. Also present were Service Director Scott Waldemarson, Police Chief Brian Sturgill, Fire Chief Mike Suhy, Head Dispatcher Barb Cash, Law Director Jon Greenberg, Administrative Assistant Lee Ann Schoeffler, Assistant to the Town Hall Angel Meriwether, Assistant to the Building Commissioner Ken LaBella, Building Commissioner Norm Casini, and Engineer Todd Sciano.

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

MINUTES:

July 8, 2015	Caucus
July 8, 2015	Council Meeting
July 13, 2015	Special Council Meeting

Ms. Harris made the motion to accept the minutes as prepared and place them on file, seconded by Mr. Bloam. Biro, Bloam, Contipelli, Duszynski, Harris, Henley in favor, motion carried.

COMMUNICATIONS:

None at this time.

PERMITS:

None at this time

PURCHASES:

None at this time.

FINANCIAL REPORTS:

Position of Cash Statement July 2015
R.I.T.A Preliminary report August 2015

Ms. Duszynski made the motion to accept the reports as prepared, seconded by Mr. Contipelli. Biro, Bloam, Contipelli, Duszynski, Harris, Henley Aye. Motion carried.

LEGISLATION:

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

Mr. Bloam made the motion to group the pay resolutions for reading and adoption, seconded by Ms. Henley. All in favor, none opposed. Motion carried.

RESOLUTION NO. 2015-66	Payment of Certain Claims:	\$903,251.57
	Payroll	
	General Bills	
	(#48221 - #48328)	

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

RESOLUTION NO. 2015-67

AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES; APPROVING, ADOPTING AND ENACTING NEW MATTER IN THE UPDATED AND REVISED CODIFIED ORDINANCES; REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; 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, Harris, Henley voting aye for suspension of the rules. Biro, Bloam, Contipelli, Duszynski, Harris, Henley voting aye for the adoption, motion carried.

RESOLUTION NO. 2015-68

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO
ACCEPT MEDICAL MUTUAL OF OHIO'S "INSURED RENEWAL RATE" FOR THE
PERIOD EFFECTIVE SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2016

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

RESOLUTION NO. 2015-69

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ENVIROSCIENCE, INC. FOR WETLAND DELINEATION AND MITIGATION ANALYSIS
OF THE NICKY BOULEVARD LANDFILL IN THE VILLAGE OF CUYAHOGA HEIGHTS

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

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SIGNAL SERVICE COMPANY FOR THE EAST 71ST STREET TRAFFIC SIGNAL
IMPROVEMENT PROJECT IN THE VILLAGE OF CUYAHOGA HEIGHTS

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

RESOLUTION NO. 2015-71

A RESOLUTION ACCEPTING THE PROPOSAL OF UNITED SURVEY, INC.
TO COMPLETE REPAIRS OF THE COMBINED SEWER ON EAST 49TH STREET IN THE
VILLAGE OF CUYAHOGA HEIGHTS

Mr. 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, Harris, Henley voting aye for suspension of the rules. Biro, Bloam, Contipelli, Duszynski, Harris, Henley voting aye for the adoption, motion carried.

RESOLUTION NO. 2015-72

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KONSTRUCTION KING, INC. FOR 2015 FULL DEPTH RIGID PAVEMENT REPAIRS ON
BLETCH COURT, EAST 72ND STREET AND MARCELLINE COURT IN THE VILLAGE
OF CUYAHOGA HEIGHTS

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

OTHER BUSINESS:

The Tax Incentive Review Committee met on August 12 to review the tax incentives for Charter Steel.

Ms. Biro asked if there was any money going to the school, and if they met their million dollar threshold. Mr. Unger stated that they did meet their threshold, and we will be sending them a check for approximately \$178,000.00.

Ms. Henley made the motion, seconded by Ms. Duszynski to accept the recommendation of the Tax Incentive Review Committee. All in favor, none opposed. Motion carried.

Motion for the Mayor to sign and submit a DOPWIC application for the Nicky Boulevard Storm Sewer Extension and Slope Stabilization Improvements.

Ms. Biro made the motion, seconded by Ms. Harris for the Mayor to submit a DOPWIC application. All in favor, none opposed. Motion carried.

MAYOR AND COUNCIL REPORTS:

MAYOR BACCI:

I would like to convey our deepest sympathies to Mrs. Wendy Heinzman, her Father-in-law Philip passed away on July 18th – he was 84. And to Village resident Robert Krajewski – his father Frederick passed away on July 13th – he was 76. The Mayor asked for a moment of silence.

Our pool managers and staff are doing a great job this summer – and making it fun for our patrons. Their Christmas Eve in July party was a huge success – you might have even seen pictures in last week’s Neighborhood News. And then last Saturday, they hosted a movie night – showing “Jaws.” Our staff will finish off the summer with a Hawaiian Luau Party on Saturday, August 29th from 7:00 10:00 p.m. Hope everyone will attend and have some fun!

On August 1, Tom Evans officially took over as Superintendent of the Cuyahoga Heights Schools. We look forward to working with Tom and wish him the best of luck.

The kids go back to school on Thursday, August 20th – please be careful driving and pay attention driving in the school zone.

My office is gearing up -- as we have quite a few things we are working on – our trip to Kelley’s Island on August 24 with our seniors, our annual luncheon with the businesses on September 4, our senior flu shot event on October 2 and finally – the Corn Roast on October 10.

Congratulations to Mr. Denis Vanek and Ms. Marilyn Duszynski on their recent engagement.

Very special birthday wishes to Mrs. Elisa Venchi who turned 98 today...and also to Mrs. Bernice Blue who will be 97 on August 24th. Happy “80th” birthday to Mr. Micky Sajetowski. Wishing each of them a happy and blessed day!

Birthday wishes to employees in August: (1) Ross Patterson; (4) Randy Eliason & Brian Baciak; (5) Angel Motz; (14) Scott Schoeffler; (15) Jamie Lukas; (16) Wesley Unger; (20) Jasmine Wallace; (26) Michael Chase and (30) Craig Morrow.

In closing, please continue to keep several of our residents in your thoughts and prayers: Mrs. Linda Attewell, Ms. Theresa Bentlejewski, Mrs. Bernice Blue, Mrs. Ernestine Deliberato, Mrs. Pat Miller, Mr. Guy Mitchell, Mr. Frank Trusso, Sr., Mrs. Kitty Wey, and my Mom – Mrs. Lillian Bacci.

MS. BIRO:

Ms. Biro asked the Mayor to explain the Ordinances in regards to Nicky Boulevard, and how it is going to affect the residents on E. 49th Street. Boyas has completed their first task, and now we are going to spend money on the delineation, and all of this encompasses what you and Mr. Faragone started years ago. So, if you could give a brief overview of what you are doing to let the people on E. 49th street know what we are doing currently to address this problem.

The Mayor said, as he stated in Caucus, our hired consultant met with the EPA and our Engineer Todd Sciano and found that no further work could be portrayed to the EPA without cleaning up the issues that were stagnant in the past. The first one was a pump station, and Boyas put in \$800,000.00 of private dollars to fix this. In doing so, they will have satisfied the EPA, which will allow us to move forward with a study on the wetland, the wetland is then graded. Mr. Sciano then stated that you can then buy or replace the wetland with in-kind wetland, whatever your core approval is.

The Mayor said after we have that in place, we can move forward with idea of culverting that storm water, and once it is culverted, then we can fill the void to satisfy the residents on the East side of 49th Street to fix their erosion issues.

The short answer to the question is the process has taken better than 10 years, but it is moving at a snails pace, but hopefully we have some good news here in the near future.

MR. BLOAM:

Nothing at this time.

MR. CONTIPELLI:

There will possibly be a Special Workshop in August for Economic Development, so be prepared.

MS. DUSZYNSKI:

The Finance Committee approved a PO to Fire Forces Inc. in the amount of \$17,450.00 for SCBA bottles for the Fire Department. A PO for \$12,800.00 to finish the work on the gazebo and

make it handicapped accessible. The committee also approved a PO for a new snow plow for the F250 in the amount of \$5,600.00.

MS. HARRIS:

For all the Cuyahoga Heights Alumni, please join Facebook under Redskin Lodge and find out what they are doing. They are having their first alumni weekend, Friday October 23rd at the Kirtland football game, and the next day they will be having a clambake. This information is also going into the newsletter.

MS. HENLEY:

We had a 100 people at the pool for the Christmas in July party, and it was a huge success. We had 26 residents come for the Village Shredding Day. I took the Seniors to the Palace Theater downtown for a viewing of the old movie "The Odd Couple." It was put on by the County, and it was well attended by many communities. Everyone loved the old theater, and the movie. Hopefully, we can do it again.

FIRE CHIEF SUHY:

Nothing at this time.

HEAD DISPATCHER CASH:

Nothing at this time.

SERVICE DIRECTOR SCOTT WALDEMARSON:

Nothing at this time.

POLICE CHIEF STURGILL:

Nothing at this time.

LAW DIRECTOR JON GREENBERG:

Nothing at this time.

CLERK UNGER:

Nothing at this time.

ADMINISTRATIVE ASSISTANT TO THE MAYOR LEE ANN SCHOEFFLER:

Nothing at this time.

ENGINEER TODD SCIANO:

Nothing at this time.

ASSISTANT TO THE BUILDING COMMISSIONER KENNY LABELLA:

Nothing at this time.

BUILDING COMMISSIONER NORM CASINI:

Nothing at this time.

COMMENTS FROM THE AUDIENCE:

No comments from the audience.

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