

**MINUTES  
VILLAGE OF CUYAHOGA HEIGHTS  
CAUCUS  
OCTOBER 14, 2015  
6:00 PM**

**COUNCIL CAUCUS OCTOBER 14, 2015**

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Mr. Contipelli called the meeting to order. Ms. Meriwether called the roll. Those present were, Mayor Bacci, Jon Greenberg, Todd Bloam, Renato Contipelli, Marilyn Duszynski, Cheryl Harris. Also in attendance were Assistant to the Building Commissioner Kenny LaBella, and Village Engineer Todd Sciano.

For the record, the Mayor stated that Ms. Henley is hospitalized, and Ms. Biro is supposed to be here for the business meeting, but will not be here for Caucus.

**MINUTES:**

September 9, 2015	Caucus
September 9, 2015	Council Meeting
September 15, 2015	Special Council Meeting

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

**COMMUNICATIONS:**

None at this time.

**PERMITS:**

None at this time

**PURCHASES:**

None at this time.

**FINANCIAL REPORTS:**

Position of Cash Statement September 2015

R.I.T.A Preliminary report October 2015

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

Mr. Contipelli said that there is no reason to put any of the legislation on third and final reading if we don't have a quorum, so Mr. Bloam will make a motion to put all legislation on first reading, Mr. Contipelli will second.

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

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

<b>RESOLUTION NO. 2015-76</b>	Payment of Certain Claims:	\$849,490.41
	Payroll	
	General Bills	
	(#48476 - #48622)	

**RESOLUTION NO. 2015-77**

A MEMORIAL RESOLUTION FOR ELISA VENCHI

**RESOLUTION NO. 2015-78**

A MEMORIAL RESOLUTION FOR FRANK TRUSSO SR.

**RESOLUTION NO. 2015-79**

A RESOLUTION DECLARING THE SERVICE DEPARTMENT'S  
1999 FORD F250, VIN # 1FTNF21L8XED83966, SURPLUS  
PROPERTY AND AUTHORIZING ITS DISPOSAL BY  
SALE AT THE BROOK PARK AUTO AUCTION

**Ordinance 2015-80, 81, 82, and 83 concerning the Building Department were pulled before the Caucus.**

**ORDINANCE NO. 2015-84**

AN ORDINANCE CREATING A NEW CHAPTER 650 OF THE CODIFIED ORDINANCES OF THE VILLAGE TO REGULATE THE USE OF UNMANNED AIRCRAFT SYSTEMS IN THE VILLAGE OF CUYAHOGA HEIGHTS

The Mayor explained that this came to light as it relates to the school. People are using them at different sporting events, or on school grounds. We want to protect the school first and foremost, and also how it relates to commercial and residential.

Mr. Greenberg stated that this is the first drone legislation in Ohio. The following places have to have permission from the Safety Director before flying over. Any public park, school municipal building, or any property owned or used by the Village, school, City of Cleveland, or any provider of public utilities or sewer district. We are trying to be proactive and if something is going on at least we can monitor it.

Mr. Contipelli asked if there are any restrictions from flying a drone in my backyard and looking at my neighbors. The Mayor said there is a reasonable expectation of privacy. If you look in someone's backyard, there is no reasonable expectation of privacy, but if you are looking over a three foot fence to see them, that would be a violation of privacy.

Mr. Bloam asked if his son wants to fly his drone behind the Town Hall, can he do that. The Mayor said only if he gets permission from the Safety Director. Mr. Contipelli asked if there was a height restriction on the drones. Mr. Greenberg stated that our intent is not to police the skies, but to make the school and public property safer.

**ORDINANCE NO. 2015-85**

AN ORDINANCE  
ADOPTING NEW CHAPTER 883 OF THE CODIFIED ORDINANCES  
OF CUYAHOGA HEIGHTS REGARDING MUNICIPAL INCOME  
TAX

Mr. Greenberg explained that this is a big change in the tax law, and mandated by the General Assembly. We are looking at this legislation with Amy Reghi, the chief law officer from RITA. This has to be passed by January of 2016, so we are hoping to get this passed in November or December of this year. We sent this legislation to Amy last week, and she needs time to ok it, so I want to ask Council to put this on first reading until Amy goes over it. Mr. Greenberg explained that all communities must make these changes in legislative form.

The Mayor stated that the bottom line is that we don't have a choice, we must pass this. It was mandated by the State Legislatures. Mr. Greenberg will send a short memo to everyone explaining the changes in the tax law from passing this legislation.

**ORDINANCE NO. 2015-86**

A RESOLUTION AUTHORIZING THE  
TRANSFER OF MONIES TO THE CUYAHOGA HEIGHTS  
COMMUNITY IMPROVEMENT CORPORATION

**ORDINANCE NO. 2015-87**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDED  
AND RESTATED TAX INCENTIVE DONATION AGREEMENT AND OTHER  
NECESSARY AGREEMENT(S) TO AUTHORIZE SAID AMENDED AGREEMENT WITH  
THE BOARD OF EDUCATION OF THE CUYAHOGA HEIGHTS LOCAL SCHOOL  
DISTRICT, CHARTER MANUFACTURING COMPANY AND CUYAHOGACOUNTY

Mr. Greenberg explained that this is the second part of the Enterprise Zone agreement with Charter Steel. We passed the first part last month.

**OTHER BUSINESS:**

Motion to move into the CIC.

Mr. Contipelli will make the motion to go into the CIC, Mr. Bloam Will second.

Motion to come out of the CIC and into the regular business meeting.

Mr. Bacci will make the motion to go out of the CIC, Ms. Duszynski will second.

## **MAYORS REPORT:**

The Mayor asked Council to look at the last week in October as it relates to a grant that we are going to apply for, to tear down the Hillside Party Center property. This is a County grant, and we will need to do some things in order to be considered. We will have to have a public meeting before we move forward. This is for the residents' concerns for questions. Then 7 days after, we will need to have a Special Meeting of Council to move forward with the grant application. If we receive the grant, we look to save the Village 80-90 thousand dollars in demolition fees, but we must jump through some hoops to make the application deadline.

There was a discussion on the Mill Creek Watershed grant that we received for trees at Bacci Park. The Mayor stated that the Service Department will be coordinating the planting of the trees. They also talked about the Clean Ohio Grant for 5301 Grant Avenue which we have been working on for the last 5 years. They received a No Further Action letter from the state, saying that they have fully complied with the EPA and they have remediated the property.

As far as economic development, Spencer Pizacks group is going to purchase the old Cotton Club building on E. 49<sup>th</sup> Street. He believes he has tenants for 100,000 square feet of the building but not yet for the other 200,000 square feet. He also renewed his lease with SS Kemp through 2026. Before he put anyone in the Cotton Club building, we were trying to solicit Great Lakes Brewery. They were looking for a large space, and hopefully we can get them on board to use the rest of the building.

Mr. Contipelli also stated that they are working with a company called Viastat to see if they can relocate into the Village.

Caucus ended at 6:40 pm.

**MINUTES  
VILLAGE OF CUYAHOGA HEIGHTS  
COUNCIL MEETING  
OCTOBER 14, 2015  
7:00 PM**

**COUNCIL MEETING**

**OCTOBER 14, 2015**

Mayor Bacci called the meeting to order. Ms. Meriwether called the roll. Those present were, Todd Bloam, Renato Contipelli, Marilyn Duszynski, Cheryl Harris. 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.

Mr. Contipelli made a motion to excuse Mr. Unger, Ms. Biro, and Ms. Henley, seconded by Ms. Harris. All in favor none opposed. Motion carried.

**MINUTES:**

September 9, 2015	Caucus
September 9, 2015	Council Meeting
September 15, 2015	Special Council Meeting

Ms. Harris made the motion to accept the minutes as prepared and place them on file, seconded by Ms. Duszynski. Bloam, Contipelli, Duszynski, Harris 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 September 2015  
R.I.T.A Preliminary report October 2015

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

**LEGISLATION:**

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

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

**RESOLUTION NO. 2015-76**      FIRST READING

Payment of Certain Claims:	\$849,490.41
Payroll	
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(#48476 - #48622)	

**RESOLUTION NO. 2015-77**      FIRST READING

A MEMORIAL RESOLUTION FOR ELISA VENCHI

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. 2015-78**      FIRST READING

A MEMORIAL RESOLUTION FOR FRANK TRUSSO SR.

**RESOLUTION NO. 2015-79**      FIRST READING

A RESOLUTION DECLARING THE SERVICE DEPARTMENT'S  
1999 FORD F250, VIN # 1FTNF21L8XED83966, SURPLUS  
PROPERTY AND AUTHORIZING ITS DISPOSAL BY  
SALE AT THE BROOK PARK AUTO AUCTION

**RESOLUTION NO. 2015-84**      FIRST READING

AN ORDINANCE CREATING A NEW CHAPTER 650 OF THE CODIFIED ORDINANCES  
OF THE VILLAGE TO REGULATE THE USE OF UNMANNED AIRCRAFT SYSTEMS IN  
THE VILLAGE OF CUYAHOGA HEIGHTS

**ORDINANCE NO. 2015-85**      FIRST READING

AN ORDINANCE  
ADOPTING NEW CHAPTER 883 OF THE CODIFIED ORDINANCES  
OF CUYAHOGA HEIGHTS REGARDING MUNICIPAL INCOME  
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AND RESTATED TAX INCENTIVE DONATION AGREEMENT AND OTHER  
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THE BOARD OF EDUCATION OF THE CUYAHOGA HEIGHTS LOCAL SCHOOL  
DISTRICT, CHARTER MANUFACTURING COMPANY AND CUYAHOGACOUNTY



## **OTHER BUSINESS:**

The Mayor stated that because three of the members of the CIC are not present, we will not be able to go into the CIC at this time.

## **MAYOR AND COUNCIL REPORTS:**

### **MAYOR BACCI:**

I would like to convey our deepest sympathies to the Trusso family. Mr. Frank Trusso, Sr. passed away on October 1. Also, Elisa “Nony” Venchi passed away last month – she was 98 years old.

Councilwoman Lois Henley fell ill during the senior citizens meeting last evening and was taken to Marymount Hospital. Please keep her in your thoughts and prayers.

Congratulations to Lisa Combs (Village resident and CHHS Graduate Class of 2012) who was voted by her peers as Homecoming Queen for The Ohio State University last Saturday! What a great accomplishment and we are so very proud of Lisa!!

Court members are chosen based on their leadership qualities, spirit, integrity, and achievement through their contributions and involvement at Ohio State. Based on application scores and GPA, individual interviews are offered and conducted by OSU faculty, staff, and alumni. The scores from the paper application and interview are combined with the student body vote, and the court is announced. There are a total of 20 students on the court: 10 females and 10 males and only (1) Queen and (1) King are chosen.

Lisa’s father, Howard Combs wants everyone to know that Lisa is not only the Homecoming queen at The Ohio State University, but also a proud resident of Cuyahoga Heights, and attributes her success to her upbringing in our community.

Lisa continues to amaze us on her accomplishments, and we wish her the best in the future.

Congratulations to Village residents and first time parents Nathan & Jackie Graff, who reside at One Bacci Place in our Village. They welcomed “John Carter Graff” on September 29<sup>th</sup> – he weighed in at 7-lbs and 13-oz..

Best wishes to Cleri Knapik who recently retired. Wishing you a happy, healthy and relaxing retirement!

we had our annual flu shot event with our seniors on Friday, October 2 - about 35 seniors showed up. It went very well and they all enjoyed breakfast. It was nice visiting with our seniors.

Last Saturday we held our 5<sup>th</sup> annual Corn Roast . It turned out great and for the second year in a row -- the weather cooperated! We received a lot of positive feedback – we felt this was by far the best one yet. Loved those fireworks! Our Corn Roast is a team effort and everyone who had a part in getting it together did an excellent job. Thank you to everyone!

Construction repairs to pavement joints, slabs and curbing has begun on Marcelline & Bletch Courts and East 72<sup>nd</sup> Place. During construction, residents from that area are able to park on East 71<sup>st</sup> Street.

Special milestone birthday wishes to Mrs. Tomi Sonoda who turned 93 on October 4. Best wishes!

October birthday wishes to employees: Dave Volek – October 4; Rick Baciak – October 5; Jason Grabowski – October 6; Steve Harris – October 11; David Porter – October 15; Betty Yarmesch – October 20 and Sandra Stover – October 23. Birthday wishes to all!

Our Village Halloween party for resident children and grandchildren will take place on Sunday, October 25<sup>th</sup> from 2:00-4:00 p.m. at Klima Gardens.

Trick-or-Treat will take place in the Village on Saturday, October 31 from 6:00-7:30 p.m. -- be safe and have fun!

Exercise your right to vote! Election Day is Tuesday, November 3 – the polls will be open from 6:30 a.m. – 7:30 p.m. in the civic center – downstairs at the Village Hall. Please note that our offices will be closed that day.

Please continue to keep several of our residents in your thoughts and prayers: Ms. Theresa Bentlejewski, Mrs. Bernice Blue, Mrs. Ernestine Deliberato, Mrs. Donna Pellini, and Mrs. Gerry Sajetowski

**MR. BLOAM:**

Public Works has a few items for the Workshop for the pool and Bacci Park.

**MR. CONTIPELLI:**

The Corn Roast was over the top, and everyone had a great time.

He wanted to update everyone on economic development. We are going after a County Municipal Grant up to \$150,000.00 to tear down the Hillside Party Center. Hopefully by next summer, we will be able to tear it down.

Also we are working with the County Land Bank on tearing down the old Pallini residence. We are in negotiations with them now, and hopefully it will be done soon.

We have \$712,000.00 sitting in the kitty for a trail grant from NOACCA that is supposed to be implemented in 2018, they notified they can move us up, but our matching grant money is not ready to finish that trail, so we are going to go after some matching grants again, and if we obtain those grants, we will ask them to move us up to connect the trail to the Town Hall.

We have a buyer for the Gallo Building, and hopefully that whole building will be rented soon. The Cuyahoga Foundry is on hold right now. The owner of the adjacent property that we are looking to purchase the foundry, Mr. Daugherty, is building a brand new building behind Bimbo Bakery. After looking into the Foundry property, we have found that it is not as dirty as we thought it was. So other than scraping a little off the top, there is no real ecological problems. As of now, the deal is in a holding pattern.

We are also looking to retain Viastat. They are currently looking to sell their building and move to a larger facility. We are hoping to find them something in the Village.

Mr. McAndrew from Silverload is going to send out quarterly email blasts to local developers about the availability of property and buildings in our Village.

Mayor Bacci wanted to let everyone know that since Mr. Supick and his group are asking an astronomical fee for their building, that this has also slowed the purchase process.

Mr. Contipelli wanted it noted for the minutes that the Police Department is doing a great job curbing the ATV traffic in the backyards without trespassing on other people's property.

**MS. DUSZYNSKI:**

The Finance Committee approved a PO not to exceed \$25,000.00 for the Corn Roast. We also approved a PO not to exceed \$7,000.00 to Ecco Excavating for work at Bacci Park.

Ms. Duszynski said that the Corn Roast was great, but would like to know what the Mayor will do during the next election! Mayor Bacci stated that the big year is the year after, it will be our Centennial year. Ms. Harris would like to book Brad Paisley and Kenny Chesney for the Centennial!

**MS. HARRIS:**

Ms. Harris said the Corn Roast was wonderful, we continue to get more and more people attending, and the weather was great. She wondered who won the Corn Hole Tournament. The Mayor said it was a group from Brooklyn Heights.

**SERVICE DIRECTOR SCOTT WALDEMARSON:**

Nothing at this time.

**HEAD DISPATCHER CASH:**

The Corn Roast was wonderful, and her grandchildren had a great time.

**FIRE CHIEF SUHY:**

As the Council members go out campaigning, if you hear of anyone that did not receive batteries, or need more, let him know.

**POLICE CHIEF STURGILL:**

We are going to have extra patrols on for Halloween night, to insure the safety of all the children.

**LAW DIRECTOR JON GREENBERG:**

Wanted to clarify that The Ohio State University has approximately 57,000 students at the Columbus campus.

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

Wished Todd a happy birthday!

**ASSISTANT TO THE TOWN HALL, ANGEL MERIWETHER:**

Nothing at this time.

**ENGINEER TODD SCIANO:**

Nothing at this time.

**BUILDING COMMISIONER NORM CASINI:**

Nothing at this time.

**ASSISTANT TO THE BUILDING COMMISSIONER KENNY LABELLA:**

Nothing at this time.

**COMMENTS FROM THE AUDIENCE:**

Mr. James Bartlett asked about the changes in the Building department that were on the Agenda and then pulled. Mr. Casini explained the legislation, and the Mayor expanded on the legislation. There was some discussion on the cost of permits, and Mayor Bacci assured Mr. Bartlett that we would try to keep the increases of the permits to a minimum.

WHEREFORE, there is no further business before this Council, Ms. Duszynski moved, seconded by Ms. Harris that the Council Meeting be adjourned at 7:30 p.m. All voting aye, none opposed: motion carried.