

**MINUTES
VILLAGE OF CUYAHOGA HEIGHTS
CAUCUS
SEPTEMBER 14, 2016
6:00 PM**

COUNCIL CAUCUS

SEPTEMBER 14, 2016

Ms. Duszynski called the meeting to order. Clerk Unger called the roll. Those present were, Mayor Bacci, Ben Chojnacki, Barbara Biro, Todd Bloam, Marilyn Duszynski, Cheryl Harris, Lois Henley, and Matt Schoeffler. Also in attendance was Village Engineer Todd Sciano.

COMMUNICATIONS:

None at this time.

PERMITS:

None at this time

PURCHASES:

None at this time.

MINUTES:

| | |
|-----------------|------------------|
| August 1, 2016 | Special Workshop |
| August 10, 2016 | Council Caucus |
| August 10, 2016 | Council Meeting |

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

FINANCIAL REPORTS:

Position of Cash Statement August 2016
R.I.T.A Preliminary report September 2016

Ms. Biro wanted to know if any of the bills have been paid regarding the new Bacci Trail Fund Council set up. Mr. Unger and Mr. Sciano stated that they have not yet been paid.

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

LEGISLATION:

ORDINANCE NO. 2016-72 (AS AMENDED)

AN ORDINANCE ENACTING A NEW SECTION 1448.08 OF THE BUILDING AND HOUSING CODE GOVERNING CONTRACTOR REGISTRATION

Mr. Casini explained that it is in regards to carrying a bond when getting a license issued, and income tax registration.

Mr. Schoeffler agreed to make the motion, seconded by Ms. Harris.

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

Ms. Henley agreed to make the motion, seconded by Ms. Duszynski.

RESOLUTION NO. 2016-79

| | |
|----------------------------|--------------|
| Payment of Certain Claims: | \$856,454.59 |
| Payroll | |
| General Bills | |
| (#50132 - #50406) | |

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

RESOLUTION NO. 2016-80

A RESOLUTION DECLARING FIRE VAN NO. 23 SURPLUS MUNICIPAL PROPERTY AND AUTHORIZING ITS DONATION TO THE VILLAGE OF BROOKLYN HEIGHTS, OHIO

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

ORDINANCE NO. 2016-81 AS AMENDED

AN ORDINANCE CONFIRMING THE MAYOR'S APPOINTMENT OF THE LAW DIRECTOR, EFFECTIVE SEPTEMBER 14, 2016 THROUGH DECEMBER 31, 2017; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-82

AN ORDINANCE CREATING SECTION 233.02 OF THE CODIFIED ORDINANCES TO CREATE THE POSITION OF ASSISTANT LAW DIRECTOR; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-83 AS AMENDED

AN ORDINANCE CONFIRMING THE APPOINTMENT OF THE ASSISTANT LAW DIRECTOR, EFFECTIVE SEPTEMBER 14, 2016 THROUGH DECEMBER 31, 2017; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-84

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO MODIFY THE VILLAGE'S CONTRACT WITH THE VILLAGE PROSECUTOR TO REFLECT THAT THE VILLAGE PROSECUTOR WILL RECEIVE PAYCHECKS ON A BIWEEKLY BASIS; AND DECLARING AN EMERGENCY

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

RESOLUTION NO. 2016-85

A RESOLUTION DECLARING THE INTENT TO APPROPRIATE THE REAR PORTION OF THE PROPERTY COMMONLY KNOWN AS PERMANENT PARCEL NUMBER 522-23-026, FOR THE BACCI PARK TRAIL PROJECT; AND DECLARING AN EMERGENCY

Ms. Biro asked Mr. Chojnacki if this was the old Vaccher property, he said yes, it is. She asked how it affects our plan to appropriate the whole property. Mr. Chojnacki explained that there are three parcels we are looking to acquire in this deal, this is just the first one. There are different owners that they have to deal with, including Vinny Vaccher who is currently in jail in southern Ohio, so it is a complex deal. The Mayor will give Council more information in Executive Session concerning this property.

Ms. Biro asked if we were still going after the house to the North of the Vaccher property. Mr. Chojnacki stated that he is still working out a deal with the owners for that property. He dropped a contract off at the residence, and is hoping to have a deal in the next two weeks.

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

RESOLUTION NO. 2016-86

A RESOLUTION DECLARING THE INTENT TO APPROPRIATE THE FRONT PORTION OF THE PROPERTY COMMONLY KNOWN AS PERMANENT PARCEL NUMBER 522-23-026, FOR A PUBLIC PARK, OPEN SPACE AND RECREATION PURPOSES; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-87

AN ORDINANCE DECLARING PERMANENT PARCEL NUMBER 522-25-008 AS UNNECESSARY FOR MUNICIPAL PURPOSES, RECOGNIZING THAT THE CONVEYANCE OF SAID PARCEL TO THE CUYAHOGA HEIGHTS COMMUNITY IMPROVEMENT CORPORATION WILL PROMOTE THE WELFARE OF THE VILLAGE AND ASSIST IN THE DEVELOPMENT OF INDUSTRIAL, COMMERCIAL, DISTRIBUTION, AND RESEARCH ACTIVITIES TO THE BENEFIT OF THE PEOPLE OF THE VILLAGE, AND AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO AN

AGREEMENT TO CONVEY THE PARCEL TO THE CIC; AND DECLARING AN
EMERGENCY

Ms. Biro asked what parcel is this. The Mayor stated that it is the Hillside property, and we are giving it to the CIC for development. The CIC is a committee in our Village used for development. Mayor, Council, and the Clerk are the Trustees.

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

ORDINANCE NO. 2016-88

AN ORDINANCE AUTHORIZING THE MAYOR AND THE CLERK TO ENTER
INTO AN EASEMENT AGREEMENT WITH ALCOA, INC. FOR THREE
PERPETUAL RIGHT-OF-WAY EASEMENTS TO ALLOW FOR THE INSTALLATION AND
MAINTENANCE OF TRAFFIC SIGNAL LIGHTS, CONDUITS, POLES AND
APPURTENANT STRUCTURES IN THE VICINITY OF HARVARD ROAD AND DENISON
AVENUE; AND DECLARING AN EMERGENCY

The Mayor stated that this is an infrastructure project that we have been waiting to do for five or six years, that will enable us to put our new street poles up. We needed to get this agreement in place before we moved forward with this project.

Ms. Harris asked if it will have any impact on shutting down the bridge. Mr. Sciano stated that it wouldn't. He also said that he will have legislation for Council at the October meeting for this project.

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

ORDINANCE NO. 2016-89

AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE
GRANTING OF, BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY FOR ANY
BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE
CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF MEDICAL MARIJUANA
FOR A PERIOD NOT TO EXCEED TWELVE MONTHS, AND DECLARING AN
EMERGENCY

Mr. Chajnocki explained that the State law is changing to allow for medical marijuana, and there are no specific regulations stating how it can be produced or who can use it by prescription, and

until the State can give us clear direction as to how the businesses are supposed to operate, we need to pass this moratorium for our community.

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

ORDINANCE NO. 2016-90

AN ORDINANCE AMENDING SECTIONS 883.04, "COLLECTION AT SOURCE," AND 883.05, "ANNUAL RETURN; FILING," OF THE CODIFIED ORDINANCES OF THE VILLAGE OF CUYAHOGA HEIGHTS, AND DECLARING AN EMERGENCY.

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

RESOLUTION NO. 2016-91

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

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

RESOLUTION NO. 2016-92

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

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

RESOLUTION NO. 2016-93

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A COOPERATIVE AGREEMENT FOR THE OHIO PUBLIC WORKS COMMISSION CANAL ROAD REPAIR AND RESURFACING PROJECT

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

RESOLUTION NO. 2016-94

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS AND TO EXECUTE CONTRACTS AS REQUIRED

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

OTHER BUSINESS:

Motion to appoint Ben Chojnacki to the Record Retention Board to replace resigning member Jon Greenberg.

Ms. Duszynski will make the motion, seconded by Mr. Schoeffler.

Motion to go into the CIC.

Mr. Bloam will make the motion, seconded by Ms. Duszynski.

Motion to go into Executive Session for real estate, personnel, and pending litigation.

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

Mr. Mason, and Mr. Chojnacki were asked to join the Executive Session after the first 30 minutes.

Ms. Harris made the motion, seconded by Mr. Schoeffler to come out of Executive Session and back into the business meeting. All in favor, none opposed. Motion carried.

Caucus ended at 8:10 pm.

**MINUTES
VILLAGE OF CUYAHOGA HEIGHTS
COUNCIL MEETING
SEPTEMBER 14, 2016
7:00 PM**

COUNCIL MEETING

SEPTEMBER 14, 2016

Mayor Bacci called the meeting to order. Clerk Unger called the roll. Those present were, Barb Biro, Todd Bloam, Marilyn Duszynski, Cheryl Harris, Lois Henley, Matt Schoeffler. Also present were Service Director Dave Sammons, Head Dispatcher Barb Cash, Police Chief Brian Sturgill, Fire Chief Mike Suhy, Interim Law Director Ben Chojnacki, Administrative Assistant Lee Ann Schoeffler, Assistant Clerk Angel Meriwether, and Engineer Todd Sciano.

COMMUNICATIONS:

None at this time.

PERMITS:

None at this time

PURCHASES:

None at this time.

MINUTES:

| | |
|-----------------|------------------|
| August 1, 2016 | Special Workshop |
| August 10, 2016 | Council Caucus |
| August 10, 2016 | Council Meeting |

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

FINANCIAL REPORTS:

Position of Cash Statement August 2016
R.I.T.A Preliminary report September 2016

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

LEGISLATION:

ORDINANCE NO. 2016-72 (AS AMENDED)

AN ORDINANCE ENACTING A NEW SECTION 1448.08 OF THE BUILDING AND HOUSING CODE GOVERNING CONTRACTOR REGISTRATION

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

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

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

RESOLUTION NO. 2016-79

| | |
|----------------------------|--------------|
| Payment of Certain Claims: | \$856,454.59 |
| Payroll | |
| General Bills | |
| (#50132 - #50406) | |

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

RESOLUTION NO. 2016-80

A RESOLUTION DECLARING FIRE VAN NO. 23 SURPLUS MUNICIPAL PROPERTY AND AUTHORIZING ITS DONATION TO THE VILLAGE OF BROOKLYN HEIGHTS, OHIO

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

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AN ORDINANCE CONFIRMING THE MAYOR’S APPOINTMENT OF THE LAW DIRECTOR, EFFECTIVE SEPTEMBER 14, 2016 THROUGH DECEMBER 31, 2017; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-82

AN ORDINANCE CREATING SECTION 233.02 OF THE CODIFIED ORDINANCES TO CREATE THE POSITION OF ASSISTANT LAW DIRECTOR; AND DECLARING AN EMERGENCY

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

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AN ORDINANCE CONFIRMING THE APPOINTMENT OF THE ASSISTANT LAW DIRECTOR, EFFECTIVE SEPTEMBER 14, 2016 THROUGH DECEMBER 31, 2017; AND DECLARING AN EMERGENCY

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

ORDINANCE NO. 2016-84

AN ORDINANCE AUTHORIZING THE MAYOR AND CLERK TO MODIFY THE VILLAGE'S CONTRACT WITH THE VILLAGE PROSECUTOR TO REFLECT THAT THE VILLAGE PROSECUTOR WILL RECEIVE PAYCHECKS ON A BIWEEKLY BASIS; AND DECLARING AN EMERGENCY

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

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

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

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

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AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, BUILDING PERMITS OR CERTIFICATES OF OCCUPANCY FOR ANY BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF MEDICAL MARIJUANA FOR A PERIOD NOT TO EXCEED TWELVE MONTHS, AND DECLARING AN EMERGENCY

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

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

RESOLUTION NO. 2016-91

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

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

RESOLUTION NO. 2016-92

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

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

RESOLUTION NO. 2016-93

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO ENTER INTO A COOPERATIVE AGREEMENT FOR THE OHIO PUBLIC WORKS COMMISSION CANAL ROAD REPAIR AND RESURFACING PROJECT

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

RESOLUTION NO. 2016-94

A RESOLUTION AUTHORIZING THE MAYOR AND CLERK TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS AND TO EXECUTE CONTRACTS AS REQUIRED

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

OTHER BUSINESS:

Motion to appoint Ben Chojnacki to the Record Retention Board to replace resigning member Jon Greenberg.

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

Motion to go into the CIC.

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

MAYOR AND COUNCIL REPORTS:

MAYOR BACCI:

Ricardo Leon, a wonderful young man from Silverlode that we work with lost his dad suddenly at the age of 66. Please keep him in your prayers.

On a positive note, our Assistant Law Director and his wife Alex, had a new baby boy last night, Luka. Congratulations, and hopefully we will get to meet little Luka at the Corn Roast.

Also, congratulations on your appointment as the Assistant Law Director, we are glad to have you in this capacity. We need to also congratulate Mr. Bill Mason on his appointment as the Law Director, your experience, coupled with Ben's enthusiasm make a wonderful team. We are very excited to have you both.

Our trip to Kelley's Island was fun and exciting and with a few hiccups. The water was rough on the way out there – that weekend we had some major storms – and then the power was off at Kelley's Island and didn't come back on until about an hour before lunch. All in all, it was yet again a great time and wonderful weather!

This Friday, we will be holding our annual fall networking luncheon with the businesses of our Village, and we are very excited to meet our newest members to our community – Consolidated Electrical Distributors. Mr. Mason will also be giving a brief update to the businesses on medical marijuana and how it can possibly impact our businesses throughout the State of Ohio.

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

NEORSD will be having their annual open house this Saturday, September 17 from 9:00 a.m. until 4:00 p.m. at their facility at 4747 East 49th Street. The event is open to everyone.

Very special milestone birthday wishes to Mrs. Mary Casavecchia who turned “80” on September 1 and to Mrs. Robyn Nobili who turned “70” on September 6. Life’s milestones aren’t supposed to be counted, they’re supposed to be celebrated! Hope both ladies had a great birthday!

Birthday wishes to employees in September: (5) Mark Davis; (9) Councilman Todd Bloam; (17) Debbie Reiger; (18) Brad Unger; and (24) Traci Ricco.

Please continue to keep several residents in your thoughts and prayers: Theresa Bentlejewski, Mrs. Ernestine Deliberato, Mrs. Helen Krusinski, Mrs. Helen Leciejewski, Miss Nancy McAleer, Mrs. Donna Pellini, Mr. Micky Sajetowski, Mr. Frank Schoeffler, Tyler Snoddy, and Gina Snoddy.

And don’t forget – the Corn Roast is Saturday, October 8 – hope to see everyone there!

MS. BIRO

Economic Development will have a meeting next month before the Council Meeting at 5:00pm, and we will go over the list of all the grants we received and were denied. This will close up the year, and what we did in 2016.

Ms. Biro welcomed Mr. Mason and Mr. Chojnacki to the Village, and she is looking forward to working with both of them. They will be a great fit to our community.

Ms. Biro heard that there is an application from FEMA for equipment, and asked Chief Suhy if he was approached by anyone or knew about the grant. Chief Suhy said that they have never been approved for this grant primarily because they’re receiving the SAFER Grant. Ms. Biro asked if we are going to reply at all. Chief Suhy said yes we will.

As stated in the Clerks report and the Newsletter, the income tax increase is projected to generate up to 2 million dollars in new revenue. According to the newsletter the extra .5% could potentially generate up to 150 to 160 thousand dollars per month for a twelve month period. We will begin to see some type of distribution from RITA in February 2017. That portion of the money, the 150 to 160 thousand is what I discussed that Council take and have transferred to other Funds for roads, equipment purchases, and Capital Improvements as promised when we asked for the increase to be approved by the voters. This is an absolutely totally new concept to us, but I think with some thought process between Council and Finance, this can be done with everyone’s cooperation.

Over the last year, the General Fund has been steady, revenues have met expenditures on a monthly basis, and we also need to require our Administration to hold their respective budgets to a minimum increase.

If anyone on Council has been critical when it comes to the accuracy or presentation of Council Minutes, the content of Ordinance and Resolutions that we will reflect the true wishes of Council as a whole, and mostly of the financial representation of the Village, it has been me. It has been brought to my attention that I am very critical. Each one of us brings a talent to Council, mine happens to be on the finance side because of my education and background. Unfortunately what comes across as my being critical I lose my presentation and underlying desire of this Village to remain financially stable in the future. This past week, Council received notice that the financials have been audited by the State of Ohio, with no findings for recovery, or substantial noncompliance findings. The day to day job of the Finance Department is to prepare the payroll, pay the bills, and compile financial statements to present to Council and our constituents. It is a hard and thankless job. They work hard behind the scenes, which is not seen by the public. They are not like the safety forces that people see on a daily basis. But the Finance Department is the one that pulls it all together to make the Village continue on financially. Each department has a task, and they all do their task very well. I want to congratulate the Finance Department on a job well done on the audit, and keep up the good work.

Over the years we have supported the Mayor in his different recommendations to Council in different departments whether it is Deputy Chief, Assistant Chief, or Chief in all the departments. It is once again time for Council to recognize the need for continued changes and demands being placed on the Finance Department, and all local governments. I strongly urge Council to start discussing the recommendations of the Charter Review Committee in regards to the establishment of the Finance Directors position, and to redefine the duties of the elected position of Clerk. The election for Clerk is next year, and she would like Council to address this issue before next year.

Mayor Bacci thanked Ms. Biro for the praise of the Finance Department. Mr. Unger, Angel, and Kristy as you alluded to, they are not out digging ditches or saving lives, but they work hard every day, and it is greatly appreciated.

Ms. Duszynski asked Ms. Biro if we draw up legislation to put the extra revenue in certain funds, what happens we don't get that money and we can't fulfill that obligation. Ms. Biro said that it can easily be changed by legislation. It will be up to the Finance Department to let us know so we can adjust. It's not by charter, it's by legislation, and Council can change it at any time.

MR. BLOAM:

Public Works met at 5:00pm today, some things that were discussed that Finance is going to see coming up before the next meeting are crack sealing on Harvard Road, Harvard Road hill, the Police Station, the roof at the Chalet, the roof at the Service Department, and the parking lot at

the Service Department. With the new revenue that we will experience in 2017, Public Works is trying to get a 5 year plan so each year we can tackle the projects that need to be addressed.

Mayor Bacci asked if we can use our current 5 year plan. Mr. Bloam would like to add a section for specific projects. Mayor Bacci stated that we also need to do some debt reduction.

Mr. Bloam also asked the Mayor if we can get a sign at Klima Gardens with the address on it. The Mayor will take care of it.

Mr. Bloam wanted to thank the law department and the building department for taking care of the two rentals on Grant Avenue.

The last thing Mr. Bloam wanted to talk about is our grant program. He brought up the issue last month with his neighbor next door, about a project that was started in January, which is an ongoing problem. The resident had a contractor come in, and the contractor didn't finish the work. The resident paid the contractor in full, this is holding up the grant for the resident who can use the money. He wondered if there was a loophole in the grant as far as holding the contractor liable. Ms. Henley raised her hand to address the issue, and Mr. Bloam stated that he has the floor, and refused to acknowledge her because he asked her last month to fix the problem, and she didn't get it finished. Ms. Henley said it is taken care of, and she talked to the owner of the property, and Mr. Bloam talked to the niece of the property owner, not the owner, and the owner said directly that Mr. Bloam should mind his own business. Mr. Bloam said that the niece was going to get another contractor in there to finish it. Ms. Henley said the niece has no say so, she rents from the owner. Ms. Henley said the only reason you are bringing it to Council floor is because the contractor is my son, and you're picking on me. Mr. Bloam said he is not picking on her. Right is right, and wrong is wrong. Ms. Henley said she talked to the owner, and the owner wants Mr. Bloam to mind his own business. There was a strong discussion before the Mayor told everyone that we are done with this issue, this is not the forum for this. The building Department will address it with the homeowner. For the record, Mr. Bloam will let the Building Department deal with it.

MS. DUSZYNSKI:

On Friday, September 9th, the Finance Committee approved a PO to Valley View Cement in the amount of \$10,105.00 for a walkway in front of the pool to the gazebo to make it wheelchair accessible.

We also approved a PO for \$19,532.00 for topsoil for Bacci Park. Mr. Sammons assured Council that this would be the last topsoil needed for this project. Mr. Sciano explained that after we got the topsoil, Great Lakes Construction donated all of their time, manpower, and machinery to grade the field. This is upwards of \$150,000.00 in free work. The Mayor stated for the record that a local company, Great Lakes Construction did in kind work for the Village in the amount of

\$150,000.00 at no cost to the Village. Mr. Sciano stated that is correct. Mayor Bacci will be drawing up a letter thanking them for their contribution and hopes to have Council sign as well.

Ms. Duszynski asked the Mayor if he has received any letter of confirmation from the school stating that they will put money in their budget for landscaping. The Mayor stated that he has not talked to anyone since Mr. Evans has been put on administrative leave. When our good Superintendent is returned to his position, I will bring it up to him. Ms. Duszynski does not want them to take our generosity for granted.

Ms. Duszynski congratulated Mr. Mason and Mr. Chojnacki and welcomed them aboard. She knows they are going to do great jobs.

MS. HARRIS:

Ms. Harris wanted to update Council on what is happening at the school. She stated that the committee that is trying to get rid of two school board members had a fund raiser Sunday, and they raised \$6,400.00. With this amount added to their pot, they had \$14,000.00 and they were able to begin legal proceedings by retaining a lawyer to start the process.

They have been trying to get any information on the administrative leave of Mr. Evans, but were unsuccessful in getting any information from the board. At this point, we don't even know if an investigation has started.

Ms. Harris is glad that the Village did the landscaping for the school this year, it looks beautiful, but she also believes that the school needs to take over this responsibility in the future.

There will be a meeting next Wednesday, September 21st, and the only thing we can do at this time is to attend the School Board Meeting to see for ourselves what is going on, and make your own determination. The Mayor said he will start attending the School Board Meetings again when they start saying what they are doing. The Mayor said that no matter what this Council has gone through in previous years, we are always upfront with the public, and let them know what we are doing. Even though the course we took was not pleasant, the public knew firsthand what we were doing, and why we were doing it. With the School Board, everything is behind closed doors, and the public doesn't know what is happening, and that is sad.

Ms. Harris asked the Mayor the status on the brochure we talked about to give to new residents and homeowners. The Mayor said that it is still being worked on, and he hasn't forgot about it. She was glad it is still being worked on, and feels it will be a good thing for new residents.

MS. HENLEY:

Tomorrow, September 15th, we are doing our first senior out of town trip using our new bus driver Bob. They are going down to Coshocton Ohio, and everyone is looking forward to the trip. Bus driver Bob is very good to the seniors. He is very courteous, and kind, and everyone likes him. The Mayor stated that he better be!

Nancy McAleer is recovering in assisted living, and there are two former residents in with her, Jim Koran, and Bob Bloom. Mr. Koran had back surgery where an infection set in. He has diabetes, and they also removed one of his toes. Bob Bloom is Ralph and Lillian's Blooms son, he had major surgery on his legs. Keep them in your prayers.

Ms. Henley asked the Mayor if he ever considered sending out a letter in support of Ms. Harris's cause concerning the school. The Mayor said that until we know all of the facts, it is in our best interest to stay as neutral as possible. Ms. Harris is encouraging everyone to come to the School Board Meetings so you can see firsthand what is going on, and you can see the nonsense for yourself. We need to take the high road on all of this, but if Mr. Oden and Ms. Thacker need to be removed, we can support Ms. Harris group as residents.

Ms. Duszynski told the Mayor that he did reach out to the board and tried to get a dialogue going. They decided to ignore the request, and would not give us any information. The Mayor said that is correct, he did reach out for information so we could then be able to tell our residents what is going on, but the School Board wanted no part of it, and proceeded to turn the whole thing into a circus. We will not get involved in their circus. Ms. Duszynski attended some of their meetings, and found them to be unprofessional and disturbing.

Ms. Harris again reiterated to please attend the meetings and see for yourself. No one is going to be asked to say anything, but the more people get involved, the more the board will have to address their concerns. The Mayor said that even if you don't have children attending the school, it still impacts the value of your home.

At the last meeting, Ms. Henley asked if there was a law that the School Board had to have their meetings in the district, she wondered if Mr. Chojnacki got any information. Mr. Chojnacki stated that the board has the discretion to have their meetings wherever they choose. The Mayor also would like to know if there is a Charter change that could be made as to the makeup of the board. He said maybe the board shouldn't be an independent board of the three municipalities. Maybe it should be a combination of members of Council or Mayors or both that make up the board in the future. So maybe we can look into how the School Board is governed and make changes. As we know, the local government officials are much more accountable than what is taking place at the school. We will see if Bill or Ben can dig up some information on that.

Ms. Harris asked Mr. Casini if he saw the light pole on E. 49th Street that is bent way over, where they were doing some work by the Canal. Mr. Casini stated that it will be fixed by this Friday. Ms. Harris also got a call asking if we are going to do anything with the lot we purchased next to Mr. Davis on E. 49th Street for use as a parking lot. The Mayor said Public Works has it on a list to get done. He realizes, as does Ms. Biro that to park on the street on E. 49th Street is suicidal.

Parking has been a concern to him on E. 49th Street, and recently he and Councilwoman Biro had a discussion on what can be done. They will continue to try and work on this problem until they come up with a solution.

Ms. Henley was at the Hillside site when Gibbs Construction started tearing down the building. Gibbs construction is family owned, and everyone that works for them was wonderful. They did a great job, and were very accommodating to any questions or concerns. Mayor Bacci said that Mr. Casini did his due diligence on the company before awarding the bid, especially since they were so much lower than all the other bids, but they did a great job, and we are very happy with them.

Ms. Henley wondered if the Security Company at Bacci Park was fired. Mayor Bacci said they were let go for poor performance. She was wondering what we are going to do next year. Mayor Bacci said she will be the first to know when they decide.

MR. SCHOEFFLER:

My school that I work for that is also in the district is celebrating its 45th anniversary on October 1st, if anyone wants to attend, there will be a flyer in the newsletter.

Mr. Schoeffler asked the Mayor if they were going to start the tree lawns on other side of E. 49th Street. Mr. Sammons replied that after the Corn Roast they will continue the project.

SERVICE DIRECTOR DAVE SAMMONS:

He just wanted to welcome Mr. Mason and Mr. Chojnacki to the Village.

HEAD DISPATCHER BARB CASH:

Welcomed Mr. Mason and Mr. Chojnacki and thanked everyone for their thoughts and prayers when her mom passed away. It meant a lot to me.

FIRE CHIEF SUHY:

Nothing to report.

DEPUTY BRIAN STURGILL:

Nothing to report.

ASSISTANT LAW DIRECTOR BEN CHONAJCKI:

Mr. Chojnacki's uncle was in the audience to see him on his first day as Assistant Law Director. He thanked his Uncle who came from Broadview Heights for being there for him at this long meeting.

CLERK UNGER:

Mr. Unger welcomed Bill Mason and Ben Chojnacki to the Village. He stated that he has worked with each of them for the past couple of years, and they are fine people and will be a great fit for the Village.

He thanked Ms. Biro for the kind words concerning the audit, and stated that we are very proud of the work we do. He said that the audit was for 2014 and 2015, and covered finances, payroll, and Mayors Court. Mr. Elkins was here at that time as well as Angel Meriwether, and Wendy Heinzman. We are all very lucky to have the great employees we have. They are wonderful to work with, exceptionally good at what they do, and deserve the praise that they received today. These are thankless jobs, so it's nice to get some recognition once in a while.

ADMINISTRATIVE ASSISTANT TO THE MAYOR LEE ANN SCHOEFFLER:

Nothing at this time.

ASSISTANT CLERK, ANGEL MERIWETHER:

Welcomed Bill and Ben to Cuyahoga Heights. Thanked Ms. Biro for recognizing the Finance Department on our audit. Bob, Kristy, and I work very hard to be in compliance with the State. I appreciate your support as we continue to evolve the Finance Department and work together to run smoothly.

ENGINEER TODD SCIANO:

Welcomed the new Law Director Bill Mason, and Assistant Law Director Ben Chojnacki. Stated that the Hillside property will be finishing up this week, and they will be seeding the ground.

BUILDING COMMISSIONER NORM CASINI:

Mr. Casini stated that there will be three new companies moving into the Village in the near future. The Mayor stated that one of them, CED, Consolidated Electrical Distributors will be moving into the old Heat and will take up three fourths of the building, and the rear of the building will be taken over by a wonderful company called the Cookie Cupboard. They dropped off some sample cookies at the Town Hall, and we all gained 12 pounds! They were wonderful.

ASSISTANT BUILDING COMMISSIONER KEN LABELLA:

He stated that the wall at 4830 E. 49th Street, the Buckeye entrance will be fixed this weekend, and the lot next to it will also be cut.

COMMENTS FROM THE AUDIENCE:

Ms. Cindy Krenisky asked if there was somewhere residents with no back yards could store their boats and trailers. She was wondering if there was something available in the Village. The Mayor stated that he has addressed this with Council. There are certain things that residents park in their driveways or yards that are very unsightly, and it is not pretty for the neighborhood. He told Ms. Krenisky that this is something he has addressed with Council, and if we can come up with a plan for a property that has no use, we can put in the infrastructure to make the parcel secure, lit, and something the Police Department could manage in securing your items. So the real hurdle is not so much securing a piece of property, but coming up with a plan where we can put this in place, and it can be affordable for the residents to park something there. And also to have enough spaces so if there is an outcry from the community, we have enough spaces. The spirit of the idea is good, but after that, it gets complicated. But it is something we will continue to work on.

WHEREFORE, there is no further business before this Council, Ms. Duszynski moved, seconded by Mr. Schoeffler that the Council Meeting be adjourned at 9:45 p.m. All voting aye, none opposed: motion carried.