

**VILLAGE OF CUYAHOGA HEIGHTS  
COUNCIL MEETING  
April 12, 2023  
5:00 p.m.**

**COUNCIL MEETING**

**April 12, 2023**

---

**COUNCIL PRESIDENT CONTIPELLI CALLS CAUCUS TO ORDER at 5:00 p.m.**

**MAYOR BACCI CALLED ROLL CALL:** Centa, Contipelli, Henley, Unger, Volek.

Mr. Bloam is excused from the caucus meeting.

Mr. Volek inquired about the Brennan & Heating change order and if the amount was correct with it being so close.

Mayor Bacci advised council that the village is assisting with the Northeast Ohio Regional Sewer District law enforcement at the Southerly Wastewater Treatment. The current interim sheriff has set forth criteria that will no longer accept some of the already existing security staff at Northeast Ohio Reginal Sewer District. What we are doing is assisting them with credentials for another year while they are currently lobbying in Columbus to get a budget on the bill for a separate statute that would cover their law enforcement staff since they don't fall under any jurisdiction.

Mr. Contipelli asked council if they all understood legislation 2023-29. Law Director Chojnacki explained to council that while there's no power on the open lots, it gives us the authority to grant a 15-year tax abatement on the improvements made to the new residential home or improvements made to a commercial or industrial property.

Diane VanNostran will be here on Wednesday, June 14. She will take the group photo, as well as single head shots of all elected officials, CFO, Law Director, Engineer, Building Commissioner, and Department Heads. Please come in that day between 3:30-4:00 p.m. so she can start with individual head shots followed by the group picture so we are ready to go for caucus at 5:00 p.m. Lee Ann will send you a reminder a week before.

Mayor Bacci asked for a motion to go into Executive Session for the sale or lease of real estate.

Mr. Contipelli made the motion, seconded by Mr. Centa. All in the favor, none opposed motion approved. Executive session started at 5:15 p.m. Council came out of executive session at 5:41 p.m.

Caucus ended at 5:42 p.m.

Swearing in of Patrolman Richard Mischak at 5:50 p.m.

**MAYOR BACCI CALLS THE COUNCIL MEETING TO ORDER at 6:00 p.m.**

**MAYOR BACCI CALLED ROLL CALL:** Henley, Unger, Volek, Bloam, Centa, Contipelli

**COMMUNICATIONS:** None at this time.

**PERMITS:** None at this time.

**PURCHASES:**

**Req 23-FD-59-A** Change Order Drain Repairs on apparatus Floor at the Fire Station by DiFranco Plumbing not to exceed \$7,750.00 .

**Req 23-SD-93-A** Purchase Village Flags not to exceed \$6,000.

**MINUTES:**

March 8, 2023 Council Meeting

Motion to accept the minutes as prepared and place them on file. Mrs. Henley made the motion to accept the minutes as prepared, seconded by Mr. Unger. All in favor, none opposed, motion approved.

**FINANCE REPORTS:**

RITA Preliminary report April 2023

Motion to accept the financial reports as prepared and place them on file. Mr. Unger made the motion to accept the financial reports as prepared, seconded by Mr. Volek. All in favor, none opposed, motion approved.

**LEGISLATION:**

**RESOLUTION NO. 2023-24 First Reading**

March Payment of Certain Claims: \$ TBD  
Payroll  
General Bills  
Transfers

**RESOLUTION NO. 2023-25**

A RESOLUTION AUTHORIZING PARTICIPATION  
IN THE ODOT ROAD SALT CONTRACTS AWARDED IN 2023 AND  
DECLARING AN EMERGENCY

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

**RESOLUTION NO. 2023-26**

A RESOLUTION AUTHORIZING THE CHIEF FISCAL OFFICER TO ENTER INTO A CONTRACT WITH N2NET FOR MANAGED SERVICES

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

**RESOLUTION NO. 2023-27**

A RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO AN AGREEMENT WITH SECURITY HUT FOR SECURITY SERVICES

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

**RESOLUTION NO. 2023-28**

A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS TO THE CUYAHOGA COUNTY COMMUNITY IMPROVEMENT CORPORATION AND DECLARING AN EMERGENCY

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

**ORDINANCE NO. 2023-29**

AN ORDINANCE IMPLEMENTING SECTIONS 3735.65 THROUGH 3735.70 OF THE OHIO REVISED CODE, ESTABLISHING AND DESCRIBING THE BOUNDARIES OF COMMUNITY REINVESTMENT AREA IN THE VILLAGE OF CUYAHOGA HEIGHTS, DESIGNATING A HOUSING OFFICER TO ADMINISTER THE PROGRAM, AND CREATING A COMMUNITY REINVESTMENT HOUSING COUNCIL

Ms. Henley moved, seconded by Mr. Unger, that the rules be suspended and the Ordinance be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

**ORDINANCE NO. 2023-30**

AN ORDINANCE AMENDING SECTION 242.01 OF THE CODIFIED ORDINANCES TO ALLOW FOR THE MAYOR TO APPOINT POLICE OFFICERS OR SPECIAL POLICE OFFICERS TO SERVE THE NORTHEAST OHIO REGIONAL SEWER DISTRICT AND AUTHORIZING THE EXECUTION OF ANY DOCUMENTS NECESSARY TO MEMORIALIZE THAT INTENT

Mr. Unger moved, seconded by Mr. Volek, that the rules be suspended and the Ordinance be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

**RESOLUTION NO. 2023-31**

A RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO AN AGREEMENT WITH D&M CONSTRUCTION FOR CONSTRUCTION SERVICES

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

**RESOLUTION NO. 2023-32**

A RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO AN LICENSE AGREEMENT AND OTHER AGREEMENTS WITH THE CUYAHOGA COUNTY LAND REUTILIZATION CORPORATION AND OTHER THIRD PARTIES, AS NECESSARY, IN ORDER TO COMPLETE CERTAIN BUILDING DEMOLITION AND SITE REVITALIZATION ACTIVITIES ON 7133 MARCELLINE COURT, CUYAHOGA HEIGHTS, OHIO AND 7137 MARCELLINE COURT, CUYAHOGA HEIGHTS, OHIO

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

**RESOLUTION NO. 2023-33**

A RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CODE ANA TO SERVE AS A PRESCRIBER OF STOCK EPINEPHRINE FOR USE IN CASE OF THE ALLERGY EMERGENCY ANAPHYLAXIS AND DECLARING AN EMERGENCY

Mr. Centa moved, seconded by Mr. Contipelli, that the rules be suspended and the Resolution be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye

for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

**RESOLUTION NO. 2023-34**

A RESOLUTION AUTHORIZING THE VILLAGE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE ALLISON ROSE FOUNDATION TO ASSIST IN MAKING STOCK EPINEPHRINE AVAILABLE FOR USE IN CASE OF THE ALLERGY EMERGENCY ANAPHYLAXIS AND DECLARING AN EMERGENCY

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

**RESOLUTION NO. 2023-35**

A RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE BENJAMIN MOORE DEMOLITION PROJECT, PHASE 2 BUILDING 4

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

**ORDINANCE NO. 2023-36**

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 FROM JANUARY 1 – JUNE 30, 2022, REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY

Mr. Unger moved, seconded by Mr. Volek, that the rules be suspended and the Ordinance be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

**ORDINANCE NO. 2023-37**

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 FROM JULY 1 – DECEMBER 31, 2022, REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY

Mr. Volek moved, seconded by Mr. Bloam, that the rules be suspended and the Ordinance be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

### **ORDINANCE NO. 2023-38**

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 FROM JULY 1 - DECEMBER 31, 2021, REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH; AND DECLARING AN EMERGENCY

Mr. Bloam moved, seconded by Mr. Centa, that the rules be suspended and the Ordinance be placed on third and final reading. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for suspension of the rules, motion carried. Henley, Unger, Volek, Bloam, Centa and Contipelli voting aye for the adoption, motion approved.

### **OTHER BUSINESS:**

Ms. Henley is excused briefly from the meeting.

A motion authorizing the CFO to issue a change order to Brennan Heating & Cooling for replacing the HVAC Ten Ton Heat Pump at Village Hall not to exceed \$36,400.

Mr. Centa moved, seconded by Mr. Contipelli, to approve the motion. Unger, Volek, Bloam, Centa and Contipelli voting aye, none opposed, motion approved.

A motion authorizing the CFO to sell the Ground Logic Pathfinder Fertilizer/Sprayer on GovDeals.

Mr. Contipelli moved, seconded by Mr. Unger, to approve the motion. Unger, Volek, Bloam, Centa and Contipelli voting aye, none opposed, motion approved.

A motion authorizing the CFO to sell the 2015 Ford Sedan on GovDeals.

Mr. Unger moved, seconded by Mr. Volek to approve the motion. Unger, Volek, Bloam, Centa and Contipelli voting aye, none opposed, motion approved.

Ms. Henley returns to the meeting.

A motion authorizing the CFO to sell the Toro Groundmaster on GovDeals.

Mr. Volek moved, seconded by Mr. Bloam, to approve the motion. All in favor, none opposed, motion approved.

A motion authorizing the CFO to sell the 2008 Ford F250 w/plow on GovDeals.

Mr. Bloam moved, seconded by Mr. Centa, to approve the motion. All in favor, none opposed, motion approved.

A motion authorizing the CFO to sell the 6 X 10 Landscape Trailer w/racks on GovDeals.

Mr. Centa moved, seconded by Mr. Contipelli, to approve the motion. All in favor, none opposed, motion approved.

A motion authorizing the CFO to purchase topsoil from Boyas not to exceed \$15,000.

Mr. Contipelli moved, seconded by Ms. Henley, to approve the motion. All in favor, none opposed, motion approved.

#### **MAYOR AND COUNCIL REPORTS:**

**MAYOR BACCI:** I hope everyone had a great Easter holiday. And our Easter egg hunt was a great success!

Recreation Coordinator Vera Heinzman will be taking several of our youngsters this Friday, April 14 to Regal Cinema at Crocker Park to watch the Super Mario Bros movie.

This Sunday starting at 6:00 a.m. the Towpath Half Marathon takes place at the Ohio & Erie Canal Reservation Trail on East 49<sup>th</sup> Street.

I hope to see everyone at our Arbor Day celebration at Bacci Park on Friday, April 28 at 5:30 p.m. We have 13 memorial trees being planted for this event.

April birthday wishes to employees: (1) Deputy Chief Ken Schoeffler, (6) Marc Sherriff, (13) Joanne Socausky, and (30) Assistant Fire Chief Bryon Borowy.

Special birthday wishes to resident Ed Ranch who turns 97 on April 27<sup>th</sup>.

**MS. HENLEY:** Nothing to report.

**MR. UNGER:** Nothing to report.

**MR. VOLEK:** Nothing to report.

**MR BLOAM:** Nothing to report.

**MR. CENTA:** My granddaughter enjoyed the Easter egg hunt and had a blast watching the kids and building memories.

**MR. CONTIPELLI:** Reminder to all that May 6<sup>th</sup> is Riversweep at Bacci Park. He requested that our concession stand be opened at 8:00 a.m. for refreshments, in addition to asking if anyone on council would like to volunteer and hand out shirts to volunteers that morning. He also asked if information on the event can be advertised on our social media.

**POLICE CHIEF STURGILL:** Advised to avoid the intersection of Grant Avenue and East 71<sup>st</sup> Street this Saturday from 8:00 a.m.—2:00 p.m. They will be replacing poles, so intermediate shutdowns will occur. He also noted: don't text and drive.

**SERVICE DEPARTMENT SAMMONS:** Nothing to report.

**FIRE CHIEF SUHY:** Nothing to report.

**LAW DIRECTOR CHOJNACKI:** Nothing to report.

**CFO MERIWETHER:** On behalf of myself and Debbie Reiger at the police department, thank you to council for the support on the N2Net contract, it is really appreciated.

**ADMIN. ASST. TO THE MAYOR SCHOEFFLER:** Nothing at this time.


**BUILDING COMMISSIONER CASINI:** Planning and zoning meeting on Wednesday May 19 in reference to a fence variance.

**ASSISTANT BUILDING COMMISSIONER LABELLA:** Nothing to report.

**VILLAGE ENGINEER SCIANO:** Nothing to report.

**COMMENTS FROM THE AUDIENCE:** None.

**WHEREFORE,** there is no further business before this council, Mr. Bloam moved, seconded by Ms. Henley that the council meeting be adjourned at 6:23 p.m. All voting aye, none opposed, motion carried.

Approved   
\_\_\_\_\_  
Mayor

Renato contipelli  
Renato contipelli (May 11, 2023 08:29 EDT)  
\_\_\_\_\_  
Mayor and or President of Council

On April 12, 2023

  
\_\_\_\_\_  
Chief Fiscal Officer and Clerk of Council





