

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD _____ April 3, 2018 _____ 20 _____

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on **April 3, 2018 at 7:30 P.M.** with *Mayor Michael Procuk presiding.*

The Pledge of Allegiance was recited at this time.

Present at roll call:	Councilmen:	Foote, Frank, Lasky, Presot & Walsh
	Mayor:	Procuk
	Clerk/Treasurer:	Black
	Law Director:	Dowling
	Engineer:	Henry
	Police Chief:	Algeri
	Fire Chief:	Stefanko
	Service Director:	Hatgas
	Bldg. Commissioner:	Monaco
	Comm. Service Dir:	Guilfoyle
	Recreation Dir:	Krzynowek

Mayor Procuk gave the oath of office to John Black as Clerk/Treasurer of the Village of Brooklyn Heights.

MOTION: Mrs. Presot moved to accept the minutes of the regular council meetings of March 6th and March 20th, 2018 as written. Second by Mr. Frank Motion carried 5-0

Mayor Procuk gave the oath of office to the newly appointed Firefighter / Paramedic Alexander Sedlay.

ORDINANCE 22-2018- AN EMERGENCY ORDINANCE APPOINTING ALEX SEDLAY AS A MEMBER OF FIRE DEPARTMENT OF THE VILLAGE OF BROOKLYN HEIGHTS

Sponsor: All of Council

Second: Mrs. Presot

Yeas: Presot, Foote, Frank, Lasky, Walsh

Nays: None

Ordinance 22-2018 is adopted 5-0

Chief Stefanko told council that Alex will help fill the summer schedule and the "A" shift openings. Alex thanked council and Mayor Procuk for giving him this opportunity.

CORRESPONDENCE

- Mayor Procuk read a letter from Dan Schoeffler, Assistant to Mayor Bacci, regarding the pool passes and that there would be no increase in cost.
- Mayor Procuk read a letter from Jason Sciano, 712 North Street regarding his appeal to the ARB for a playhouse with loft. *Attached*

AUDIENCE

Nothing

POLICE CHIEF

- **MOTION: Mr. Foote moved to pay Firehawk Automotive \$1,571.02 for repairs to car 2315. Second by Mrs. Presot Motion carried 5-0**
- The department will go live with the new radios on April 9, 2018. There will be better coverage without static.
- The Sergeants exam was held on March 21st and all candidates passed the written exam. The assessments will take place on April 21st. There is no update on the Action Door theft, but they have installed barbed wire and a security guard.

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SERVICE DIRECTOR

- The Air Conditioning units have been removed from the Community Center roof and the new roof work is scheduled to begin on April 9th.
- Some work on the Municipal Center roof is scheduled to begin on April 6th.
- The Recycling Magnets, as part of the grant from the Cuyahoga County Solid Waste District will be delivered to the residential homes soon.
- The light pole and crosswalk signal at Granger & Tuxedo was damaged on Sunday, April 1st. Mr. Hatgas is in the process of obtaining repair costs to be submitted to Chief Algeri.
- The bids for garbage/recycling collection are due to be opened on April 11th. They will be reviewed and brought to council hopefully by the first meeting in May.
- Mr. Hatgas will be on vacation from April 17th to April 24th.
- NOPEC said it is OK to use the asbestos abatement as part of the grant.

RECREATION DIRECTOR

- Mr. Kryznovek informed council that Baseball & Softball registration has ended. We have sixty-eight (68) baseball, forty-three (43) softball and forty-one (41) T-ballers registered.
- Attended his first Recreation Director meeting in Independence. He said that we are the only village that does not charge our resident children to play ball.
 - Valley View has a Recreation Levy that funds participation and field upkeep
 - Independence charges \$45
 - Seven Hills charges \$55
 - Brecksville charges \$60
 - Newburgh Heights charges \$20
 - Walton Hills charges \$75

COMMUNITY SERVICES

- Mrs. Guilfoyle thanked the MSC & WSC for their donations to the Senior Dinner
- Spring Art-in-the-Park held two (2) sessions with nine (9) children and one (1) student helper at each session
- Senior Lawn Cutting applications are coming in
- May 1st is Older American Dinner and door prizes are appreciated
- Due to our participation in the Cleveland Food Bank, our up-to-date paperwork and the number of participants that come through our pantry, the Food Bank awarded us a \$75 credit to purchase at the Food Bank which equals a LOT of food.

SOCCER DIRECTOR

- The fields are ready
- Practice times have been assigned
- Equipment has been distributed
- Shirts will be delivered this weekend
- Checks for referees are ready for pick-up in the office
- Referees have been assigned for all home games
- We have sponsors for all teams
- We have 135 kids for spring registration

ENGINEER

- Two ordinances tonight, one to close out the 2017 concrete program and the 2017 asphalt program.
- There will be an additional charge of about \$1,000 for curb ramps and sidewalk improvements some of which will be reimbursed. There were some places (back Muni parking lot) where

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additional asphalt was needed so there is an additional charge for that, but we are still coming in under budget on the project.

- NEORSRD will be in the village doing an analysis of the Southwest Interceptor. They will be looking for the best place to put in micro readers.
- The new asphalt & concrete program will be on council's agenda in May
- The Master Plan is being submitted this Friday, April 6th.
- We received a grant from the Cleveland Division of Water to replace the water main on 5th Street. The project is scheduled to begin in the summer of 2019.
- The construction across from Diamond 2 will begin after the summer (probably in September)

BUILDING INSPECTOR

- Residential:
 - 6742 Lancaster / kitchen remodeling
 - 133 E. Schaaf Road / Bathroom remodeling
 - 51 W. Schaaf Road / Bathroom remodeling
 - There have been several residential electrical meters being pulled down towards the ground. Mr. Monaco urges the resident to get help. When the meters were installed several years ago there was no slip coupling put on and now the ground is settling and the meter is pulling down.
 - Point of sale inspection at 5117 W 5th
 - Point of sale inspection at 4376 Galway Circle
 - Rental inspection at 5120 W 7th St
 - Rental inspection at 500 Tuxedo Ave.
- Commercial:
 - 240 Tuxedo Ave will go to the ARB and on April 30th to the ZBA
 - 5500 Keynote Circle / MetroHealth is applying for a food establishment permit through the Board of Health so we will be involved with an inspection for this.
 - 950 Keynote Circle is doing some interior remodeling
 - 4800 Van Epps / Plain Dealer distribution center / will work with the police & fire department to establish a workable traffic pattern. Between 2 am & 6 am there will be approximately 80-100 vehicles in the area and parking lot picking up newspapers,
- Seven Hills:
 - There will be a meeting regarding the new development project with the abutting residents on April 5th at 6 pm at the Cuyahoga County Public Library on Snow Road. The scope of the meeting is to make the abutting residents aware of the project and to ask them to allow the variances they are requesting.
- Mr. Monaco gave an explanation of the shed/playhouse being built at 712 North Street. He said that the building is higher than the drawings that were submitted and approved. Also, the home owner was to be the contractor and Mr. Monaco said that he saw and spoke with Amish builders doing the work. He asked them to stop the work and that new drawings would have to be presented to the ARB which was then denied. Council will vote on an ordinance either accepting the ARB decision or denying the ARB decision at the next council meeting on April 17th. If they accept the denial then it can go to the ZBA for a variance. If they vote to deny the denial then he can build it.

LAW DIRECTOR

- Mr. Dowling asked Mr. Black to remain after the meeting to discuss the NOPEC deal.
- Mr. Dowling asked Mrs. Guilfoyle to remain to discuss some things she has questions on
- Mr. Dowling told council and the department heads that his secretary Ruth was hospitalized and is now in a rehab center. She will be out for a couple of months so please continue to call him on his cell phone or email him but give him a little time if they need an ordinance. He is trying to get some temporary help.

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CLERK/TREASURER

- Mr. Black told council that there is a vendor; David Wascak of Technology Cost Management Group LLC, who will pick up a letter of permission to approach our communications companies, AT&T and Cox, to see if he can save us any money.

ECONOMIC DEVELOPMENT

- The potential client on the Geis property has been referred to Superintendent Tom Evans who then referred them to their legal department.

MAYOR'S COURT

• Income for February	\$12,764.60
• State of Ohio	(2,180.50)
• Indigent Driver & Alcohol	(61.50)
• Reg. Enterprise Data Sharing System	(205.00)
• BROOKLYN HEIGHTS	\$10,308.60

MAYOR'S REPORT

- RSVP to the State of The Schools luncheon on May 17th.
- NOPEC has a Nature Works Grant that we will apply for. The deadline is June 1st.

COMMITTEES

- Safety Committee meeting called for 7 pm on April 17th to discuss a reclassification of a job title in the Fire Department
- The BEST committee from CHS will attend the June 5th council meeting to give their annual report from the schools at approximately 7:30 pm.

Mr. Lasky thanked Mrs. Guilfoyle, Donna Algeri, John Black and Tim Clymer for their help in submitting the application for the NOPEC grant.

ORDINANCES AND RESOLUTIONS

ORDINANCE 20-2018- AN EMERGENCY ORDINANCE APPROVING A CHANGE ORDER TO THE CONTRACT WITH CHAGRIN VALLEY PAVING INC. FOR THE 2017 BROOKLYN HEIGHTS ASPHALT PROGRAM

Sponsor: Mr. Walsh

Second: Mr. Foote

Yeas: Walsh, Foote, Frank, Presot, Lasky

Nays: None

Ordinance 20-2018 is adopted 5-0

ORDINANCE 21-2018- AN EMERGENCY ORDINANCE APPROVING A CHANGE ORDER TO THE CONTRACT WITH TC CONSTRUCTION COMPANY INC. FOR THE 2017 BROOKLYN HEIGHTS CONCRETE PROGRAM

Sponsor: Mrs. Presot

Second: Mr. Lasky

Yeas: Presot, Lasky, Frank, Foote, Walsh

Nays: None

Ordinance 21-2018 is adopted 5-0

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ORDINANCE 23-2018 – APRIL PAY ORDINANCE

Sponsor: Mrs. Presot

Second: Mr. Walsh

Yeas: Presot, Walsh, Foote, Frank, Lasky

Nays: None

Ordinance 23-2018 is adopted 5-0

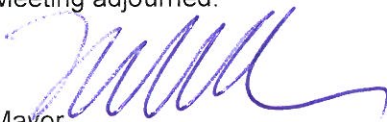
Mr. Lasky thanked Denise Kirsch and Terry Safranek for chairing the Easter Egg Hunt on Saturday. He said it was well attended by over 200 people and children. He thanked Mr. Hatgas and the Service Department for their help as well.

There being no further business to come before the council, it was moved by Mr. Foote seconded by Mr. Walsh that the meeting be adjourned.

Yeas: All

Meeting adjourned.

Mayor



Clerk/Treasurer



March 28, 2018

The Honorable Michael S. Procuk, Mayor,
Tim Clymer, Clerk-Treasurer,
John Black, Assistant Clerk-Treasurer,
Members of Council,
Jerome E. Dowling, Law Director
Village of Brooklyn Heights
345 Tuxedo Avenue
Brooklyn Heights, Ohio 44131

Re: 712 North Street
Play House Permit 2017057 B
Valley View, Ohio

Dear Mayor, Clerk/Treasurer, Members of Council, and Solicitor:

In July of 2017, we contacted Village of Brooklyn Heights, Chief Building Official Nino Monaco, in reference to the proposed construction of a play house at 712 North Street in the Village of Brooklyn Heights. On July 20, 2017, The Village of Brooklyn Heights issued a general Building Permit for the one-story Playhouse with a loft based upon the conceptual sketches of the proposed playhouse along with the site plan identifying the playhouse location.

In the summer of 2017, the construction was completed of the playhouse base however due to timing the playhouse structure was unable to be completed. On February 26, 2018, we commenced with construction of the one-story playhouse and future loft. On Wednesday February 28, 2018, the Chief Building Official Nino Monaco, verbally requested the project to be halted and an as-built set of drawing submitted for his review.

On February 28, 2017, an as built of drawings were submitted to the Village of Brooklyn Heights, addressed the Chief Building Official for the one-story play house with loft. The project was referred to the Village of Brooklyn Heights Architectural Review Board by Nino Monaco, for approval of the as-built height of the structure. On March 2, 2018, the agenda for the Village of Brooklyn Heights Architectural Review Board was issued for the meeting on March 14, 2018 to review the new business item of the Play House Roof Height, drawing attached for ARB submittal.

As a summary of the ARB meeting minutes, "... Mr. Dinardo explained that the ARB needed to focus on the height situation andMr. Zorc stated that the playhouse would need a variance approved for the height. I provided to the ARB a signed letter from the adjacent property neighbors that they were in support of the request, a copy of which will be provided in the package to council. Both Mr. Dinardo and Mr. Zorc outlined that the ARB was called by the Chief Building Official Nino Monaco to review the change in height of the as-built structure. Based on the review the ARB and the motion made by Mr. Dinardo "to deny the 2-story structure, as submitted, based on height" was seconded by Mr. Zorc and agreed to by Mr. Henry.

Based upon the direction provided by Mrs. Baciak, Mrs. Snyder and follow up phone call from Chief Building Official Nino Monaco on Wednesday March 28, 2018, requesting that I provide a written response to the ARB's decision.

Therefore, I'm providing this written communication as an appeal from the decision of the board outlined in Chapter 1450.13, to the Village of Brooklyn Heights Council to reconsider the decision by the ARB to deny the approval of the as-built roof height to the one-story Play House with loft presented to the board. I'm respectfully requesting that the Village of Brooklyn Heights Council add this to their agenda for the regularly schedule business meeting on April 3, 2018, at 7:30 pm.

Please review the attached request and feel free to contact me directly with any questions at 216-798-4370.

Sincerely,
Jason Sciano