

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD December 3, 2019 20

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on Oct. 1, 2019 at 7:30 P.M. with Mayor Michael ProcuK presiding.

The Pledge of Allegiance was recited at this time.

Present at roll call:	Councilmen:	Blados, Foote, Lasky, Presot
	Mayor:	ProcuK
	Clerk/Treasurer:	Frank
	Law Director:	Dowling
	Engineer:	Henry
	Police Chief:	Algeri
	Fire Chief:	Stefanko
	Service Director:	Hatgas
	Bldg. Commissioner:	Monaco
	Asst. Bldg. Comm.	Sonenstein
	Comm. Service Dir:	Guilfoyle
	Recreation Dir:	Kryznovek

MOTION: Mr. Foote moved to excuse Councilman Walsh who is in Dayton on business. Second by Mrs. Presot Motion carried 4-0

CORRESPONDENCE

- Mayor ProcuK read a letter from Don Johnson with Kimble Companies regarding the state mandated increase in fuel taxes. He is asking to sit down with the administration to discuss the increases. Mayor ProcuK will see what the other communities are doing in answer to their refuse company's requests. *Letter attached*
- NOPEC is sponsoring Wild Winter Lights at the Cleveland Metropark Zoo and they are offering a \$5 discount on tickets ordered online.
- Dominion Energy sent a letter reminding us to call OUPS if we are digging, also to call if you see, smell or hear leaking.
- The PUCO approved an increase in rates effective with January 2020. *Letter attached*

AUDIENCE

- Mayor ProcuK addressed the issue of parking problems on the cul-de-sac of Hilltop Lane. He stated that vehicles can legally park within 10' of the fire hydrant but that this area is short and that vehicles may end up parking on both sides of the street which may cause a problem for emergency vehicles. He has asked Chief Algeri to give special attention to the area and have the administration look at possibly changing the signage.
- It was brought up that the school bus does not enter the cul-de-sac to pick up the children but stops near the Little Creek Island. Linda Neyman said that when her kids were in school the bus entered the cul-de-sac to pick them up. Mrs. McManus said she has to walk the kids to that point for pick-up as their door is on the Hilltop side. Linda Neyman suggested that the village put a sidewalk in at that point so the kids won't have to climb over piles of snow to board the bus in the winter.
- Mr. Shadd said they have parking problems in their area as well. Chief Algeri said the legal distance from a driveway is 24 inches.
- Mrs. Neyman said that the bus stopped using the cul-de-sac when Mr. Novy complained to the school that the bus was too heavy and would damage the road. Mayor ProcuK asked Asst. Chief Lasky if the school bus was heavier than a fire truck and the answer was the fire truck is heavier.
- Mayor ProcuK said they will confer with the school about driving into the Hilltop cul-de-sac.

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- Mayor ProcuK said they will look into the signage and Mrs. McManus said if there is a problem with the way the contractor is parking the issue should be addressed with them as she is not always at home.

POLICE CHIEF

- Patrolman Jack Wilkins has completed his field training and is now a solo officer
- Dec. 14th is Shop with a Cop. We are supporting twenty (20) kids and will have a pizza party at the Community Center for them after shopping. Chief Algeri thanked everyone who bought tickets and Community Services for the transportation.
- **ORDINANCE 81-2019- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A CONTRACT WITH CLANCY & ASSOCIATES FOR THE TESTING OF A NEW POLICE CHIEF**
Sponsor: Mrs. Presot
Second: Mr. Blados
Yeas: Presot, Blados, Foote, Walsh
Nays: None
Ordinance 81.2019 is adopted 4-0
- The written test for Police Chief will be held on February 11, 2020 with the assessment done on February 15th. There will be a sixty (60) day lead time for studying. Eligible ranks to take the chiefs test is sergeant and above. We have three (3) sergeants and one (1) lieutenant. Following the test there will be possible vacancies in one of the two positions. We have a sergeant list that expires on April 25, 2020. Assessment would be done on one of the candidates that weren't previously assessed and if we have to assess all three (3) of them the cost is \$5,300. We have to start from scratch if we have to replace the lieutenant and the cost would be \$5,300 for up to five (5) candidates for that position also.
- **MOTION: Mrs. Presot moved to allow the retiring officers to buy back their service weapon that they carry valued at \$360 each. Second by Mr. Foote Motion carried 4-0**
- Mayor ProcuK said that Chief Algeri is looking at the eligibility list for new hires and there are three (3) on the list that are OPATA certified and we would update the background checks. He wants council to know that he will be hiring three (3) new police officers after the first of the year.
- Because January 3, 2020 is Chief Algeri's last day Mayor ProcuK will be appointing Lt. Meads as acting chief at that time.

SERVICE DIRECTOR

- Leaf collection will continue another week.
- No update on the Tree grant
- Mayor ProcuK said the Women's Service Club purchased decorations for the gazebo and will donate the balance of \$183 to the village. The lights (driveway & gazebo) will remain on through January.
- The light to light the sidewalk behind the upper bathroom is ordered.

COMMUNITY SERVICES

- We have been approved for a \$4,000 grant from Cuyahoga County Arts & Culture for our Art-in-the-Park program for 2020
- The Remembrance Celebration will be held tomorrow, December 5th.
- Christmas Art-in-the-Park will be held on December 23rd and January 7th.

Mayor ProcuK said that at the last Men's Service Club meeting Mark Lasky and Jason Meadwell volunteered to chair a committee to help senior citizens with chores around the house. They are asking Mrs. Guilfoyle's department to put together a list and they would like to be able to help on a monthly basis.

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SOCCER

- No report

FIRE DEPARTMENT

- The new dispatch center is working out well
- Last week our on-duty crew delivered a baby in the Cleveland area of I-176

ENGINEER

- Our construction jobs are pretty much shut down for the season.

BUILDING INSPECTOR

- Eight (8) residential inspections
- NIDEC & National Weather Service are going like gangbusters
- On Dec. 9th NIDEC will present to the BZA for signage
- New business at 5399 Lancaster #9 – Business to Business Metal Distributors
- New business at 1000 Resource Dr – Little Bear Learning Center. They will go to the BZA for some variances.
- He has been involved in the clean-up at the Alpaca Farm on Schaaf Lane
- All violation notices for 613 Tuxedo have been returned as unacceptable. Violation notices have been posted on the door and Nino would like to talk to the Law Director as to the next step.
- Mrs. Presot asked if there is a projected occupancy date for the Weather Service and Nino said they hope to be in by March 2020. They have run into some problems with the air conditioning and the air returns. It's back to the drawing board.
- Mayor Procuk asked about the shed that is half blocking the VNA sign and Nino said he hasn't had any complaints about that. He also said that they are having difficulty trying to figure out how to hang their signs on a glass building.
- Little Bear Learning Center will appear before the BZA on May 9, 2020 because of the ages of the children, access and the number of children allowed. The building is unique inside as it is built like a house. Nino said that because we have a similar use (adult home) down the street this could be considered a conditional use property but the BZA will decide.

ECONOMIC DEVELOPMENT

- Alemko on Valley Belt has been purchased by Kurtz.
- The food processing plant that is interested in the building currently occupied by "Coats for Kids" wants to renegotiate the incentive policy.
- Rathbone Group LLC is interested in the Taleris building
- NIDEC would like to move a section of their operation into the building as soon as possible since the space they are renting in Valley View has been sold. We will try to give them a partial temporary occupancy permit. First Energy has been waiting for a transformer and with the help of Gov. DeWine, Mayor Procuk was able to get that moving along and they will begin work on it Dec. 16th.

LAW DIRECTOR

- No report

CLERK / TREASURER

- R.I.T.A. will hold their subpoena program in council chambers on Dec. 13th from 9a – 4p.
- All November end-of-the month reports will be email to council tomorrow.
- Mr. Frank will be working on the re-appropriations for 2019 and the first quarter budget for the county.
- He will work with the department heads on the expenses.

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RECREATION DIRECTOR

- Mr. Kryznovek is unable to attend tonight due to a work conflict.
- Basketball will begin this week (12/7)
- Team pictures will be on Saturday Dec. 14th at their playing location
- Thank you to Cuyahoga Heights for allowing us to use their gyms for practices
- Thank you to all the volunteer coaches.

MAYOR'S REPORT

- No report

COMMITTEE REPORTS.

- WAGE & SALARY: Will meet on Dec. 10th at 6 pm to go into Executive Session to discuss negotiations.
- FINANCE COMMITTEE: Will meet on Dec. 10th at 6:30 pm to discuss the 2019 budget and some numbers for the 2020 budget.

ORDINANCES & RESOLUTIONS

ORDINANCE 82-2019- AN EMERGENCY ORDINANCE AUTHORIZING THE CLERK/TREASURER TO TRANSFER FUNDS FROM THE GENERAL FUND TO FUND 203 RETIRED ACCRUED BENEFITS FUND

Discussion: This fund is to be able to pay out the benefits for retiring employees.

Sponsor: Mr. Lasky

Second: Mr. Blados

Yeas: Lasky, Blados, Foote, Presot

Nays: None

Ordinance 82-2019 is adopted 4-9

ORDINANCE 83-2019- AN EMERGENCY ORDINANCE AMENDING SECTION 432.32(f)(1) OF THE BROOKLYN HEIGHTS CODE OF ORDINANCES

Sponsor: Mr. Foote

Second: Mrs. Presot

Discussion: This changes our ordinance for passing a stopped school bus to a 2nd degree misdemeanor and a fine up to \$750.

Yeas: Foote, Presot, Blados, Lasky

Nays: None

Ordinance 83-2019 is adopted 4-0

ORDINANCE 84-2019- DECEMBER PAY ORDINANCE

Sponsor: Mrs. Presot

Second: Mr. Foote

Yeas: Presot, Foote, Blados, Lasky

Nays: None

Ordinance 84-2019 is adopted 4-0

Mr. Monaco told council what is going on with Action Door. They are filling a low area. Nino is on top of this to be sure it is done correctly.

Mayor Procuk reminded Nino that he has been receiving complaints about an RV and boat parked on Dorset.

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

Yeas: All

Meeting adjourned.

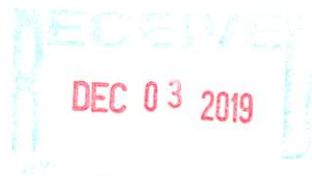


Mayor



Clerk/Treasurer

Dominion Energy Ohio
1201 East 55th Street, Cleveland, OH 44103
DominionEnergy.com



November 27, 2019

Brooklyn Heights Village-Cuyahoga Clerk/Fiscal Officer
345 Tuxedo Ave
Brooklyn Heights, OH 44131

**NOTICE OF FILING NEW PIR ADJUSTMENT CASE:
PUCO Case No. 19-1944-GA-RDR**

Dear Public Official:

On October 15, 2008, the Public Utilities Commission of Ohio (PUCO) approved an increase in Dominion Energy Ohio's (Dominion) rates and charges for service. In its order authorizing the increase, the PUCO also approved a tariff to recover certain costs associated with a pipeline infrastructure replacement (PIR) program and approved Dominion's request to assume ownership of, and responsibility for, curb-to-meter service lines as Dominion repairs or replaces them. At that time, the PIR Cost Recovery Charge was set to zero. The PUCO approved Dominion's initial adjustment to the PIR Cost Recovery Charge on December 16, 2009.

Modifications to DEO's PIR program approved by the PUCO on August 3, 2011, included the transition from a fiscal-year to a calendar-year basis for PIR Cost Recovery Charge adjustment filings. The PUCO approved continuance of the PIR program on September 14, 2016, in Case No. 15-0362-GA-ALT.

On November 27, 2019, Dominion notified the PUCO that it will file an application in February 2020 to amend the PIR Cost Recovery Charge. As required by the PUCO, Dominion has filed a pre-filing notice containing estimated schedules for costs that will be incurred for the calendar year ending December 31, 2019. No charge will be implemented until the PUCO has analyzed and audited the schedules contained in the February filing and approves charges based on its review. That process is not expected to be completed until the second quarter of 2020.

Dominion has estimated the levels of the PIR Cost Recovery Charge based upon an allocation of the estimated program costs, as approved by the PUCO. Because the pre-filing notice is based on information that will be updated with actual data in the February application, the final rates approved by the PUCO may differ from the estimated rates shown below. The PIR Cost Recovery Charge for the General Sales Service - Residential, General Sales Service - Nonresidential, Energy Choice Transportation Service - Residential, and Energy Choice Transportation Service - Nonresidential rate schedules is capped at \$13.05 per month plus or minus any applicable reconciliation of costs recoverable and costs actually recovered associated with the rate currently in effect, as approved by the PUCO. The estimated rates for each rate schedule are shown in the table below. The estimated rates take into account an estimated reconciliation adjustment, which may change when the February application is filed.

	<u>Current Rate</u>	<u>Estimated Rate</u>
General Sales Service - Residential and General Sales Service - Nonresidential	\$11.74 per month	\$13.50 per month
Energy Choice Transportation Service - Residential and Energy Choice Transportation Service - Nonresidential	\$11.74 per month	\$13.50 per month
Large Volume General Sales Service and Large Volume Energy Choice Transportation Service	\$65.01 per month	\$69.80 per month
General Transportation Service and Transportation Service for Schools	\$469.38 per month	\$558.67 per month
Daily Transportation Service	\$0.0573 per Mcf, up to \$1,000 per month	\$0.0559 per Mcf, up to \$1,000 per month

Dominion's replacement of older vintage pipelines and its ongoing investment in pipeline infrastructure will enable us to continue providing safe and reliable natural gas service to our more than one million customers. Because Dominion is now responsible for curb-to-meter service lines, customers no longer face the prospect of large unanticipated outlays for repairing those lines should it become necessary. We appreciate the opportunity to serve your community and look forward to answering any questions you may have regarding this notice. If you have any questions or need more information, please contact me at Tracy.A.Oliver@dominionenergy.com or (216) 736-6219, Paul Briggs at Paul.R.Briggs@dominionenergy.com or (614) 221-3263, or you may also contact your Dominion local affairs representative – Kyle Miller at Kyle.D.Miller@dominionenergy.com or (216) 736-6201, Tracy Stevens at Tracy.W.Stevens@dominionenergy.com or (330) 478-3104, or Peggy Ehora at Peggy.A.Ehora@dominionenergy.com or (419) 226-4866.

Sincerely,



Tracy A. Oliver
Director, DEO Media and Local Affairs



Kimble Recycling & Disposal, Inc.

P.O. Box 448

Dover, OH 44622

Phone: (800) 201-0005

Fax: (330) 343-7560

www.kimblecompanies.com

November 5, 2019

Village of Brooklyn Heights
Ed Hatgas
Service Director
345 Tuxedo Ave.
Brooklyn Heights. OH 44131

11/26/19
CC Council

RE: Township Fee and Motor Fuel Tax Increase

Dear Mr. Hatgas:

On July 1, 2019, the State of Ohio's Transportation Budget (House Bill 62) took effect. The new State Law mandates new motor fuel tax rates for gasoline (38.5 cents per gallon) and diesel (47 cents per gallon), resulting in a 10.5 cent per gallon tax increase for gasoline and a 19 cent per gallon tax increase for diesel. There will also be a five-year phase in to establish a compressed natural gas tax rate at the same level as the diesel rate, starting at 10 cents per gallon. In addition, Twinsburg Township recently increased the fee for trash disposal through our facility by \$.07 per ton.

The purpose of this letter is to ask for your consideration and approval to increase the rate for refuse collection service, to account for the increase in the State's motor fuel tax and Twinsburg Township fee. We have reviewed the costs associated with our collection services, resulting in an increase of \$.60 per house per year, in order to pass along the tax and fee increases on a dollar-for-dollar basis. The total cost to your community from these increases is estimated at \$378.60.

These mandated government increases are beyond our control, and we respectfully request your confirmation of this notification to include this operating cost increase in our next billing cycle.

If you have any questions pertaining to this request, I would be available to meet with you at your convenience. We appreciate the opportunity to serve your residents.

Sincerely,


Don Johnson