

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD July 18, 2017 20

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on July 18, 2017 at 7:30 P.M. with Mayor Michael Procuk presiding.

The Pledge of Allegiance was recited at this time.

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

ORDINANCE 39-2017- AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 24-2017 AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A CONTRACT FOR THE PURCHASE OF MOBILE RADIOS FOR THE BROOKLYN HEIGHTS POLICE DEPARTMENT AND FIRE DEPARTMENTS

Sponsor: Mr. Lahiff

Second: Mr. Black

Yeas: Lahiff, Black, Foote, Lasky, Walsh

Nays: None

Ordinance 39-2017 is adopted 5-0

ORDINANCE 42-2017- AN EMERGENCY ORDINANCE AFFIRMING THE DECISION OF THE ZONING BOARD OF APPEALS APPROVING THE APPLICATION OF KENNETH AND LOUANN NEUZIL ALLOWING THEM TO ADD 96 SQUARE FEET TO AN EXISTING SHED LOCATED ON THEIR PROPERTY AT 275 LITTLE CREEK PARKWAY

Sponsor: Mr. Walsh

Second: Mr. Foote

Yeas: Walsh, Foote, Lasky, Lahiff, Black

Nays: None

Ordinance 42-2017 is adopted 5-0

Mayor Procuk read two emails regarding Ordinance 44-2017. One from Allen Pfenninger who stands by the decision of the ZBA and the second from Joe and Dianne Kocab who do not object to the project.

ORDINANCE 44-2017- AN EMERGENCY ORDINANCE AFFIRMING THE DECISION OF THE ZONING BOARD OF APPEALS DENYING THE APPLICATION OF TONY KUCIA, REPRESENTING PROPERTY OWNERS MICHAEL AND MARCINA CALVEY, FOR AN ADDITION OF 4'5" TO THE RIGHT SIDE OF THEIR PROPERTY AT 621 EAST SCHAAF ROAD

Sponsor: Mr. Walsh

Second: Mr. Foote

Discussion: Mr. Foote asked Building Inspector Monaco to explain the ZBA decision. He said there is not enough room to put in the addition leaving enough space between houses.

Yeas: Walsh, Foote Black

Nays: Lahiff, Lasky

Ordinance 44-2017 does not pass 3-2 (Emergency ordinance needs 4 yeas to pass)

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ORDINANCE 45-2017 - AN EMERGENCY ORDINANCE REVERSING THE DECISION OF THE ZONING BOARD OF APPEALS DENYING THE APPLICATION OF TONY KUCIA REPRESENTING PROPERTY OWNERS MICHAEL AND MARCINA CALVEY, FOR AN ADDITION OF 4'5" TO THE RIGHT SIDE OF THEIR PROPERTY AT 621 EAST SCHAAF ROAD

Sponsor: Mr. Lahiff

Second: Mr. Lasky

Yeas: Lahiff, Lasky

Nays: Walsh, Black, Foote

Ordinance 45-2017 does not pass 2-3

The decision of the ZBA will stand after thirty (30) days.

CORRESPONDENCE

Mayor Procuk read a letter from William Rosby regarding Rosby Recovery Inc. work hours. *Attached* Mayor Procuk will go to Columbus to let them know that the nuisance calls will begin again and NEORS and the County Engineers have been notified regarding the muck being washed into the storm sewers. Mr. Foote asked about the beeping from the earthmovers. He stated that there is no one behind them that would require the constant beep warning. Mr. Henry said that they could set up a noise monitor to see if the beeping would fall into a noise nuisance category at the property line.

SPECIAL PROSECUTOR

Mr. Patrick DiChiro reported that Mr. Lahiff attended the Anger Management Sessions as requested and wrote a letter of apology to Mr. Walsh, however there is no signed waiver of prosecution because Mr. Walsh did not feel the letter of apology was acceptable. The matter has not been concluded.

SERVICE DIRECTOR

- Mr. Hatgas reported that we received our recycling report card and even though we were down in recycling by a half percent from 2016, we led the county in overall recycling at 27%. We collect cardboard from business and on garbage day we drive around the village and pick up any scrap metal that can be recycled. We receive credit from the county for scrap tires and computers that we collect at the service garage. As far as composting is concerned, we get credit for residents that compost but we can't compete with the larger municipalities.

MOTION: Mr. Black moved to pay Stanley Securities \$2,635.56 for the annual fire alarm maintenance fee for the buildings. Second by Mr. Foote Motion carried 5-0

- The sports signs are up with one at each of the three diamonds.
- The Rain Barrel presentation had about twenty-two attendees.
- First Energy will repair the cut line at the marquee on Lancaster.
- Mr. Lasky asked about the street light survey and the report is attached. The police will supply a lights out report the beginning of each month.

FIRE CHIEF

- The department received and EMS grant in the amount of \$3,125 for EMS equipment
- UH has a new stroke program and will be training our department and issuing equipment to send information to the hospital for the doctors to determine which hospital to transport the stroke victim to.
- Chief Stefanko is working with Mrs. Guilfoyle and UH Rainbow to set up a Babysitting class for the Middle School students.

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POLICE CHIEF

- Safety Town ended with the largest class ever. Fifty-five (55) kids from nine (9) communities attended along with twenty-six (26) helpers. Chief Algeri offered his thanks to the Community Services department for the bus transportation and to Det. Tulcewicz for running the program for the last sixteen years.
- The speed trailer is obsolete and would cost over \$1,000 to replace the mother board which may or may not be the problem. Mayor Procuik suggested putting it on E-bay.
- The department participated in the Spirit Ride "slow down, move over" campaign designed to bring awareness to the public to move over when you see flashing lights.
- The new vehicle is in and painted. Waiting to install the equipment.

MOTION: Mr. Black move to revise the budget line for two (2) new Mobile Data Terminals from \$3,000 not to exceed \$4,500. Second by Mr. Walsh Motion passed 5-0

- Chief Algeri would like to rotate the computers out one or two a year.
- Hired four (4) new Park Security officers: Tim Flinn, David Stepka, Jennifer Blados and Benjamin Stack.
- There is no timeline on the recovery of Gary Foote's injury. It could be four to six months. We hired Jamie Lukas as a part-time officer.

COMMUNITY SERVICES

- July 25, 2017 is Mayor Mike's Senior Chore Day
- Art in the Park is coming to an end on July 28th. The kids love the field trips
- The bus transported eighteen (18) kids for Safety Town
- Project Hope is beginning the Back to School Project of backpacks, school supplies, winter jackets etc. for the families of Brooklyn Heights.
- The Red Cross called – there is a blood emergency right now. Mrs. Guilfoyle offered to do a blood drive but has not heard back yet.
- The new vehicle is ordered and should be here in the next 3 – 4 weeks.
- Mrs. Guilfoyle asked council if they would want to subsidize the Cedar Point cost at about \$20 per ticket. So far she has had no response. Mr. Foote was not against a small subsidy. No decision was made.

RECREATION DIRECTOR

- The baseball program ran very smoothly. The fields were good throughout the rainouts thanks to the Service Department.
- Senior Night was fun and they sang "Take me out to the ballgame" during the fourth inning stretch.
- Mr. Frank congratulated the teams that won championships.
- There will be no women's softball this year. Only one team signed up

SOCCER

- There are eighty (80) kids signed up. Registration without late fees ends July 21st and with late fees ends July 28th
- He thanked Donna Algeri for her help
- Outing to Columbus on August 12th. Bus will leave at 3:30. Tickets will be between \$18 and \$25 each. Each child must be accompanied by parent or guardian. Must have at least 12 to go.
- A question came up about having eleven (11) girls per side at the U-12-14 age to help prepare them for high school. Monika Bartosik and Joel will follow up on this.

ENGINEER

- Concrete and Asphalt program is on the agenda. The guardrail repair on Granger Road was put into the project and the concrete contractor will do the repair efficiently.

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- If approved tonight the contract will be awarded and construction will begin mid-August.
- The affected roads / streets will be Schaaf Rd, Tuxedo Ave., Van Epps, Spring Rd., and the asphalt on the numbered streets.
- The Dominion project should be finishing up within the next week with the final restoration including painting the lines and arrows.
- The Schaaf Road/Granger area is not quite completed but will be soon.

BUILDING INSPECTOR

- Zoning Board of Appeals met on two properties and both were on tonight's agenda
- Architectural Review Board met to review three sheds and one playhouse. The sheds are all on Marko Lane at 95, 169 and 185 Marko. The playhouse is large at 9'x12'x10'. The group

discussed allowing the Building Inspector to approve sheds as long as they are not out of the ordinary thus shortening the process and the cost to the resident. This will go to the Ordinance Committee for discussion.

- Sixteen commercial inspections
- New companies at 100 Hayes Dr., 210 Hayes Dr., 4906 Van Epps and 4916 Van Epps
- Work has resumed at 1310 Schaaf Rd after some delays due to the Health Dept. inspections
- ICE at 925 Keynote will add 2100 sq. ft. addition on the 2nd floor
- Eighteen residential inspections were conducted this month
- One Point of Sale inspection at 336 Park Drive

LAW DIRECTOR

No Report

CLERK / TREASURER

- General Fund is down \$50,524 and all funds total down \$4,788.
- We have collected 54% of budgeted amounts and spent 49% of budgeted
- RITA funds are coming in strong
- ICE – we are actively pursuing a list of employees to verify that they are paying their income tax to the village.

INDUSTRIAL DEVELOPMENT

- Mayor Procuk suggested a Charles Schultz building to the Cannabis College but no decision has been made
- Mayor Procuk has been speaking with a company in Austria (Aerospace & Defense) who is looking for a presence in the United States. We are one of the final two areas up for consideration. He worked with the Greater Cleveland Partnership to secure a \$125,000 grant for machinery and equipment for them. They would have a 3 million dollar payroll so they would qualify for our CRA program.
- Metro Health supervisors have visited the buildings on Lancaster and picked out their work space. Additional info to follow as it becomes available
- Met with Rico Petro who provided architectural renditions of the proposed building for Leff Electric. Greg Geis had nothing to say on this proposal at this time. Leff owners in Philadelphia have all the information.

MAYOR'S COURT

Income for June	\$9,209.70
State of Ohio	(1,268.50)
Indigent Driver & Alcohol	(34.50)
Reg. Enterprise Data Sharing System	(120.00)
BROOKLYN HEIGHTS	\$ 7,786.70

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MAYOR'S REPORT

- We have had sixteen Eagle Scouts come through our school district in the seventeen years Mayor Procuk has been in office.
- Jeff Zorc put in a public records request and all requested papers were picked up on July 14th.
- Attended the Safety Town graduation where fifty-five students graduated
- Attended the Cook Paving grand opening
- Attended the Upper Creek event at West Creek

ORDINANCES & RESOLUTIONS

ORDINANCE 35-2017 – AN EMERGENCY ORDINANCE AUTHORIZING THE VILLAGE TO REIMBURSE THE BLUE WAVE SWIM TEAM FOR THE REGISTRATION FEE FOR THE 18 RESIDENTS THAT PARTICIPATED IN THE PROGRAM DURING THE 2017 SEASON

Sponsor: Mr. Lasky

Second: Mr. Black

Yeas: Lasky, Black, Foote, Lahiff, Walsh

Nays: None

Ordinance 35-2017 is adopted 5-0

ORDINANCE 36-2017- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A CONTRACT WITH CHAGRIN VALLEY PAVING, INC. FOR THE 2017 BROOKLYN HEIGHTS ASPHALT PROGRAM

Sponsor: Mr. Foote

Second: Mr. Walsh

Yeas: Foote, Walsh, Lasky, Lahiff, Black

Nays: None

Ordinance 36-2017 is adopted 5-0

ORDINANCE 37-2017- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A CONTRACT WITH TC CONSTRUCTION COMPANY INC. FOR THE 2017 BROOKLYN HEIGHTS CONCRETE PROGRAM

Sponsor: Mr. Foote

Second: Mr. Black

Yeas: Foote, Black, Lahiff, Walsh, Lasky

Nays: None

Ordinance 37-2017 is adopted 5-0

ORDINANCE 38-2017- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A PROJECT DEVELOPMENT AGREEMENT WITH HONEYWELL INTERNATIONAL, INC. ("HONEYWELL") TO CONDUCT AN ENERGY AUDIT FOR THE VILLAGE OF BROOKLYN HEIGHTS BUILDINGS

Sponsor: Mr. Lasky

Second: Mr. Lahiff

Yeas: Lasky, Lahiff, Black, Foote, Walsh

Nays: None

Ordinance 38-2017 is adopted 5-0

ORDINANCE 40-2017-AN EMERGENCY ORDINANCE AUTHORIZING THE VILLAGE OF BROOKLYN HEIGHTS TO ENTER INTO AN ADDENDUM TO THE CONTRACT WITH OTIS ELEVATOR COMPANY FOR THE MAINTENANCE OF ELEVATORS

Sponsor: Mr. Walsh

Second: Mr. Lasky

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Yeas: Walsh, Lasky, Foote, Black, Lahiff
Nays: None
Ordinance 402017 is adopted 5-0

ORDINANCE 41-2017 - AN EMERGENCY ORDINANCE REQUESTING THE CUYAHOGA COUNTY DEPARTMENT OF PUBLIC WORKS TO REALLOCATE THE SEWER FUNDS CONSISTENT WITH REVENUE AND EXPENSES

Sponsor: Lahiff
Second: Mr. Walsh
Yeas: Lahiff, Walsh, Lasky, Foote, Black
Nays: None
Ordinance 41-2017 is adopted 5-0

ORDINANCE 46-2017 - JULY PAY ORDINANCE

Sponsor: Mr. Lasky
Second: Mr. Foote
Yeas: Lasky, Foote, Black, Lahiff, Walsh
Nays: None

Ordinance 46-2017 is adopted 5-0

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

Yeas: All

Meeting adjourned.



Mayor



Clerk/Treasurer