

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD _____ March 4, 2014 _____ 20 _____

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on **March 4, 2014** 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, Hatgas, Selig and Walsh
	Mayor:	Procuk
	Clerk/Treasurer:	Clymer
	Law Director:	Dowling
	Engineer:	Henry
	Police Chief:	Algeri
	Fire Chief:	Lasky
	Service Director:	Hatgas
	Bldg. Commissioner:	Socoloff
	Comm. Service Dir:	Guilfoyle
	Recreation Dir:	Presot
	Economic Develop Dir:	Ken Perry

Mayor Procuk asked if there were any minutes to approve and Tim Clymer stated that there were minutes from January 7, 2014 Regular meeting and February 4, 2014 Regular meeting. Mayor asked if there were any additions of corrections. **Motion to accept: Foote, Second Walsh minutes approved.5-0**

CORRESPONDENCE

Mayor Procuk stated that he had correspondence to read. He read a letter from Parma Hospital about the joint camp. Mayor Procuk stated that he made pledge to Chuck Herly many years ago to attend any and all functions and this one was a tour of the Joint care camp at Parma Hospital

He read a letter from Donna Tesar Thanking all for the floral arrangement sent to her during her hospitalization.

Mayor Procuk read a letter from Nicholas J. Bryan, Associate Attorney General of Environmental Enforcement section of Mike Dewine Ohio Attorney General office in regards to Rosby Resource recovery, C & DD Landfill and composting facility. (Letter attached)

Mayor Procuk read from Terry Safranek regarding Animal Parents Against Pet Treats made in China. (letter attached)

There were correspondence from the Cuyahoga County Board of Elections asking to use the Community center as a polling place again this year on Monday May 5, 2014 from 5:45pm-8:00pm to set up and on Tuesday May 6th from 5:30am till the vote is completed.

Mayor Procuk read the resignation letter from Robert Charles Bastian, Fire Fighter.

A letter from City of Wadsworth about the Tree City USA award ceremony it will take place May 13, 2014. The attendees are \$35.00 each and the deadline is April 8th.

The gazette sends out 2 different issues. If you are a paying subscriber then you received the picture.

Jennifer Presot took a moment to thank Ed Hatgas and Kari Baciak for their help the Tree City USA Application but she would not be able to attend due to the Greenhouse Schedule. Ed Hatgas stated that he would be in attendance at ceremony.

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Resident Eileen Pech commented on the Audience question portion of the Council meetings. Her comment is when a resident or any individual comes before this Council to share their concerns their ideas or even to say thank you to any department that they are afforded the courtesy of being heard without interruption, without being stopped to be corrected without a side dialog happening while they are still here on the floor. If Roberts rules of order are in place she thinks someone needs to enforce those rules. Residents come before Council because they want to share with this council in your capacity not as a friend, neighbor or relative but to share publicly something that is concerning them. So they should be heard. Then if the floor is opened this is your choice for comments after that person if finished give them a time frame. Board of Education, Cuyahoga Heights School they read a paragraph at the beginning of their meetings and you know that you have 3 minutes. You comment, you are not given a history of whatever topic you bring up, you comment and when you are done the board President

POLICE DEPARTMENT

Chief Algeri asked for a motion from Council to renew the contract with the Cuyahoga county crime lab. We are a legacy participant so there is no increase. It's \$1500.00 for the year 2014.

Moved by Black, second by Selig. Motion carried 5-0

Chief Algeri stated that the police department is continuing the purging of the property room. There was some cash cleared out from the property room from 2 drug cases that the department had. The amount that was turned over to the Clerk/ Treasurer was \$3180.00 to go into the law enforcement trust fund, and from another case \$485.00 that has to be split with the county so The Village will get \$388.00 and the County will get \$97.00.

Council has before them the Taser ordinance and the car ordinances. Councilman Black asked of the two cars which one would the department wants if we had to choose. Chief Algeri stated that he would choose the SUV.

SERVICE DEPARTMENT

Service director, Ed Hatgas stated that Seven Hills called upon Brooklyn Heights as mutual aid for snow plowing. We spent about 12 hours with them they reciprocated with some salt for our salt bin. They will reciprocate in the spring and summer with some patchwork on our streets.

Service department helped in a Rumpke garbage fire at 220 Van Epps, Chief Lasky called them down and we took care of getting everything back in order and Chief Lasky has been given a bill for the service department's workers, and a number will be put together for the equipment and will submit a bill to Rumpke for payment.

The men's bathroom is complete in the Municipal center and next year will be the ladies bathroom. Councilman Black commented that the bathroom looks awesome and a very professional job done. Ed stated that Scott Lader and Blaine Apathy were very proud of how it all turned out.

Ed Hatgas presented to Council at quote for a Crack N Tack portable pump for the service department to do their own crack sealing. He is asking for a motion for the Village to purchase this equipment in the amount for \$2995.00. **It was moved by Black, seconded by Foote. All of Council: Yea. Motion carried 5-0.**

Ed Hatgas asked council for a motion for Cleveland Spring for suspension repairs to the 2004-F650 in the amount of \$1225.61. This is the departments' front line truck and thanks goodness the Village for Mike Florjancic, village mechanic. **It was moved by Foote, second by N. Hatgas. All of Council: Yea. Motion carried 5-0.**

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Ed Hatgas asked council for a motion for Knowles Municipal Forestry for the second treatment of 50 ash trees on Dorset in the amount of \$1800.00. **It was moved by Black, seconded by Walsh. All of Council: Yea. Motion carried 5-0.**

Ed Hatgas stated that the Village has received the recycling grant from the solid waste district but there is no ordinance at this time to let Kimble to start the process of getting us the 36 gallon or the 64 gallon bins. With council's approval before Council approval before the ordinance is passed can Kimble get moving to be mobilized by May 1st? Councilman Black suggested that we give the residents an option of size and Kimble was willing to go for that option with the Village. The grant is for \$4700 it includes to credit days that the Women Service Club will put on for the Village. Law Director, Jerry Dowling asked the Service director for the specifics to get the ordinance drawn up.

Ed Hatgas asked council for a motion for Trafftech, Inc. for street striping in the amount of \$2980 from the Independence line the Parma line. The service department will do the cross walks and stop bars. **It was moved by Black, seconded by Walsh. All of council: Yea. Motion carried 5-0.**

FIRE DEPARTMENT

Chief Lasky stated that he attended a SWCOG (Southwest Council of Governments) 19 communities /SERT (Southwest Emergency Response Team) meeting with Chief Algeri in Strongsville.

Chief Lasky checked in to switch reach for the Village that we had 3 years ago it cost the Village \$3500.00, and we had to pay out per message. Cuyahoga Heights dispatch that does our dispatch has switch reach and we asked if we could join their program. They have no problem with this and there would be no cost to the Village other than if we send out a message then they will bill us for the messages. They are in the process of renewing their contract where they are going to get a certain amount of messages without a cost so it may not cost us very minimal. When we sent message before it cost around \$12.00 per time we put a message out. The better news was as message to the emergency coordinators of each community of Cuyahoga County is doing the same thing and the program will be free. This will allow the Police Chief, Fire Chief and the Mayor to send out messages to our residents, business about floods, and anything that is going on with no cost to us. When the program is up and running in April he will come out and do a demonstration. There is a catch and the residents would have to register online. We can help the resident they may not want to get notified for everything. This way you can chose what you want to be notified for. Chief Lasky state that he registered and it took less than 10 minutes to register.

Mayor Procuik asked if the Chief new how many households there are in Valley View. Chief Lasky stated that he thought between 1400-1500. They only have 500 residents signed up to get calls. When the Village dropped the program residents were doing away with land lines. Chief Lasky stated that this new program will go to your cellphone, ipad.

Chief Lasky asked about the garage door ordinance and explained to council that two of the doors had to be kept from freezing this winter and are not energy efficient.

Chief Lasky stated that the Village has had really good luck with selling the vehicles on E-Bay. The fire department has a pick-up truck that is 14 years old and has decided not to put any more money into it that we would only be able to sell it for only \$1500-\$1800. It was discussed with the Mayor that if the Police Chief gets the new SUV that the fire department would like one of the old SUV's instead of buying a new one for the fire department.

ENVIRONMENTAL DEVELOPMENT DIRECTOR

Ken Perry stated that Kaiser Permanente has become completely part of the Catholic Health Group of Ohio. The signs have already been changed.

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Tom Lahiff the former councilman has been appointed as the liaison to the chamber of commerce and he gave some recognition for Weltman, Weinberg and Reiss because they have an updated customer service group.

Councilman Foote commented that nothing has been happening to the Geis property so it may be time to ask them to move their trailers of the property and it is just a convenient place to store them. If it is to be advertisement it is not working. It is only an empty lot with trailers on it.

Councilman Black stated that he is wounded when it is said that there are no incentives we have talked a lot over the years and if something was brought to the Mayor that we would work and come to council right away. Ken stated that it was not his assessment but theirs. Councilman Black stated that it's a misrepresentation here and stated that he disagrees that we have always had an open ear. There is always an opportunity to do something there. Ken stated that it was more expeditious for the realtor to grad something that was out there rather than come to Council. Councilman Black asked the Mayor to see what is being done to promote the Geis property through the Economic Development by who is being contacted what solicitations happening because right now council is sitting back and watching it happen and how the bulldog is out making reign. That is his request.

Ken Perry stated that this an ongoing thing and he is talking to Rico all the time. Councilman Black stated that he hopes he would talk to other folks too. And let council know.

RECREATION DIRECTOR

Joe Presot, Recreation Director asked council for a motion to pay the Village of Valley View a total of \$1879.00 to compensate for costs incurred during the 2013-2014 basketball season. These fees cover the appropriate share of the costs paid to officials and score keepers for the 6 Brooklyn Heights teams at the Valley View Community Center. **It was moved by Selig, seconded by Walsh. All of council: Yea. Motion carried. 5-0**

March 1, 2014 was the soccer deadline and as of right now there are 109 kids signed up. This was for new kids only. Some of the sign ups were for boys U12 which are playing in Valley View because only have a few in the age group despite what other people want to say about that. Joe is working with Todd from Valley View to move those kids back to Brooklyn Heights and take some tuition students who play for Valley View who go to Cuyahoga Heights but don't live in the school district and have them form a team in Brooklyn Heights team. If that is done there will be 112 kids playing soccer and 111 of them will be wearing Brooklyn Heights uniforms. There will be 2 smurf teams, 6 older teams and possibly a 7th team.

Joe Presot gave Council his proposal for soccer clinics but nothing has been discussed at this point and it is still on the table.

Councilman Black stated that people complained about the field conditions. Joe Presot stated that the service director would have a better explanation. Brooklyn Heights is the 3rd nicest field around. Our fields do very well. Ed Hatgas stated that the fields are lined once a week and it is normally Thursday in prep for games. The fields need to be rested. We do the best we can with what we have.

Narlin Shadd, Resident stated that he has been to a lot of fields, and he would match Brooklyn Heights up with any of the other fields he plays on.

COMMUNITY SERVICES

Thea Guilfoyle thanked Chief Lasky and Chief Algeri for speaking to the seniors today. They really enjoyed them being at the senior luncheon.

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The Village has signed up for the Heritage Home program through the Cleveland restoration society. She would like to schedule a meeting for them do a presentation for Council and Residents.

Thea Guilfoyle planned on having a bus meeting this evening and had a lot to share about the bus she found but the meeting was cancelled because she has found a grant through ODOT. We are completing the application for this and will keep Council informed of what is happening along the way.

Senior grass cutting everything is in place and all she needs to know is if Council is going to make any change to the cost to the seniors. Last year the senior was charged \$200.00 unless they were on HEAP. No changes will be made at this time. There will be a Parks, Playgrounds and Community Services meeting March 18, 2014 at 6:30pm to discuss the contractor applications from senior grass cutting service.

Thea updated council about Kathy Haubrich is still out recuperating. We rehired Mary Pelfry-Scheofler who used to work for our department.

Thea was looking into social worker services and possibly charging for that. We are not done looking into that. Tim Clymer is contacting Great Lakes Billing the company that does the Village's ambulance billing. Thea talked to Kathleen Capusta, Social worker she doesn't know of any other municipality or group that does this because of the difficult Medicare coding and rules.

ENGINEER

Ed Hatgas gave the Engineers report.

Sprint cell towers are pending waiting for final plans from the contractor. The antennas need replaced that are on Van Epps Road. Sprint Cell phone tower and Van Epps road would be shut down for 6-8 hours potentially. Sheldon Socoloff and Mike Henry are involved in it.

There will be a culvert and bridge inspection for Lancaster Drive by the county.

Ed Hatgas has given Mike Henry the layout for the potential marque on Tuxedo and he is doing a layout for the Village and it will be discussed at a later meeting.

BUILDING INSPECTOR

Sheldon Socoloff reported that without Kari Baciak and Tim Clymer's help he would not be able to produce the report.

He stated that in 2013 the department issued 148 permits, we took in \$38,988.09 and the cost of construction throughout the year in the Village was \$2,005,231.33.

LAW DIRECTOR

No report.

FINANCE DEPT

Tim Clymer stated that February is not reconciled but will be very soon. General fund is at \$1,706,155.96, year to date we are down \$66,439.00 but compared to January 31, 2014 we are up \$49,696.00.

A month ago a packet was distributed to council with the blanket purchase orders and asked council for a motion to approve those. It was moved by N.Hatgas, seconded by Walsh. All of Council: Yea. Motion carried 5-0.

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The Auditors completed their field work today. We might get one write up for purchase orders being issued after a invoices come in too frequently. So we will be fixing this and addressing this in the coming year.

Thank you to the service department and Ed Hatgas for fixing the men's bathroom.

MAYOR'S REPORT

Report to Council February 2014

Total money collected in February	\$10,374.80
State Treasurer	\$ 1,654.50
Indigent Driver Alcohol treatment fund	\$ 37.50
Cuyahoga Regional Information Systems	\$ 130.00
Leaving Brooklyn Heights with	\$ 8,552.80

Mayor Procuk stated that Mr. Hatgas put out suggestions about reviewing the conditions of rental for the community center that would be discussed in the Building Committee if they choose to change that contract.

Mayor Procuk asked Chief Algeri if the Deer issue is something we need to respond to further than Mr. DeMarco. Chief Algeri stated not in his opinion. Mayor Procuk stated that if the Safety committee chooses to meet to talk about the Deer situation that Mr. DeMarco is concerned with on Dorset Drive this will be in the Safety committee if Council decides to act.

Mayor Procuk stated that he appointed Tom Lahiff as the liaison for Brooklyn Heights for the Chamber of Commerce. Tom Lahiff had shown an interest so Mayor Procuk sent him. Tom Lahiff found out that Weltmen was still searching for winners for their Impact awards so he did the legwork with Weltman, Weinburg and Reiss. Mayor Procuk wants to show support and get a table at 5:30-7:00pm.

Mayor Procuk signed up for a chili cook off for Autism at the Holiday Inn on April 16, 2014. If interested it does cost \$20.00 in advance and \$25.00 at the door. The Mayor was told there were 1,000 people there last year.

Cuyahoga County Board of Health and the Attorney General's office wants the Village to stay close to the action on the activity of the Board of Health as they non-renewed Mr. Rosby's licenses and the appeal process. Jerry Dowling is sending a letter to Board of Health's law director, Tom O'Donnell that the Village is not part of the proceedings yet but any activity that will be taking place the Village will be notified. Mayor Procuk asked Mr. O'Donnell for a list of who attends the board meetings. If we need to get in contact with anyone other than Jim Gatt. Mayor Procuk would like to know if they are attending the meetings and if Mr. Rosby ends up with an appeal the Village wants to know about that and that nothing gets past a board member and the Village of Brooklyn Heights.

Mayor Procuk stated that Mike Henry asked if anyone would be interested in attending the Blues for Greens Saturday night March 8, 2014 at St. Michaels Woodside.

Committee reports

Nancy Hatgas, Chairwomen stated the Finance committee met February 25, 2014 and Council took a look at the 2014 budget and the Capital budget. The budget is straight forward otherwise called a maintenance budget from year to year. Council will make a few revisions to be made and hoping to have a Special Meeting of Council on March 18, 2014 to pass the budget so Tim Clymer can submit it to the county. Nancy Hatgas called a meeting March 11, 2014 immediately following the Wage and Salary

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Committee meetings. Councilman Black had a few questions about the budget that he would like to pursue further and also council needs to discuss the proposed split between the General fund and the Capital fund.

Matt Walsh, Chairman stated that the Wage and Salary committee met this evening in executive session to discuss negotiation with the Police and Fire departments, and addressed that non-union employees meet with council next Tuesday March 11, 2014 starting at 4:00pm in increments of 15 minutes to discuss their wages.

Howard Selig, Parks, Playgrounds, and Community Services Chairman stated that there was discussion to make upgrades to the soccer program. Nothing was decided at this time.

Les Foote, Building committee Chairman called a meeting April 1, 2014 at 7:00pm at that time council would be discussing the conditions for the Community Center rental.

ORDINANCE 08-2014 - AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK/TREASURER TO PURCHASE AND HAVE INSTALLED TWO GARAGE DOORS FOR THE VILLAGE OF BROOKLYN HEIGHTS FIRE DEPARTMENT GARAGE

Non-emergency ordinance: Sponsor Selig, second N. Hatgas. This ordinance will be considered at the next meeting of Council for consideration of passage.

ORDINANCE 09-2014- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO PAY THE COST ALLOCATION TO THE PARMA MUNICIPAL COURT

It was moved by Foote, seconded N. Hatgas to pay the cost allocation to the Parma Municipal Court.

Yeas: Foote, N.Hatgas, Black, Selig, Walsh

Nays: None

Ordinance passes 5-0

ORDINANCE 10-2014-AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO PURCHASE FROM TASER INTERNATIONAL SIX TASER CONDUCTIVE ELECTRICAL DEVICES AND ALL ACCESSORIES AND TO PROVIDE TRAINING FOR THE VILLAGE OF BROOKLYN HEIGHTS POLICE DEPARTMENT *(amount not to exceed \$10,000.00)*

It was moved by Black, second Walsh to purchase from Taser International six Taser conductive electrical devices and all accessories and to provide training for the Village of Brooklyn Heights Police Department.

Yeas: Black, Walsh, N.Hatgas, Selig, Foote

Nays: None

Ordinance passes 5-0

ORDINANCE 11-2014- AN EMERGENCY ORDINANCE AUTHORIZING THE VILLAGE CLERK/TREASURER TO PAY CHARLES HARRIS AND ASSOCIATES FOR THEIR AUDIT OF THE VILLAGE'S 2012 AND 2013 FINANCIAL RECORDS

It was moved by N.Hatgas, second Foote to pay Charles Harris and Assoc. for their audit of the Village's 2012 and 2013 Financial Records.

Yeas: N. Hatgas, Foote, Walsh, Black, Selig

Nays: None

Ordinance passes 5-0

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ORDINANCE 12-2014- AN EMERGENCY ORDINANCE APPOINTING THERESE SAFRANEK TO THE PARMA HOSPITAL BOARD OF TRUSTEES

It was moved by All of Council, second Foote

Yeas: Foote, Walsh, Black, N. Hatgas, Selig

Nays: None

Ordinance 12-2014 passes 5-0

ORDINANCE 14-2014- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK TREASURER TO ENTER INTO A CONTRACT WITH GREVE CHRYSLER FOR THE PURCHASE OF ONE (1) 2014 DODGE CHARGER FOR USE BY THE VILLAGE OF BROOKLYN HEIGHTS POLICE DEPARTMENT

It was moved by N. Hatgas, second by Walsh to enter into a contract with Greve Chrysler for the purchase of one 2014 Dodge Charger for the use by the Village of Brooklyn Heights Police Department

Yeas: N. Hatgas, Walsh, Black, Foote, Selig

Nays: None

Councilman Black asked for point of discussion.

Ordinance passes 5-0

ORDINANCE 15-2014- AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK TREASURER TO ENTER INTO A CONTRACT WITH LEBANON FORD FOR THE PURCHASE OF ONE (1) 2014 FORD UTILITY INTERCEPTOR FOR USE BY THE VILLAGE OF BROOKLYN HEIGHTS POLICE DEPARTMENT

It was moved by Black, second by Walsh to enter into a contract with Statewide Ford (amended to Lebanon Ford) for the purchase of one 2014 Ford Utility Interceptor for use by the Village of Brooklyn Heights Police Department.

Yeas: Black, Walsh, N. Hatgas, Foote, Selig

Nays: None

Ordinance passes 5-0

ORDINANCE 16-2014- AN ORDINANCE AUTHORIZING THE CLERK/TREASURER TO TRANSFER \$40,000.00 FROM THE GENERAL FUND TO THE CAPITAL IMPROVEMENTS FUND IN QUARTERLY INSTALLMENTS

Sponsor Black, second Selig

Ordinance 16-2014 will be considered for a vote for passage at the next meeting of Council.

RESOLUTION 3 -2014- AN EMERGENCY RESOLUTION AUTHORIZING THE ENGINEER TO PREPARE PLANS AND SPECIFICATIONS REQUIRED TO BID THE LANCASTER ROADWAY IMPROVEMENT FROM I-480 TO DORSET ROAD

It was moved by Walsh, second N. Hatgas to authorize engineer to prepare plans and specifications required to bid the Lancaster Roadway improvement from I-480 to Dorset Road.

Yeas: Walsh, N. Hatgas, Selig, Foote, Black

Nays: None

Resolution passes 5-0

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

Yeas: All

Meeting adjourned.

Mayor

Clerk/Treasurer