

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD March 20, 2018 20

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on March 20, 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:	Frank, Foote, Lasky, Presot & Walsh
	Mayor:	Procuk
	Clerk/Treasurer:	Clymer / Black
	Law Director:	Dowling
	Engineer:	
	Police Chief:	Algeri
	Fire Chief:	
	Service Director:	Hatgas
	Bldg. Commissioner:	
	Comm. Service Dir:	
	Recreation Dir:	

AUDIENCE

- Dino Mastantuono (and Shelley, owners) from Action Door came to talk to council about the eleven break-ins they have had in the last 21 years.
- Most recent break-in was Saturday morning at 12:30 / 1:00am. They cut into the fence and broke into nine vans and hot-wired one pick-up truck and took all the tools from the nine vans. The drove through the new fence and took off.
- They are asking for suggestions as to what can be done. They said they can't put up barbed wire, have a dog or electrify the fence. Councilman Foote asked if these are local ordinances and if they are he said maybe council could look at that. They may be ordinances beyond our control.
- Shelley said they have spent hundreds of thousands of dollars trying to protect their people, their fleet and the employee's livelihood (personally owned tools). She said they have GPS on their trucks and she said they watched (on surveillance tape) the officer follow the truck and then lose him. She said they tracked the truck and she went to W 17th where the truck was and called our police to come to the truck and knock on doors. She said they refused to go into the area.
- Mr. Walsh asked if there is an alarm drop when the parking lot is broken into. Dino said no. He said they watch the tape (f0 minutes) and there were two men going from van to van stealing the tools. The alarms and lights of the trucks were going off but because they are behind the building no one would see this.
- They asked why the officer stopped the pursuit and Chief Algeri answered that in non-violent felonies they don't pursue for long. This was not the case on Saturday morning. The officer saw the truck with no headlights and followed him. He saw him turn onto Old Brookpark Road but lost him. There is an old dirt road behind Ryan Refrigeration that comes out on the other side of South Hills Hardware by the railroad tracks and by the time the officer got turned around on Old Brookpark Road he was gone.
- Chief Algeri said he has some ideas for security / alarm systems. He said our department has solved several of the thefts but that we need a good inventory in a timely fashion.
- Shelley asked why they (officers) didn't go knock on doors when she asked them too and Chief Algeri said he didn't think his guys said they wouldn't. He also said that it was four hours later that she gave them the GPS information. He told here they are limited to the amount of evidence they can submit to BCI.
- Mr. Walsh and Mr. Lasky both said that council would work with them and Shelley said that the past history of the room (starting with her father) hasn't gone to well. She wants council to work with them and to do it fast or they will be out of business. Dino said that Great Lakes Fence said it is difficult to put sensors on the fence because the wind and movement would set it off.

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- Shelley asked how many officers are on duty and Mayor Procuk said a minimum of two per shift. She asked why there were four that came to their building and no one would go knock on doors. Chief Algeri said Cuyahoga Heights assisted on Mutual Aid and if our officers felt that it was not a fruitful investigation then that's their decision.
- Mayor Procuk said that he is disturbed that for 50 minutes horns were honking and lights were flashing behind their building and no one was able to see this. He said that some sort of motion lights / sensors could alert the police to a problem and the quicker we know about it the faster we can react.
- Dino asked if there are any other businesses being broken into like Action Door. Chief Algeri said that there are break-ins but not like this because the bad guys know that the only thing between him and a thousand dollars' worth of tools is a piece of glass.
- Mayor Procuk said that Action Door has several locations and Shelley said that this location is the only one that gets hit. Mayor Procuk asked what they (other locations) are doing differently. She said that there have been a lot of issues in Brooklyn Heights i.e.; we wouldn't allow them to put their trucks inside Mayor Procuk said the building had to be sprinklered... Shelley said that now it can't hold all their trucks. She also said that they weren't allowed to cut down trees on their property and now that they are getting larger they cover more of the lighting. Mayor Procuk said they can't cut down the trees on the ODOT property but if they want to cut down the trees on their property he said council would probably give them a permit to do that.
- Mayor Procuk asked Mr. Dowling to look into electrified fences.
- Shelley said that at one of their facilities they had Dobermans and they were never broken into.
- Chief Algeri said they are selling the tools for cash / drugs.
- Shelley said that from an insurance standpoint they have a \$1,000 deductible for every vehicle, \$1,000 deductible for the tool claims, \$1,000 deductible for the block wall they broke thru, \$1,000 for the fence as well as lost income from the jobs that can't be done because the trucks are in the shop.
- Mayor Procuk said that when the DNA comes back from BCI, if the bad guys are in the system then we will be able to identify them and investigate and Shelley said that is already too late. The tools are already probably sold but if the police would have gone to the house when she asked they may have been able to recover them.
- Chief Algeri said they have to update their after-hours phone numbers because two of the three numbers were bad.
- Mayor Procuk said they, Chief Algeri, Dino, Shelley and him will meet tomorrow at 10:30 to discuss possible solutions. Mayor Procuk asked that Chief Algeri have the dispatch tapes to back-up the facts.

Mr. Lahiff said that at the time they were allowed to cut 5% of the trees on their property but Mayor Procuk said that they can apply for a permit.

SERVICE DIRECTOR

- **MOTION: Mr. Foote moved to pay \$1,650 to C.B. Graphics Signs & Printing for five (5) recycling pole banners to be reimbursed by the Cuyahoga County Solid Waste Grant. Second by Mrs. Presot Motion carried 5-0**
- The lower roof of the Community Center will be replaced and the A/C units and Heating units will have to be removed during this time. It could take up to five (5) weeks to get everything done so depending on when the weather allows them to begin there may be no heating or air conditioning in the building for some of the April and early May affairs.

CLERK/TREASURER

- February General Fund is down \$23,000 but All funds are up \$28,000
- March speculation is revenues are down 3%

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STREETS, BEAUTIFICATION & UTILITIES

- Discussed the Engineers 2018 Plan of Attack

Mayor Procuk interviewed Dale Kryznovek, Rocky Schuckert and Dave Tomco for the position of Recreation Director.

MOTION: ALL OF COUNCIL moved to approve the appointment of Dale Kryznovek as Recreation Director to replace Aaron Frank. Second by Mr. Walsh Motion passed 5-0

ORDINANCES & RESOLUTIONS

ORDINANCE 14-2018: 2nd Reading: AN ORDINANCE AMENDING SECTION 1060.01 OF THE BROOKLYN HEIGHTS CODE OF ORDINANCES

Note: deals with the time frame for putting out garbage / recycling and bringing in the cans.

Sponsor: Mrs. Presot

Second: Mr. Frank

Yeas: Presot, Frank, Walsh, Lasky, Foote

Nays: None

Ordinance 14-2018 is adopted 5-0

ORDINANCE 16-2018 – AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK-TREASURER TO ENTER INTO AN AGREEMENT WITH GBJ LANDSCAPING FOR LAWN MAINTENANCE SERVICES PURSUANT TO THE VILLAGE SENIOR LAWN CUTTING PROGRAM FROM APRIL 15, 2018 THROUGH NOVEMBER 15, 2018

Sponsor: Mr. Foote

Second: Mr. Lasky

Yeas: Foote, Lasky, Walsh, Frank, Presot

Nays: None

Ordinance 16-2018 is adopted 5-0

ORDINANCE 17-2018 – AN EMERGENCY ORDINANCE AMENDING SECTIONS 33.01 OF THE BROOKLYN HEIGHTS CODE OF ORDINANCES (*Reducing the Clerk/Treasurer wage for the purpose of funding assistant clerk treasurer position*)

Sponsor: Mrs. Presot

Second: Mr. Foote

Discussion: Mrs. Nancy Bartholomew asked why and John Black responded that he will become the Clerk/Treasurer on April 1st and, while he is a CPA and Municipal Law is complicated, there is a need for the experience and expertise that Mr. Clymer has. This consulting position will run from 4/1/18 – 12/31/18 but Mr. Clymer will be free to leave at any time with two weeks' notice.

Yeas: Presot, Foote, Frank, Lasky, Walsh

Nays: None

Ordinance 17-2018 is adopted 5-0

ORDINANCE 18-2018- AN EMERGENCY ORDINANCE CONFIRMING THE APPOINTMENT OF TIM CLYMER AS THE ASSISTANT CLERK/TREASURER FOR THE VILLAGE OF BROOKLYN HEIGHTS.

Sponsor: Mr. Foote

Second: Mrs. Presot

Yeas: Foote, Presot, Frank, Lasky, Walsh

Nays: None

Ordinance 18-2018 is adopted 5-0

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ORDINANCE 19-2018 – AN EMERGENCY ORDINANCE AMENDING THE ORGANIZATIONAL POLICIES OF THE VILLAGE OF BROOKLYN HEIGHTS

Note: to amend the Sick Leave policy asking for a Physician's note or letter after 3 days not a report

Sponsor: Mr. Foote

Second: Mr. Lasky

Yeas: Foote, Lasky, Frank, Presot, Walsh

Nays: None

Ordinance 19-2018 is adopted 5-0

RESOLUTION 04-2018- AN EMERGENCY RESOLUTION AUTHORIZING THE ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND AUTHORIZE TO BID VALLEY BELT PAVEMENT REPAIR

Sponsor: Mr. Lasky

Second: Mr. Walsh

Yeas: Lasky, Walsh, Foote, Frank, Presot

Nays: None

Resolution 04-2018 is adopted 5-0

RESOLUTION 05-2018 – AN EMERGENCY RESOLUTION AUTHORIZING THE ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND AUTHORIZE TO BID THE 2018 PAVEMENT REPAIR PROGRAMS

Sponsor: Mr. Lasky

Second: Mrs. Presot

Yeas: Lasky, Presot, Foote, Walsh, Frank

Nays: None

Resolution 05-2018 is adopted 5-0

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

Yeas: All

Meeting adjourned.


Mayor

Clerk/Treasurer

