

COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

MINUTES OF A MEETING

HELD April 17, 2012 20

A Special meeting of the Council of the Village of Brooklyn Heights, Ohio was held on April 17, 2012 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, Cichocki, Foote, Lahiff, Selig, Walsh
	Mayor:	Procuk
	Clerk/Treasurer:	Clymer
	Police Chief:	Algeri
	Fire Chief:	Lasky
	Service Director:	Hatgas
	Bldg. Inspector	Socoloff
	Engineer	Henry
	Comm. Service Dir.:	Guilfoyle
	Recreation Dir.:	Presot

MOTION: Mr. Cichocki moved to excuse Mrs. Jennifer Presot due to her husband's illness. Second by Mr. Selig Motion passed 6-0

Mayor Procuk gave council an update on the health of Recreation Director Joe Presot. He stated that many people are helping with the programs at this time. He said the job is being done and the village is not entertaining any resume's, applications or anything else.

ORDINANCE 23-2012 - AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR VILLAGE CLERK/TREASURER TO ENTER INTO A CONTRACT WITH CROSS ROADS ASPHALT TO PERFORM THE 2012 ASPHALT PAVEMENT AND STORM SEWER INSTALLATION

Sponsor: Mr. Selig Second: Mr. Foote
Yeas: Selig, Foote, Walsh, Lahiff, Cichocki, Black
Nays: none
Passed: 6-0

Mr. Hatgas said that Crossroads Asphalt did the work at the Community Center three years ago and was the low bidder for this project.

Mayor Procuk regressed back to the meeting of a week ago regarding the Rosby landfill. He stated that Mr. Rosby had received a permit from the State of Ohio to open another 'cell' of the landfill and he has been moving the dirt to 270 E. Schaaf on the site of the old Clark Martin greenhouses. It was decided that it was a change in topography and would require a TOPO be submitted to the village. Our Building Inspector, Engineer and Law Director determined that a permit be issued with a fee of \$100 attached to it. The TOPO has been submitted and the Engineer asked for a storm water plan for that property also. That plan has also been submitted. Both plans are being review by Mr. Henry and he'll have a recommendation for council. Council will then have to issue a permit in the form of an ordinance if they so choose.

Since then a "stop work immediately" notice was issued by the Police Chief and no further work has been done. We've had some dialog with Mr. Rosby and while it has not been positive it also is not negative. Mr. Rosby has had an organic farmer working the land for the last two years but he received a farm in the Cuyahoga Valley National Park and has since moved his garden there. Mr. & Mrs. Rosby are now discussing about using the land for a 'community garden' and dividing the parcel in to squares and

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offering them to village residents to garden. He is looking for a master gardener to oversee the project and has talked with Cookie Krizmanich among others.

Mayor Procuk read an email from Mr. Henry to Colin Johnson (Board of Health) and Dan Boguski (EPA) requesting a meeting with them.

Mr. Rosby has purchased a large circus tent to put the compost operation under cover to keep the rain water off. We are researching the need for any permits for this action.

- Mr. Rosby can't move any dirt until the permit is issued
- Once the permit is issued and Mr. Henry has all the info and is satisfied, he'll give a report to council
- Mr. Rosby has been told that the next council meeting is May 1st, but council can consider legislation with 48 hours' notice and call a special council meeting strictly for the topo for moving the dirt.
- Nothing to consider tonight
- We can't stop him from expanding the landfill, but the way the dirt is being moved within the village, we have a say to make sure it is done without putting water on other people's property.

Mr. Lahiff asked if this was all given to him yesterday, how did he get all this done in the last 30 hours.

Mayor Procuk said he already had the topo but chose not to provide it till forced to do so.

Mr. Foote feels that Mr. Rosby will work with us, but can we do something about the back-up alarm on the vehicles because the noise is annoying.

Mayor Procuk said when Bill Rosby reads about something he wants to try it. He's not a rich man and he lives where it stinks. Bill Rosby is an entrepreneur and he truly believes that the things he is doing will leave the planet in better shape than NOT doing them. The recycling is good and he's making money on it. He is stockpiling some recyclable materials to keep it from going into the ground and when the price is right he'll sell to make a profit.

Mayor Procuk told Mr. Foote that as long as we have open dialog Mr. Rosby may find a way to decrease that noise.

Mr. Cichocki asked about 'stink' phone calls and Mayor Procuk responded that he has called several times since the last meeting. He has heard the police tell the employees that they have to stop what they're doing because of the smell.

They in turn call Mr. Rosby (who may be out of town at the time) and he says that they (his employees) know better and during a wind shift they should stop but we all make mistakes.

Mr. Cichocki feels Mr. Rosby doesn't know how to stop the stink. He feels he is hiding behind many excuses and what is saving him right now is that we are not in the middle of a warm spell.

The State of Ohio continues to award him grant money because he is doing what they want him to do.

Mayor Procuk would like to arrange a tour of the facility and several council members agreed to make some time to go.

Mr. Hatgas said that bid opening for the Rubbish contract will be at 12 noon on May 11th, and that Cargill is holding their price for salt for next year.

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MOTION: Mr. Cichocki moved to go into Executive Session to discuss any updates of the Safeguard situation. Second by Mr. Foote

Yeas: Cichocki, Foote, Selig, Lahiff, Walsh, Black

Nays: none

Passed: 6-0

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

Yeas: All

Meeting adjourned.

Mayor

Clerk/Treasurer