

# COUNCIL OF THE VILLAGE OF BROOKLYN HEIGHTS

## MINUTES OF A MEETING

HELD \_\_\_\_\_ May 3, 2022 \_\_\_\_\_ 20 \_\_\_\_\_

A meeting of the Council of the Village of Brooklyn Heights, Ohio was held on May 3, 2022 at 7:30 p.m. with Mayor Michael Procuk presiding.

The Pledge of Allegiance was recited at this time.

Present at roll call:	Council Members:	Berzins, Blados, Lasky, Presot, Walsh
	Mayor:	Procuk
	Clerk/Treasurer:	Frank
	Law Director:	Dowling
	Assistant Law Director:	
	Engineer:	Henry
	Police Chief:	Meade
	Fire Chief:	
	Asst. Fire Chief	Lasky
	Acting Service Dir:	Florjancic
	Bldg. Commissioner:	
	Asst. Bldg. Comm.	Sonenstein
	Comm. Service Dir:	Guilfoyle
	Recreation Dir:	Krzymowek
	Soccer Commissioner:	Schadd
	GUESTS:	Sheila Scott

**MOTION:** Mrs. Presot moved to accept the minutes from the April 19, 2022 council meeting. Seconded by Mr. Walsh. Motion carried 5-0.

### CORRESPONDENCE

None

### AUDIENCE COMMENTS

Mrs. Scott came before council requesting assistance with a tree situation on the tree lawn of her property on West 7<sup>th</sup> Street. She had spoke with council members Walsh and Presot and the Assistant Building Commissioner Mr. Sonenstein, about a tree situation in her yard last year. Since then it has worsened and she is concerned the tree may fall. Her belief is that the tree planted in the tree law is causing the pine tree to deteriorate due to its roots. Mayor Procuk said that he would have our tree arborist check the tree and then get in touch with her.

### POLICE DEPARTMENT / DAVE MEADE

**MOTION:** Mrs. Presot moved to pay \$1,710 to Integrity Verifications for police nine polygraphs for the background investigations. Seconded by Mr. Berzins. Motion carried 5-0.

- The two new hires were offered conditionals and accepted. They are on pace to be sworn in at the May 17<sup>th</sup> council meeting.
- No updates on the body cameras.
- Park patrol started on Friday, and everything went smoothly all weekend utilizing our part time officers. Park patrol will continue through September.
- The bike patrol will start around the end of May. We will have three certified bike officers on the road.

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- Hoping that House Bill 626 passes which will increase penalties including forfeiture of their vehicle for anyone who fails to stop when an officer flags them down. This is supported by the Chiefs of Police Association.
- Last week our flock cameras got a stolen vehicle on night shift that entered our village that was wanted on a felony arrest.

### **FIRE DEPARTMENT / JOE STEFANKO**

Assistant Chief Mike Lasky standing in for Chief Stefanko

- Chief Stefanko and I went to Sutphin in Indianapolis over the weekend and negotiated a price for the proposed new fire truck and successfully decreased the cost by approximately \$8-10,000 from the initial talks but in truck improvements versus the actual price. There was an additional savings of approximately \$4,200 for working with Parma Fire who were also placing an order.
- The hose testing is completed and we'll be doing the hydro testing starting next month. It is being posted to social media to keep the residents informed.
- One of our newly hired firemen took a full time job and will be off for two to three weeks and then come back to us part time. This is beneficial because they bring their experience back to our department.
- Councilwoman Presot inquired as to the cost of AED's and Assistant Chief Lasky responded that they used to cost \$1,200 and now they are up to \$3,400. She also asked about our PPE Inventory and he replied that we have more than enough for the entire village.

### **SERVICE DEPARTMENT / MIKE FLORJANCIK**

**MOTION:** Mr. Blados pay the annual fee of \$1,650 for our underground storage tanks for diesel and gasoline located at the Service Department. Seconded by Mr. Lasky. Motion carried 5-0.

- There is an ordinance tonight for the John Deere Cab Utility Tractor and I need to inform you that the cost went up a little bit due to new tires and rims due to the age of the current tires and rims.
- Due to a problem with our boiler, Lisco was called out and determined that it is the main circuit board. I approved ordering a new one and the cost is \$900. We don't know when we will receive it but it should be before winter. The boiler is five or six years old.
- Mayor Procuik inquired about the solid waste district grant and he will report as soon as they hear something. The Mayor also inquired about the used truck recently purchased and he stated they just picked it up, it's ready to be in-service and will be used for mulching, moving dirt, etc. and decals will be put on this week.
- Mayor Procuik inquired if Jason Knowles communicates with him regarding work in the village and he responded that they keep in touch.
- Mayor Procuik asked when another pavilion can be cleaned up and painted and was told that as soon as the weather breaks and they get caught up with senior lawns they will get it done.
- The county will be out tomorrow to back out the sewer line because there is a backup in a toilet at the park restroom, apparently because someone jammed something in it.

### **COMMUNITY SERVICES / THEA GUILFOYLE**

- The next senior luncheon is scheduled for Tuesday, May 10<sup>th</sup>.
- There are 76 seniors signed up for senior lawn cutting and that includes 18 new participants. We increased from 65 participants last year.
- The Art in the Park Spring sessions went very well with 23 and 22 attending on Tuesday and Thursday respectively and our student volunteers earned a total of 31.5 community service hours. Our summer programming is almost completed with a few new things still in process and all staffing is in place.

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- The background check for the resident who wants to offer a Storytime for Toddlers program was completed and we should receive the results by the end of this week.

### **RECREATION DEPARTMENT / DALE KRZYNOWEK**

- The baseball and softball are getting ready to start. We have 120 kids registered total for the T-Ball through Boys Pony. We have nine teams, two teams, the Girls Pigtail and Boys Majors, both had to be farmed out this year. Valley View took the kids who signed up.
- He thanked the sponsors of the teams including: Councilman Joe Blados, Clerk-Treasurer Aaron Frank, Councilman Ray Berzins, Mayor Mike, Lasky Landscaping & Concrete, Councilwoman Presot, Councilman Matt Walsh, Councilman Lasky and the Brad Family.
- He was approached by a travel team who would like to use our fields for games. Some coaches and players are village residents. They would be scheduled after all of our recreation department teams and they offered to pay \$50 per game. Mayor Procuk explained that he would have to ensure that the field is open including any rentals or village functions and that the fields will not be dragged or lined for them.
- Mayor Procuk inquired if there was difficulty finding referees and he stated that it was worked out to have a group of referees primarily dedicated to Brooklyn Heights, Cuyahoga Heights, Valley View and Independence. He further stated that two certified umpires are used for the older age groups.

### **SOCCER / NARLIN SHADD**

- The soccer season is going very well. The U9 co-ed team is in 3<sup>rd</sup> place; the U11 Girls, Top Division, are in first place; the U13 co-ed team is in first place and our Dynamites are playing when weather permits.
- The season ends on May 21<sup>st</sup> and he gave the rec director the schedule so he knows when fields are available.

### **BUILDING DEPARMENT / HOWARD SONENSTEIN**

- A final occupancy permit was issued for the school at 600 West Resource; California Closets is remodeling their showroom; Graphtec is expanding and continues to remodel their showroom at 1500 Valley Belt; and California Closets is doing a complete interior remodel.
- Normal inspections and Point of Sales are going smoothly.
- There were some issues in the Marko Lane, Ventura Circle, Shady Ridge Lane area due to the AT&T project so the permit is being held at this time.
- There have been complaints from residents about the people coming in their yards and I requested information be posted to our social media to alert residents of the AT&T project.
- Mayor Procuk asked the Engineer for clarification on the process and contractors involved in a project like this, especially related to the flags placed in resident's yards. He stated that the residents need to be informed and what is the best way to give them accurate information. Mr. Henry relayed the process and will call AT&T regarding who the contractors are.
- Mayor Procuk told him that as we're getting close to Memorial Day, activity will begin with resident's boats, campers and trailers and residents will need a reminder of the rules.
- Mr. Shadd inquired about paint spots and lines in his and other driveways. Mr. Henry explained that they are marking cracks and taking a photo or video to prove they did not cause the damage. They are allowed to do this because it is within the public right away.

### **ENGINEERING / MIKE HENRY**

- He reminded everyone that the Belmont project is being done by Seven Hills and we are backing on to their paving program and gave a description of the process.
- The Galway pre-construction should begin soon.
- He'll review the road repair program at the second June council meeting. He reached out to ODOT to see if they can improve the signals as part of the project.

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- They are still working on the plans for the bridge over to Schaaf and should take place in June 2023.
- They are waiting in final approval from the county on the detour for the Spring Road project.
- We should receive the contracts for the upper park for final signature so we can break ground. We've been paid and received the reimbursement from the county.
- Mayor ProcuK inquired to the status of the guardrail and that is part of the project in should be completed in 2023.

### **LAW DIRECTOR / JERRY DOWLING**

No report

### **CLERK-TREASURER / AARON FRANK**

- American Legal completed the re-codification of our ordinances and they are available on the village website.
- The three vehicles were sold and one of the wires is in and the other two should be received in the next week or so.
- The ARPA reports were submitted to the Treasury.
- The county real estate tax situation continues and the State of Ohio requested copies of paid taxes for the Nidec parcel which has been forwarded to them. We paid the taxes on the other parcel and will continue to work for the exemption.
- The RITA drop with a net amount of \$590,000. We transferred \$52,356 into the capital fund from last month's municipal income and \$30,000 into the 204 Fund.
- Working with Greg Cingle on reimbursing the Visiting Nurses Association for their incentive fund and he should have that total for the next council meeting.
- The report should be out next week on the month closing.
- He is working with our Law Director on an issue of an employee of a village business who is requesting a refund for RITA taxes he paid while working from home during the pandemic.

### **MAYOR'S REPORT / MICHAEL PROCUK**

- He stated we are ahead by approximately \$430,000 in receipts than we were in 2020 and about \$225,000 ahead of our plan.
- On Economic Development, he reached out to all of our brokers and met with some in person during the first few months of the year.
  - Westin has four small spaces and the 40,000 square foot building at 4595 Van Epps which was vacated last year. It is being shown with anticipated success.
  - 4770 Van Epps with 22,000 square feet will most likely become available this November.
  - 1105 Valley Belt is being represented and there is a signed purchase agreement.
  - Fogg reports this his buildings are 85-90% full. They have two vacant buildings (the Fed-Ex building on Resource Drive and the Hidta Building on Keynote Circle.
  - Most of the brokers are asking if can get additional developable property.
  - Schultz and Global said they did not need to meet and George Glus may be interested in the 17 acres the village owns on Schaaf Road for residential development.
  - AmeriGas, with the 450 employee payroll, has had their employees working from home but they are back in the building as of yesterday.
- He spoke to the travel soccer team and told them there is no problem using the Brooklyn Heights name, no money will change hands and they have to work any scheduling around our soccer schedule and any pavilion rentals.
- A tree planting ordinance is up tonight and he's looking forward to the being considered.
- He asked Council on new marquee status and it was decided to put that on hold for now.

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- Swimming pool passes are being sold at the same cost as prior years. A question came up regarding village residents that are on the swim team and the team being reimbursed the \$30 and they are asking that be raised to \$35.
- The HR requirement by the charter process begins with an ordinance that will be introduced tonight and will be voted on at the next council meeting. He has asked that a representative attend that meeting to answer any questions. The ordinance will go into effect in mid-June, 30 days after May 17<sup>th</sup>. He will hold a staff meeting so the HR representative can speak directly to department heads. He will speak to the HR firm about records retention, handling of our BWC, and employee negotiations. He will also utilize them for time studies for efficiency starting with the Service Department. Also, they will be reviewing job descriptions.
- The Deny the Permit is at the stage of holding a hearing. This hearing is only to for the County Board of Health to justify the evidence used in making the decision. The Cuyahoga County Mayor's and Manager's met at the County Board of Health facility they met the new director. At the meeting, county health stats were shared including a 23-year discrepancy in life expectancy in the county depending on how close you are to pollution and other factors.

### MAYOR'S COURT

Income for April	\$10,754.60
Victims of Violent Crimes	315.00
Drug Law Enforcement Fund	122.50
State Bond Surcharge	25.00
Seatbelt Violation	10.00
State of Ohio	1,380.50
Indigent Defense Support	908.00
Indigent Driver Alcohol Treatment Fund	52.50
Regional Enterprise Data Sharing System	195.00
Brooklyn Heights	\$9,126.60

Mrs. Presot reported that Ms. Mason from Cuyahoga School District extended an invitation to the Mayor and all of Council to attend the Prom Promise at Klima Gardens on May 10<sup>th</sup> at 1:00 p.m.

### ORDINANCE COMMITTEE

Mrs. Presot reported that a home on Schaaf Road was recently purchased and is being used an Airbnb.

### CLERK/TREASURER REVIEWED THE SCHEDULED MEETINGS:

May 17	6:00 p.m.	Ordinance	Short Term Rentals
May 17	6:15 p.m.	Safety	Park Crosswalks and Delineators
May 17	6:30 p.m.	Streets	Electronic Village Marquees

### ORDINANCES & RESOLUTIONS

**ORDINANCE 35-2022** AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK-TREASURER TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY PLANNING COMMISSION TO ACCEPT GRANT FUNDING AND EXECUTION OF A PROGRAM TO SUPPORT HEALTHY URBAN TREE CANOPY FOR THE VILLAGE OF BROOKLYN HEIGHTS

Sponsor: Mr. Blados

Second: Mr. Lasky

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Yeas: 5 / Nays: 0  
Ordinance 35-2022 is adopted 5-0

**ORDINANCE 36-2022** AN ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK-TREASURER TO ENTER INTO A MANAGEMENT CONSULTANT AGREEMENT FOR THE MANAGEMENT OF HUMAN RESOURCE SERVICES

Sponsor: Mr. Berzins

Second: Mrs. Presot

*Ordinance 36-2022 will be put before Council for passage at the next meeting*

**ORDINANCE 37-2022** AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK-TREASURER TO ENTER INTO AN AGREEMENT WITH POLAN IMPLEMENT FOR THE PURCHASE OF A JOHN DEERE CAB UTILITY TRACTOR

Sponsor: Mr. Blados

Second: Mrs. Presot

Yeas: 5 / Nays: 0

Ordinance 37-2022 is adopted 5-0

**ORDINANCE 38-2022** AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR AND/OR CLERK/TREASURER TO ENTER INTO AN AGREEMENT WITH HERB FIRE EQUIPMENT FOR THE PURCHASE OF A 2024 SUTPHEN PUMPER FOR USE BY THE VILLAGE OF BROOKLYN HEIGHTS FIRE DEPARTMENT

Sponsor: All of Council

Second: Mrs. Presot

Yeas: 5 / Nays: 0

Ordinance 38-2022 is adopted 5-0

**ORDINANCE 39-2022** MAY PAY ORDINANCE

Sponsor: Mr. Walsh

Second: Mr. Lasky

Yeas: 5 / Nays: 0

Ordinance 39-2022 is adopted 5-0

Assistant Chief Lasky reported that he sent legislation examples to the Law Director regarding fireworks. He also reported that we received far more for the trucks through gov.deals we had hoped for.

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

Yeas: All

Meeting adjourned.



Mayor



Clerk/Treasurer