

**SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL
REGULAR MEETING HELD ON, MONDAY JULY 15, 2019.**

The Council of the City of Strongsville met in the Caucus Room at the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road, on **Monday, July 15, 2019 at 7:00 p.m.**

Present: Council Members: Matthew A. Schonhut, Annmarie P. Roff, Matthew P. Patten, Joseph C. DeMio, Kelly A. Kosek, and James E. Carbone. Also Present: Clerk of Council Aimee Pientka.
Administration: Mayor Thomas P. Perciak, Law Director Neal M. Jamison, Finance Director Joseph Dubovec, Communications and Technology Director David E. Sems, Service Director Joe Walker, Recreation and Senior Services Director Bryan Bogre, Assistant Building Commissioner Mike Miller, City Engineer Ken Mikula, Human Resource Director Steve Kilo, Public Safety Director Charles Goss, Fire Chief Jack Draves and Police Chief Mark Fender.

Absent: Councilman Gordon C. Short.

Council President DeMio called the caucus to order at 7:07 p.m.

The following Council Committees met to review legislation on the agenda:

Planning, Zoning & Engineering Committee: Chairman Schonhut advised Ordinance No. 2019-092 is to rezone vacant property located on Royalton Road (PPNs 392-14-001 and 392-14-002) from GI (General Industrial) classification to SR-1 (Senior Residence) classification. Planning Commission gave this a favorable recommendation on May 23, 2019. There will be a public hearing on this tonight. Ordinance No. 2019-093 is to rezone property located at 19132 Temple Drive (PPNs 393-19-016 and 393-19-017) from OB (Office Building) classification to PF (Public Facilities) classification. Planning Commission gave this a favorable recommendation on May 23, 2019. There will be a public hearing on this legislation tonight as well. Mr. Schonhut advised that while council prefers to not vote on rezoning legislation the same night as the public hearing, council will be going on recess and it will be difficult to get a meeting scheduled during that time; therefore, these rezonings might then have to wait till September to get voted on. Mr. Schonhut is not sure how many people might attend the public hearings tonight to voice their opinions on these rezonings; therefore, he would like to conduct the public hearings first, then make a determination on whether to vote to adopt or place them on another reading. Suspension and adoption was recommended for Ordinance No. 2019-117; an ordinance entering into a contract for the Strongsville traffic signal upgrade project. The contract is with Peram Electric in the amount of \$5,651,000.00. Mr. Mikula advised they met with ODOT last week (Pre-award meeting). They have now budgeted for the project for 2020; and they gave the city the green light to move forward. Mr. Mikula has to schedule a pre-construction meeting next. Mayor Perciak advised Peram Electric has been working with the city for decades and is very aware of our signalization system. Ms. Roff asked if there was something off with the timing of the light on Howe Road because she has received phone calls. Mr. DeMio added that the area of I-71/82 has been having a lot of backup. There was an officer there manually signaling the lights. The administration was not aware of any changes made to the signals over there. Mr. DeMio thinks there may be a malfunction over there. Suspension and adoption was recommended for Ordinance No. 2019-118; an ordinance accepting for recording purposes only the plat of Pine Lakes Crossing No. 2, Phase 2. Suspension and adoption was also recommended for Resolution No. 2019-119; a resolution to accept for dedication certain streets within Pine Lakes Crossing No. 2, Phase 2. Mr. Patten advised there were some property line questions that were worked through. Mr. Schonhut asked Mr. Mikula if there would be a problem with recording these if there was a dispute over property lines. Mr. Patten advised again this has all been handled. Mr. Carbone asked the developer, who was in caucus, if any more issues come up with the residents, will he work with them to resolve those. The developer stated he would. Mr. Schonhut asked for an update on Pearl Road North. Mr. Mikula advised that is an ODOT run project now and they would be bidding for that project in August so work should start sometime in

the fall. Mr. Schonhut asked about the crosswalks in the center of town. Mr. Mikula advised that start date has not been finalized yet; they were waiting till after the homecoming. Ms. Kosek asked how long that length of project is supposed to be. Mr. Mikula advised it would be a couple of weeks. Mr. Schonhut asked if there have been any updates about the roundabout project. Mr. Mikula advised they are looking to get the phase 1 and phase 2 plans sometime in August to review them. Ms. Roff advised Mr. Mikula she would like to look at those plans when they come in. Mr. Mikula advised the RFP's are out for the Foltz Ind. Project. They will be reviewing the letters of interest in the next couple of weeks and conducting interviews shortly thereafter. Mr. DeMio asked Mr. Walker when painting of the water tower would start. Mr. Walker advised the prep work would start sometime in August and it will last 2-3 months. Mr. Schonhut advised the agenda will be amended to request for review by council the findings and determination of variances of the Board of Zoning Appeals concerning property at 9175 Pearl Road, PPN 395-16-004. Mr. Jamison advised that Mr. Schonhut indicated to him today that he would be making a motion for this. Council will have to do this tonight to keep within the 20 day timeframe set by the Charter. If council does decide to review this, they will then have 30 days in which to render a final decision. Because we are in recess, there is a provision in the Charter to extend the 30 day timeline for just cause. That would have to be done at a special meeting. Council could then review the findings at the next council meeting (an administrative hearing). The applicant can come in and speak to their position. Council would have to render a decision that night. Council can either approve, modify or reject the decision of the BZA. Mr. Jamison advised the parcel in question is a .97 acre parcel. Anything that goes in there will require a variance. Mayor Perciak advised the Arby's proposed to go in there is not a franchise store; it will be company owned. Corporate notified and got permission from the Arby's on the south end of town for this project.

Public Service & Conservation Committee: Chairwoman Roff recommended suspension and adoption on Ordinance No. 2019-120. This is to enter into a modification to the current agreement with a recycling company for sale of residential and municipal recyclable waste paper and cardboard paper materials. Ordinance No. 2019-121 is to authorize the mayor to enter into a contract for emergency repairs at the Westwood Drive pump station. This will be placed on first reading tonight. Suspension and adoption was recommended for Ordinance No. 2019-122; an ordinance to purchase one front axle cab and chassis unit for use by the service department. Ordinance No. 2019-123 is a contract to purchase one ramjet rear wheel mounted sewer cleaner and one easement machine for use by the service department. Suspension and adoption was recommended for that legislation. Mr. Walker advised these two ordinances are all for one piece of machinery. Mr. Walker advised we get about 15-20 years use out of these machines. This will give the city two working vector machines. Mr. Carbone asked if there is anything in the way of partnering with the county for using these machines. Mr. Walker advised he looked into it, but you want your response time immediate when a sewer issue comes up. When you partner with the county, you're placed on a schedule. When there is a blockage in a sewer, 20 minutes could affect many more homes that could potentially get sewage in their basement.

Recreation & Community Services Committee: Chairwoman Roff advised there is no legislation on tonight's agenda. She asked Mr. Bogre to provide an update for the movie night. Mr. Bogre advised the residents voted for the movie Dumbo to be shown. There will be inflatables, a face painter/balloon person and food trucks there as well. The movie will be August 2nd.

Finance Committee: Chairman Carbone recommended suspension and adoption for Resolution No. 2019-124. This is to request the Fiscal Officer of Cuyahoga County advance certain funds to the City of Strongsville. This is something we do yearly. Mr. Carbone advised he would like to have a committee meeting in September to go over the budget for next year. The tentative date is September 10th at 5:00 in the mayor's conference room. Mr. Carbone advised if anyone has questions to get in touch with Mr. Dubovec prior to the meeting.

Committee of the Whole: Suspension and adoption was recommended for Ordinance No. 2019-125. This is for the city to enter into a lease agreement with Southwest General Health Center for lease of certain portions of the recreation and senior center. Ordinance No. 2019-126 is to enter into a service agreement with Southwest General Health Center for services to be performed at the recreation and senior center. Suspension and adoption was recommended for this legislation. Mr. Bogre advised will be leasing an area on the second floor. They will be putting in some physical therapy equipment there. It will be a three year lease at \$15,000.00 per year. The sponsor agreement is for three years at \$35,000.00 per year. Mr. Schonhut asked how much use do we anticipate of this compared to what the residents who come in to the facilities utilize through their membership. Mr. Bogre advised it should not affect them at all with the use of the rec center. Suspension and adoption was recommended for Resolution No. 2019-127; a resolution declaring August council recess month. Mr. Bogre advised there will be two PT tables and a physical therapist up there. Mr. Schonhut advised there is also a 60 day opt-out clause.

Mr. Carbone made a motion to adjourn into executive session for the purpose of discussing collective bargaining matters. Mr. Schonhut seconded the motion to adjourn from open session into executive session [Article XI, Section 9, City Charter]. All members present voted aye and the motion carried. Council adjourned into executive session at 7:47 p.m. Also present from the Administration: Mayor Perciak, Law Director Neal Jamison, Human Resource Director Steve Kilo, Safety Director Charles Goss and Fire Chief Jack Draves. The executive session concluded at 8:08 p.m. and reconvened into open session.

MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON MONDAY, JULY 15, 2019 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS.

CALL TO ORDER:

Council President DeMio called the meeting to order at 8:20 p.m. All joined in the Pledge of Allegiance to the Flag.

CERTIFICATION OF POSTING:

The Clerk of Council certified that the meeting had been posted in accordance with Ordinance No. 2004-273.

ROLL CALL:

Present: Council Members: Matthew A. Schonhut, Annmarie P. Roff, Matthew P. Patten, Joseph C. DeMio, Kelly A. Kosek and James E. Carbone. Also Present: Clerk of Council Aimee Pientka.
Administration: Mayor Thomas P. Perciak, Law Director Neal M. Jamison, Finance Director Joseph Dubovec, Communications and Technology Director David E. Sems, Service Director Joe Walker, Economic Development Director Brent Painter, Recreation and Senior Services Director Bryan Bogre, Assistant Building Commissioner Mike Miller, City Engineer Ken Mikula, Human Resource Director Steve Kilo, Public Safety Director Charles Goss, Fire Chief Jack Draves and Police Chief Mark Fender.

Absent: Councilman Gordon C. Short.

Motion made by Mr. Carbone, second by Mr. Schonhut, to excuse Councilman Gordon C. Short for just cause. All members present voted aye and the motion carried.

Motion made by Mr. Carbone, second by Mr. Schonhut to amend the agenda to add under "Miscellaneous Business" a request for review by Council under article IV, Section 6(C) of the Charter, of the findings and determination of variances of the Board of Zoning Appeals concerning the property owned by Development Management Group LLC, located at 9175 Pearl Road, PPN 395-16-004, zoned Motorist Service (MS). All members present voted aye and the motion carried.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on July 1, 2019 were approved as submitted.

APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITIONS:

Administration of Ceremonial Oath of Office to newly-appointed Police Officer Luke D. Berry.

Mayor Perciak – With the permission of council, I would like to administer the Ceremonial Oath of Office to newly-appointed Police Officer Luke D. Berry. Chief, do you want to come on up?

Chief Fender – I have the privilege of introducing Luke Berry tonight. Luke is one of our new hires. He is a replacement for, our community for your own knowledge, we had a retirement. Luke is that replacement. Mayor, thank you for this time, city council, council president, fellow colleagues. A little bit about Luke-Officer Luke Berry graduated from Revere High School where he played Varsity Golf and Rugby. After graduation, Luke attended Baldwin Wallace University where he continued to play rugby and studied Criminal Justice. He completed internships with the US Marshals Service and Ohio High Intensity Drug Trafficking Agency (HIDTA), and graduated Summa Cum Laude from Baldwin Wallace with a Bachelor's Degree. Officer Berry is a graduate of the State Highway Patrol Police Academy and has worked at the Parma Heights Police Department since 2014. Luke worked as a patrol officer before spending the last two years in the detective bureau. Luke's wife, Gabby, and their 10 month old son, Bowen, are here tonight along with his parents, John and Cindy. Gabby will be pinning Luke's badge tonight.

At this time, Mayor Perciak administered the Oath of Office.

(Applause)

Certificate of Recognition presented to Eric Dubsky by Strongsville City Council.

Mr. DeMio – We would like Eric Dubsky to come up right to the podium. All of council come on, this is a team thing. I need glasses, I'm older. Welcome to the club, huh mayor? This is to present you with a dedication to our community and through your volunteer work, raised money in order to donate the proceeds to the Strongsville Food Bank...signed by all of council, the mayor, and let me share this with you, in a minute I want the mayor to say a few things too, this food bank is a busy food bank; and because of you, people are able to eat and enjoy a family meal, and believe me, everyone in this audience knows somebody like that. It's people like you and the parents that you have that make our community great.

Mayor Perciak – Tell me, what made you do this? Tell everybody.

Mr. Dubsky – When the community garden opened, me and my mom decided to grow vegetables and we decided to donate to the food bank.

Mayor Perciak – And how much hard work did you put into that?

APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITIONS (cont'd):

Mr. Dubsy – Mainly, when I was at school, my mom would pick them then I'd arrange them and we'd go deliver them to people.

Mayor Perciak – So, this was kind of like a team effort huh?

Mr. Dubsy – Yes.

Mayor Perciak – Where's Mom?

Mr. DeMio – Come on up Mom.

Ms. Roff – After you grew vegetables the first year Eric, what happened after that?

Mr. Dubsy – I then decided to grow tulips and deliver them.

Ms. Roff – The vegetables...there was not enough to go around so Eric came up with the idea, he received a scholarship from Team Strongsville, Collette Fine, and she might want to say a word or two, to purchase seeds for the vegetables and, in this case, the bulbs for the tulips to grow. He took it upon himself to move to growing tulips, sell those tulips to people, and raised \$450 by selling those tulips to people that was donated in a check to the food bank. We have somebody from the food bank representing here.

(Applause)

Mr. DeMio – Is there anything else you want to say? If the food bank wants to come up or Team Strongsville you're more than welcome, for a photo.

Ms. Fine – Hi, my name is Collette Fine, and I'm president of Team Strongsville. Team Strongsville is a community organization, we're a 501(c) 3. Five years ago, we created a grant for the Team Strongsville Kelly Kinney pay it forward grants. Kelly was a beautiful Strongsville girl who died of cancer in 2015. With her parents' permission, we created these grants. In the last 5 years, we have given out about \$20,000 for students and children in Strongsville, to do great things to put back into the community. Eric, this is his 4th year that he has applied for a grant. Its kids like Eric who do wonderful things in the community, so thank you, thank you Eric...and I had Eric in preschool so I'm very proud.

(Applause)

Ms. Housum – Hi, my name is Laura Housum, I'm here as a board member from the Strongsville Food Bank. As Joe said earlier, we do serve over 200 families a month, Strongsville families. At Thanksgiving, we are able with the help of St. John Newman parish, to serve over 150 Thanksgiving meals. At Christmas, with the help of people like Collette, we do stockings for children and gift cards. This would not be possible if it was not for the community. We are solely a community based organization and we couldn't do it without kids like Eric. I'm glad that I could be here to be a part of this tonight, thank you.

(Applause)

Ms. Roff – (unintelligible conversation). You did a very nice job Eric.

PUBLIC HEARING:

Ordinance No. 2019-092 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN VACANT REAL PROPERTY LOCATED ON ROYALTON ROAD (PPNs 392-14-001 and 392-14-002), IN THE CITY OF STRONGSVILLE, FROM GI (GENERAL INDUSTRIAL) CLASSIFICATION TO SR-1 (SENIOR RESIDENCE) CLASSIFICATION. *First reading and referred to the Planning Commission 05/20/19. Favorable recommendation by the Planning Commission 05/23/19. Second reading 06/03/19. Public hearing 07/15/19.*

*Mr. DeMio invited anyone wishing to speak **IN FAVOR** of the Ordinance to approach the podium and address Council.*

Gary Bialas, 23205 Mercantile Road, Beachwood, OH: My name is Gary Bialas, I am the Vice President of Development for Omni Senior Living. The address is 23205 Mercantile Road, Beachwood, OH.

Mr. DeMio – Okay, tell us a little bit about the project.

Mr. Bialas – Well, this property is located adjacent to our present Omni Senior Living on Route 82. It's a property, like you indicated, is presently zoned general industrial which is a heavier use. What we propose is, as it gets rezoned, to put what we call villas, senior living villas. These villas are really supported by our main community. Our main community has a lot of different things and activities for the seniors such as a swimming pool, we have a theater.

Mayor Perciak – Please state the name of your main community.

Mr. Bialas – Omni Senior Living.

Mayor Perciak – And the name that they're operating under.

Mr. Bialas – Vitalia, sorry. So we have other activities such as...well, we have all day dining from 7:00 a.m. to 7:00 p.m. where all our residents dine at. We have drivers that take people places that they need to go. There's other things that go on all night, every night to bring people together. The villas have the same concept but sometimes people aren't ready yet to move into our community, the Vitalia community. Our typical age of the community is 79-85-those individuals that move into our community. The villas are for younger individuals, maybe 72-78. The reason they do that is they're moving from a house possibly to a villa. A villa is about 1250 square feet. It has a garage; it's 2 bedrooms; so there is a transition here. People may move into a villa first then decide that they want to move to the Vitalia, our community, that's attached. Right now, we're about 97% occupied and we already have an addition going on right now actually which should be done mid-September. Those are additional units that's connected. Our plan is to get it rezoned. We haven't done any planning other than some site plans to see what we could fit on there, make sure we meet all the codes you have so I don't have to go back for any variances. One thing I should point out, our seller here is Rick, the homebuilder. He made a requirement on us that said that we could not touch any land 150 feet from our property line back. He was concerned actually with the residents that may live behind us; so we have a 150 foot buffer to keep the landscape; we can't touch it. As part of the purchase of this, we agreed to that. It fits into the area, there's homes in the back; there's senior living next door; so we think it fits good and it really will serve the community.

Mr. DeMio – So you said 150 feet from the end of your property?

PUBLIC HEARING (cont'd):

Mr. Bialas – From our property; I know behind our property...there's another subdivision behind us, there's probably another 150 feet which the homeowner's association owns; and then the houses start. The closest villa we'll have is about 300 feet to the closest home in the back; but there will be all trees. We will have an entrance off of Route 82 and an entrance off our existing Vitalia project; so there will be two entrances to get into our project.

Mr. DeMio – So you're adding another one?

Mr. Bialas – Yes, we're adding another one off of S.R. 82.

Ms. Kosek – Joe, can I ask a question?

Mr. DeMio – Do you want to wait until the nays come up or do you just want...

Ms. Kosek – It's just a clarification, it's just about the 150 feet, is it a deed restriction or is it something that will go with the property?

Mr. Bialas – In with the property.

Ms. Kosek – Thank you.

Mr. DeMio – Anything else?

Mr. Bialas – Nothing else unless anybody has any questions I'll come back up.

Mr. DeMio – Thank you so much, so is there anyone else in favor?

(No comments)

*Mr. DeMio then invited anyone wishing to speak **IN OPPOSITION** of the Ordinance to approach the podium and address Council.*

Jeff Teuscher, 22130 Creek Trail, Strongsville, OH: Jeff Teuscher, I live at 22130 Creek Trail. I am in Siedel Landing. I happen to be the homeowner that just bought the property that backs now to this newly proposed development. So in effect, I bought this property, I know this is totally my problem and that I already own it, but I built that with a beautiful stand of trees behind me realizing that it was zoned for general industrial, but also realizing that the city has an abundance of general industrial land available throughout the parkways, Foltz and off of Westwood/Pearl Road. My personal thought was that stand of trees would remain; again that's my personal problem, I realize that; but I also have a problem with the way we're knocking down trees throughout the entire city. The prime example being the property across from the mall. That was the insurance company that now has been devastated and totaled. Over time, we are seeing a general look in the City of Strongsville of strip centers and not the beautiful surroundings that we had when I grew up here. I was born and raised here so I'm very familiar with it. I have a challenge for you all. How far do we go in tearing up the city to allow further development of this type of a property when we have this beautiful stand of majestic trees; that's my concern, that's my challenge. I know that as most people, and Kelly and I have spoken about this, senior residences versus light industrial is certainly advantageous from sound, from pollution, that type of things. As changes occur, I realize I have to adapt, but I literally just bought that property and not knowing when Puzzitiello originally initiated these discussions with Vitalia, I think it probably would have been beneficial for me to be told in advance. It's kind of hard to believe that this all occurred within the last two months.

PUBLIC HEARING (cont'd):

Mr. Teuscher (cont'd) - I'm not sure where I'm really going with my statement other than I'm not happy about it and I'd like some additional consideration to make sure that 150 foot buffer is strictly adhered to, if in fact you guys vote it through, thank you.

Mr. DeMio – I think Kelly asked the appropriate question about the restriction. Our law director could possibly explain, if anyone else comes up, what the process of planning is; and our representative is Matt Schonhut who sits to my left, your right. He is keen on keeping things together for that as well. So Matt is also a gentleman that you need to talk with, if you choose to talk to him. Do you mind giving him an idea of what planning does?

Mr. Jamison – Sure, tonight if it goes forward, this is just to rezone it; so this isn't about the actual development or the final proposal. Essentially, the property owner will have to come back to the city; particularly, the architectural review board and also the planning commission, to get approval for the design, for the layout and to make sure that it complies with anything that's out there like a deed restriction or any other kind of requirements that are imposed by our local ordinances. This is just a first step in the process. To ensure that everything is adhered to, there will be a process that goes forward from here. This is just to rezone it, this isn't giving the final approval for what might go in there down the road. That's going to take place as the owner comes forward with plans and proposals, and those have to be reviewed by the appropriate departments and then go through the process.

Mayor Perciak – If I may Mr. President, counselor, you really need to sit and talk with your builder and make certain when that property is conveyed, that restriction is in there. That will safeguard you and it will be available in its public record. We have to make certain that whatever corporation is going to be conveying that that restriction will be there. I think that's what Kelly alluded to earlier. That is something that really you need to get with your builder about and make certain that's there and voice your concern to him.

Mr. Teuscher – I met with him today in fact.

Mayor Perciak – Good, who did you meet with?

Mr. Teuscher – Roger.

Mayor Perciak – Okay, I will make sure I give him a call in the morning.

Mr. Teuscher – Please do, thank you for your time, thanks Kelly.

Ms. Roff – Matt has his card if you want to forward it.

Mr. DeMio – Is there anyone else that would like to come up?

(No comments)

Hearing no further comments in regard to this matter, Council President DeMio closed the Public Hearing on said Ordinance.

PUBLIC HEARING (cont'd):

Ordinance No. 2019-093 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 19132 TEMPLE DRIVE (PPNs 393-19-016 and 393-19-017) IN THE CITY OF STRONGSVILLE, FROM OB (OFFICE BUILDING) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION. *First reading and referred to the Planning Commission 05/20/19. Favorable recommendation by the Planning Commission 05/23/19. Second reading 06/03/19. Public hearing 07/15/19.*

*Mr. DeMio invited anyone wishing to speak **IN FAVOR** of the Ordinance to approach the podium and address Council.*

Mr. DeMio – We will do the same process as the other one. Those that are in favor, I need you to come up and just for a bit of history, this was the old classification that changed and now is going back to the original classification several years ago. I think Mr. Schonhut and Mr. Carbone were aware of that at the time, and Mr. Short. If you could come on up; I know who you are. I do need you to please state your name, first and last, and please give me an address.

Mark Doumbas, 33200 Electric Blvd., Avon Lake, OH: Hi, my name is Mark, last name is Doumbas. I am in management with Relentless Recovery, Inc. The corporation owns the property at Temple Drive. As Mr. DeMio just indicated...

Mr. DeMio – We need your address.

Mr. Doumbas – I'm sorry, my current address is 33200 Electric Blvd., Avon Lake, OH, 44012. We're sort of going back and forth here as Mr. DeMio indicated. Prior to it being zoned to a business use, it was a public use facility, as I'm sure most members of council are aware. It was a church or a masonic temple. It's been its origination and what it has been for years. Relentless purchased the property with the intentions of making it a corporate headquarters. Obviously with corporations, directions change, things change; so despite the fact that the company put \$160,000.00 into the property to make improvements...roof, HVAC system, electrical, drywall and so forth, the decision was made to go ahead and put the building up for sale. Of course, this purchase agreement was conditioned on this rezoning. Without the rezoning there's no purchase agreement. As a note too as well, we did have three other inquiries about the property and offers and they were all for public use or church facilities. We would hope given the nature of what the building is and what it's been that you would see fit to honor the planning commission's recommendation and go ahead and approve this rezoning, thank you.

Mr. DeMio – Does council have any questions at all, because he is the main conduit to the questions.

Pastor Joseph Colini, 8160 Day Drive, Parma, OH: Pastor Joseph Colini, 8160 Day Drive, Parma, OH; and I have my wife with me. She is a huge help to me. We're just excited to get things going. We're a small Christian church and we just stick to The Holy Bible and that's about it. We plan on going in there and renovating it; making it nice and we're honored to be a part of Strongsville.

Mr. DeMio – Anything from your wife?

Rhonda Colini, 8160 Day Drive, Parma, OH: I just wanted to repeat what...my name is Rhonda Colini, same address as my husband. Same thing, I just wanted to support my husband in just whatever he is doing. We are just excited to be a part of this city as well.

PUBLIC HEARING (cont'd):

Mr. DeMio – Thank you so much, did you get that name?

Mr. Colini – I do want to say something real quick; I just wanted to show my appreciation for this whole process here. When I first got here, to this meeting, right here, I was intimidated just by the presence of everything. When I saw everyone say a pledge of allegiance to the flag that really touched my heart; and I saw The Bible...the officer was sworn in on The Bible; I thought that was just awesome. It really warmed my heart. And the young boy that was volunteering...it made me feel warm. I felt less intimidated and I just felt welcomed.

Mr. DeMio – Thank you, we appreciate you coming, we really do.

Ms. Roff – You will keep the same building that is there?

Mr. Colini – I'm sorry?

Ms. Roff – You will keep the same building?

Mr. Colini – Yes, that's correct.

Ms. Roff – That was all, and thank you, I'm glad you felt comfortable; it is intimidating...on both sides.

Mr. DeMio – Is there anyone else here for the project? You have something else Mark?

Mr. Doumbas – One last thing, I think it's due to humility, but Pastor Colini is also an optometrist. He has two practices located, I'm not sure where they are located but...and he also...again, I know this is a public hearing, but he's also investing a significant portion of his own funds to help this project go forward. I thought that was important for you guys to know...his dedication.

Mr. DeMio – Thank you so much, I appreciate it.

*Mr. DeMio then invited anyone wishing to speak **IN OPPOSITION** of the Ordinance to approach the podium and address Council.*

(No Comments)

Hearing no further comments in regard to this matter, Council President DeMio closed the Public Hearing on said Ordinance.

REPORTS OF COUNCIL COMMITTEES:

SCHOOL BOARD –

(No report)

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Short:

Mr. DeMio – Mr. Short is unavailable. He will gladly report the business of Southwest when he returns.

REPORTS OF COUNCIL COMMITTEES (cont'd):

BUILDING AND UTILITIES – Mr. Patten: Thank you, Mr. DeMio, no ordinances or resolutions this evening. I'd be happy to take any questions if there are any. If not, then I will close my committee.

COMMUNICATIONS AND TECHNOLOGY – Ms. Kosek: We have no ordinances or resolutions on the agenda for Communications and Technology but I'd happily take any questions.

ECONOMIC DEVELOPMENT – Ms. Kosek: Just before the July 4th holiday, we set the new advisory boards that I mentioned at the previous meeting. We have a technology advisory board, an industrial advisory board and a retail advisory board. The council member sitting on each advisory board is going to select a meeting date with the board. The plan will be for those advisory boards to meet before September. We initially had July 29th set as the next economic development meeting; but I am cancelling that meeting and actually, the industrial advisory board will be meeting that day. I will be sending that information out and then we will be providing dates for the other boards to meet. If anyone has any questions about the advisory boards, feel free to reach out to me; or if you have any interest in serving on either of the advisory, particularly retail...retail is pretty full at this point, but we could definitely use some folks for the industrial or the technology board. That's all I got, thank you.

FINANCE – Mr. Carbone: Yes, I have Resolution No. 2019-124; this is requesting the fiscal officer of the county to advance certain funds both for our general operating and special assessments to the city. The recommendation here is going to be to suspend and adopt. That ends my report.

PLANNING, ZONING AND ENGINEERING – Mr. Schonhut: Thank you, Mr. DeMio, a few ordinances and resolutions tonight. First and foremost, Ordinance No. 2019-092 which is the rezoning for the property on S.R. 82. Kelly, I'm sure that you want to see something probably in writing to help Mr. Teuscher and some of his residents; I hope I pronounced your last name right. Close enough, people butcher mine all the time so it is what it is.

Ms. Kosek – Yes, I think that we should just...

Mr. Schonhut – I'm sure you want to see something for that so if you don't mind working with Kelly on that and then hopefully we can get that moving forward as soon as possible. Ordinance No. 2019-093 is the one we just heard for Temple Drive. I know nobody objected to that. Gordon is not here tonight which that is in his ward. I do not know if Gordon has been approached with any concerns at all. Does anybody...?

Mr. Jamison – He has not expressed any concerns to me.

Mr. DeMio – Nor myself, can we take a step back, Kelly, what do you want to do on Patel?

Ms. Kosek – I think that I'd like to just make sure that we're buttoned up on the issue that Mr. Teuscher had and then we can move forward, hopefully before the September...I would hope we could do that. Maybe there could be a special meeting or something to get that voted on; but I think it would be appropriate to see what that deed restriction...

Mr. DeMio – Okay, so we'll make that a first reading then...or third reading, excuse me. Temple Drive, I believe we're good to go with. Jim? Kelly? Matt, you good on Temple Drive, the church? Ann? So we'll vote on the church then, the Temple Drive.

REPORTS OF COUNCIL COMMITTEES (cont'd):

Mr. Schonhut – Next is Ordinance No. 2019-117; this is a traffic signal upgrade project here in town which is long awaited and much needed. Every traffic signal here in town is going to be upgraded to help traffic flow, hopefully significantly better than what it does right now. This project will be started hopefully next year. Is that correct Ken, next year?

Mr. Mikula – It should start this fall.

Mr. Schonhut – It's \$5.651 million dollars. We're going to get some help from the State with that. It's much needed here in town; it's Peram Electric. I ask that we suspend and adopt that tonight to get that moving. Ordinance No. 2019-118 is recording of the plat for Pine Lakes Crossing No. 2. I know Mr. Patten addressed some concerns with that over there with the developer. We ask to suspend and adopt that tonight. Resolution No. 2019-119 is the sister ordinance of that; accepting the dedication of certain streets for that phase. Suspend and adopt that tonight too. Mr. Teuscher, you brought up a point that hits home of green space and trees. We just passed a master plan here in town that once we get back from our August recess that we'll start really diving into and figuring out how to correct some of the issues that we had and the one project that you brought up specifically on S.R. 82. Nobody sitting up here tonight voted in favor of that project, so I think the community spoke in regards to that too. Those are things that I'm sure we'll work on moving forward here. That is all that I have for tonight Joe unless anybody has any comments or questions.

PUBLIC SAFETY AND HEALTH – Mr. Short:

Mr. DeMio – Mr. Short is not available today. I don't know if either of your chiefs have anything interesting to say mayor, or yourself, on public safety. I don't think so, so we'll run through that.

PUBLIC SERVICE AND CONSERVATION – Ms. Roff: I have Ordinance No. 2019-120 and this is for the mayor to enter into a contract for recycling. These are bins, the actual bins that are on properties, the green bins that we actually get money back from. We're not paying for it. The recommendation there is to suspend and adopt. Ordinance No. 2019-121 will be put on first reading. We need all 7 votes, voting members, for this ordinance to be read. Ordinance No. 2019-122, this is an ordinance for the mayor to go into contract to buy a front axle cab that goes along with Ordinance No. 2019-123. These are to go into the sanitary sewers if there is a clog and de-clog it, which is obviously an important piece of equipment. The one we have is obsolete or close to it because of the condition of it. The other we have would be used as a backup to this; suspend and adopt are the recommendations for that. These are used every day and then also used for emergency purposes. Suspend and adopt are the recommendations on both of those.

RECREATION AND COMMUNITY SERVICES – Ms. Roff: I do not have anything for Recreation. We just wanted again... or Bryan, do you want to announce? We sent out over the internet a voting process for our movie night for the movie Dumbo Live Action, or How to Train Your Dragon. Dumbo did win so that will be the movie that will be shown at our movie night over on Lunn Road at the SFL football field. It will take place right on the football field for seating. We'll have food trucks, balloon animals and face painting, 2-3 inflatables and that will all start at 6:00 p.m., and then the movie will start at dusk. It's pretty exciting, come one come all please.

Ms. Kosek – August 2nd.

Ms. Roff – What did I say?

Ms. Kosek – I don't think you said a date. I just wanted to make sure everybody got that information.

REPORTS OF COUNCIL COMMITTEES (cont'd):

RECREATION AND COMMUNITY SERVICES – Ms. Roff (cont'd):

Ms. Roff – August 2nd, it's a Friday night. Because it's a Friday night, we definitely want to be sure that the food trucks are there right at 6:00 p.m. for feeding purposes. You're welcome to bring in your own food and drink if they would like to, non-alcoholic drinks.

Mr. Bogre – The event is free as well.

Ms. Roff – And free of charge. All set, anything else? Bryan worked hard in getting a lot of this stuff set up that Kelly and I kept adding extras on. He worked with us every time we threw an extra over... "Can we get this? Can we get that"? We turned a movie night into something a little bit bigger than what we were supposed to and Bryan was very cooperative with finding these items to add on for us to make it fun for everybody. We know that some kids won't be able to make it till dusk for a movie at certain ages so that will be fun for younger kids and then for any kids that are able to stay for the movie. That's all I have unless anybody has any questions.

Mr. DeMio – Thank you so much, good job on the movie night Kelly and Ann and Bryan, thank you so much for putting everything together. Mayor, thank you for us allowing to get this done so this can be an old but new event again I should say. It's something we used to do and hopefully it is as equally as successful even beyond. Thank you again for all your help.

Ms. Kosek – I just want to thank Matt Patten for being really helpful in helping us figure out some of the logistics of how it works and for everybody on council being supportive of us having this family event. I think the community has said this is something that they want and we are really excited to see everybody out enjoying a movie under the stars. I hope we'll see you all there.

Ms. Roff – And just to note the movie is fun for everybody, not just kids.

COMMITTEE OF THE WHOLE – Mr. DeMio: We have three pieces of legislation tonight. The most important is the last one, our recess in August. I don't know if we'll really have a recess this year but we have to officially do that in resolution form. Then the two Southwest General agreements with the rec center; and the mayor pointed out what Bryan has done here. Mayor, I would like you to share with the audience and the folks that are listening what you said to us in caucus if you could.

Mayor Perciak – Bryan Bogre, the director of the recreation center here in this City of Strongsville has done a lot of wonderful things over the years but he has also, again, stepped to the plate and is working very closely with Southwest General for a program that they are going to bring here to our rec center, a physical therapy program. At the same token, there's two components to that and the city will be reimbursed for both of those components. What's more important is what goes on there on a day to day basis. When you actually walk in and review everything from the pool to the senior area in some size, shape, way or form that falls under the direction and the leadership of Bryan Bogre. He does a great job. The people that report up to him are courteous. The number of members we have at the rec center...let it be known that rec center not only serves the City of Strongsville, but the members are from other communities that do not have a rec center. Job well done and thank you.

Mr. DeMio – Thank again, this is Bryan Bogre night apparently, good job. I know Mr. Walker is jealous because usually he gets all the thank yous; but today, it's Mr. Bogre. So thank you so much, and again, with council as a whole everything will be suspension and adoption under that committee.

REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:

MAYOR PERCIAK: Just one thing, I want to remind everybody, Wednesday through Saturday is our annual Homecoming here in the City of Strongsville. Wednesday, the parade begins promptly at 6:30 p.m. and will proceed south up to The Commons. As of now, I've been told that there are approximately 93 floats in the parade. I can assure you, on behalf of our police department and our fire department, all necessary safety measures are going to be taken. We will make certain that this is a very safe event; so please follow the instructions of our police officers and all of our safety officials that are going to be there. Charlie, anything else that we should add?

Mr. Goss – No, that covers it mayor. Everyone just be patient, be alert, and we'll have a good time; but safety is No. 1.

Mayor Perciak – Weather, they're saying that there's supposed to be rain and everything else. I would advise you to check with the Chamber of Commerce as far as to the parade time. We're scheduled for 6:30 p.m. Usually, the parade goes off rain or shine; but should there be some inclement weather, lightning and things, we'll have to reassess that. That call will be made by our safety forces. That ends my report.

Ms. Roff – I'll watch for a rain delay...if anything...20 minutes per...

Mr. DeMio - We're good, they'll take care of that Ann...don't you worry. Charlie Goss is all set to go and Chief Fender...I'm including Draves today.

FINANCE DEPARTMENT – Mr. Dubovec: Thank you Mr. President, funds are available for all ordinances and resolutions on this evening's agenda requiring certification of funding. I would also like to report that the city's financial report audit has been released and it's available on the city's website for anyone that would like to review it. Its 184 pages of a lot of good information. The city's PAFR is also available on the city's website which is a condensed version of the CAFR which is about 16 pages. That ends my report, thank you.

LAW DEPARTMENT – Mr. Jamison: All ordinances and resolutions are in proper legal form. That concludes my report.

AUDIENCE PARTICIPATION:

Mr. DeMio – We will go in order of the sign-in sheet. Let me get my glasses again. Kerry Stach, why don't you come on up please.

Kerry Stack, 30401 Oakwood Circle, N. Olmsted, OH: Good evening, my name is Kerry Stack. I live at 30401 Oakwood Circle, North Olmsted. I'm here again today to discuss the puppy mill probably that you guys are having in your city or rather the institutions that are facilitating the puppy mill problem; specifically, Petland and Tom Collins's Pick of the Litter. Previously, we have offered information that indicates that he is indeed a puppy mill broker. We used information from the newly passed State Bill 506 that he is indeed a puppy mill broker as they have defined in that. I do believe that Neal Jamison had looked up that last time, the law director, and was able to concur. Now, just a little bit more information, soundbite from after the last time we were here was October 1, 2018-soundbite from Tom Collins, "I don't get puppies from puppy mills." However, during the same soundbite, when asked about a puppy wearing a makeshift splint on his leg, Collins explained he received the puppy from a breeder and its bone was bowing out. After taking it to the vet, the puppy chewed through the splint so Collins made his own splint out of electrical tape.

AUDIENCE PARTICIPATION (cont'd):

Ms. Stack (cont'd) - Bowing out legs is indicative of a dog who spent his entire life in a cage or a dog who has not been given proper food. Either he is getting dogs from breeders or he's getting them from puppy mills and there is no in-between. If he is getting them from puppy mills, I believe that Law Director Jamison said last time under H.B. 506, you guys are impotent to do anything. I'm here to say you guys are wrong. H.B. 506 specifically applies to any civil penalties and it is under their civil jurisdiction. H.B. 506 does explain exactly what kind of penalties, what kind of laws... Ohio law H.B. 506 cage space, "Sits 6 inches higher than the tallest dog's head, floor space, length of the dog to the tip of the tail plus 9 inches squared times 2." I'm sure there is somebody here who could do the math for me. I'm not doing that for you guys. And for dogs below, that would be, "15.2 square feet...exercise daily of at least 30 minutes...given opportunity for mental stimulation and socialization; and run at full stride during daylight hours." As you can see, this is not happening at Pick of the Litter (*Ms. Stack shows a poster*). Does anybody else want to see what's going on there? Now, that's what H.B. 506 has to say about things. That is civil and that is under their jurisdiction. Now, according to your laws that council has passed already, Section 618.05, Cruelty to Animals in General, "No persons shall keep animals other than cattle, poultry, fowl, swine, sheep or goats in an enclosure without wholesome exercise and change of air. Whoever violates this Section is guilty of a misdemeanor of the second degree." That is not civil, that is criminal. You are not as impotent in this fashion as you guys have been claiming. Nothing has been done so far. Your city is better than this. Your city is better than the puppy mills and you guys are kind of giving off a really bad vibe. You're letting this go on. It's easy to fix. There are criminal liabilities at stake here and I can go on and on. You have listed one of the things that H.B. 506 says is a civil matter, you've listed it three separate times as a criminal matter; so I feel something needs to be done immediately. With regards to puppy mill rescues, as Tom Collins has claimed, he is a puppy mill rescue, or he rescues dogs from puppy mills. He doesn't rescue, he is a for-profit, he is not a 501c3. A puppy mill rescue should encompass two basic elements, a bad breeder being shut down and a one-time removal of the animals. He is a broker, he is perpetuating this misery cycle. I am asking council to look into this again. Animal Control Officer Chuck McCleary has been called out 21 times in the past year for animal rights issues. He has found nothing. I'm curious how somebody can be called out there 21 times. If health food officials were called out to a restaurant 21 times, even if they found nothing, would you eat there? I do believe that we need to have a closer look just based on the exercise, the confinements and the animal cruelty that is going on under your own revised codes, thank you.

Mr. DeMio – Thank you so much for coming. I think there's Cara Hupp.

Care Hupp, 3471 West Sprague Road, North Royalton, OH: Good evening ladies and gentlemen of the Council. My name is Care Hupp. It's C-A-R-E...

Mr. DeMio – Oh, it's an "A." Okay, I got it. Okay, thank you ...

Ms. Hupp – Middle initial A. Last name is Hupp. H-U-P (as in Paul)-P (as in Paul)...

Mr. DeMio – Here you go. You got me...

Ms. Hupp – As you also kindly...

Mr. DeMio – And you're address please.

Ms. Hupp – Is 3471 West Sprague Road. North Royalton, Ohio.

Mr. DeMio – Okay, thank you. Go right ahead. And again, just try to do it within five minutes. It will start right now. Thank you.

AUDIENCE PARTICIPATION (cont'd):

Ms. Hupp – I cannot speak to law, as that is not my area of expertise. Ladies and gentlemen of the Council, I'm actually an RN. I work for one of the largest healthcare facilities here in our county. We are a county healthcare facility. We will leave that name out of it; however, being a registered nurse I do have access to CDC and current health information, actually, Nation Institutes of Health, the US National Library of Medicine. Being on January, 2006 or I'm sorry, 2016, effected a total of 118 people in 18 states. Including 29 pet store employees. 26 hospitalizations. Fortunately, there were no deaths. The article continues to say that as the CDC investigates the epidemic, laboratory and trace back evidence to indicate that puppy mills from Petland, specifically, Petland and five other pet store chains were the source of the outbreak. Through the investigation, is now complete, and it has been confirmed that this infection is a multidrug resistant campylobacter transmission to employees and consumers alike. This infection is one of the most common causes of diarrhea and illness in the US. Affecting an estimated 1.3 million people each year. Many of these come from consuming raw or undercooked poultries; however, the dog association infection rates are now reaching the millions. Though frequently, go unreported. People can get infected through the fetus of the ill dog and/or urine or saliva. Through the multistate investigation conducted by the CDC, local state health and agricultural departments, there was strong evidence linking the outbreak to the dogs and in total, 105 of the 106 individuals could be traced back to dog exposure. Including 101 who had contact with pet store puppies. Every time you go to SouthPark Mall, with your children, your grandchildren and they see those dogs, where do you think they're touching? What are the first thing children do? They will touch an animal and then they touch their face. They touch their mouth. They touch their eyes. They touch their nose. Continuing with the CDC's report, 92 of these patients were reporting buying or having contact with a puppy at Petland pet stores. 92 of the affected individuals. The investigators stated, "This indicates the dogs probably became infected before reaching the stores." The link between the human cases and the pup exposure was backed by whole-genome sequencing. The campylobacter isolates from patience and puppies. The results revealed three different groups of human and puppy isolates; which were closely related genetically suggesting likely transmission from dogs to humans. The issue with this is these are multi-resistant drug infections. They showed resistance to, as most commonly called, your Z-Pak, Azithromycin, Cipro, Clindamycin, Erythromycin, Nalidixic Acid, Terramycin and Tetracycline; which are all first line opinions for treating these infections in humans. The easiest way to prevent these infections is cleaning the area that the dogs are kept. There is no way that Petland or Pick of the Litter can be cleaning the cages as fast as a puppy, as any of us know that have ever had a puppy, may have an accident in their cages. Which means the shavings that Pick of the Litter uses would need to be changed consistently and the aquariums that they are keeping these dogs in would need to be disinfected repeatedly, almost hourly throughout the day. To get a better sense of why these infections were drug resistant, the investigators visited 20 pet stores in four states; Kentucky, Ohio, Pennsylvania, and Wisconsin and collected antibacterial administration records for all 154 puppies. Of the 149, they all had received more antibiotic courses before arriving at the store. Notably, 78 had received antibiotics prophylactically. When we give antibiotics prophylactically, we end up with multi-resistant infections. They do not respond to our common antibiotics that we have. We are creating superbugs and by allowing this to be rolling around our mall, where your children, your grandchildren and yourselves visit frequent. You eat there. I see people at the mall all the time. They drop something. They just reach down and pick it up. The best way to actually combat this is handwashing. Minimum of 30 seconds with warm water and soap. You cannot do that when you're...after picking up a puppy and playing with it. By the time you get to the restroom, you have touched everything else.

Mr. DeMio – I know...

Ms. Hupp – Thank you for your time.

AUDIENCE PARTICIPATION (cont'd):

Mr. DeMio – So much. Appreciate you coming up here. And then, Mary Lou Speraddio. Come on up. Mary Lou, I know you know the routine. Name, address...

Ms. Speraddio – Yeah...

Mr. DeMio – Try to make within five minutes...

Ms. Speraddio – Get this lower. Yes...

Mr. DeMio – Thank you.

Mary Lou Speraddio, 2260 Par Lane, Willoughby, OH: Thank you. Mary Lou Speraddio S-P-E-R-A-D-D-I-O. I live at 2260 Par Lane in Willoughby, Ohio. I'm reading a statement prepared by Amanda Winkelman, who could not be here tonight. The statement is: I purchased a Chihuahua from Pick of the Litter back in 2014, I believe. The owner of course discounted him down to a \$1,000.00 if we paid cashed; so, he didn't have to claim the sale. In addition, my Chihuahua was AKC from a former breeder in Strongsville who was friends with the owner. My Chihuahua has degenerative disk disease in his neck and will eventually have to be put to sleep over it. He has luxating patella from bad breeding. Lastly, a few years back, one of the idiot workers posted on FaceBook that their dogs are from the local Amish breeders; which are obviously puppy mills. I hate this place so much. End of statement. I just have two things to kind of add. One is, I'm sure someone in Strongsville is tasked with the responsibility of making sure of the safety and welfare of the animals in the City. I'm also sure that someone is tasked with the responsibility of making sure that anybody who makes a purchase in Strongsville gets a fair and honest experience. I just don't understand if those two things were in place, what happened; because it seems like this person was failed as was the animal in both of these in this one transaction. Thank you very much for you time.

Mr. DeMio – Thank you. Do you need the statement or are you good? Can you just do me one favor, madam. Are you good with the spelling? Everything good? You're good. Thank you. No you're good. You're good. Is there anyone else who would like to come up? Neal, you know...

Mr. Jamison – Yeah, I'd just like to respond to a couple of the statements. Particularly by Ms. Stack. She's correct. She and some others were here, back in October of last year. What I did say at that time is that Senate Bill 331 had been adopted by the Ohio legislator where they enacted Chapter 956 of the Ohio Revised Code. In specifically, Section 956.23 of the Revised Code provides that the State of Ohio has preempted or taken over the regulation of every pet store in the State of Ohio. This was done a couple years ago. That local ordinance that Ms. Stack referred, we no longer have the ability to enforce or use that because the State in their power has determined that the regulation of pet stores is a statewide concern. On that level, it is really the Department of Agriculture and its Director that is responsible for regulating and monitoring these stores. She also brought up House Bill 506. Essentially that directed on relation to high volume breeders. The Director of Agriculture, again, to develop all these rules and administrative regulations as it relates to individuals who partake in that kind of activity. She related that there is a civil penalty that is involved. That's the State of Ohio that has the ability to impose that. The Director of Agriculture. We do not have that power. That is with the State of Ohio. Again, like I said last fall, this is a statewide concern that you need to address with the Department of Agriculture. With the individuals down there. With you State Representative. Your State Senators. To, if you feel that the laws need to be tweaked or if you need that Department of Agriculture is not doing enough. Again, we've been preempted or this power has been taken away from us. It hasn't changed since last October. House Bill 506 did develop a set of regulations; but it was really directed to the Department of Agriculture, not to us. The Director of Agriculture has the ability to impose civil penalties if he or she feels that they are appropriate.

AUDIENCE PARTICIPATION (cont'd):

Mr. Jamison (cont'd) – Again, you really need to direct your energy and your attention to the State of Ohio. We don't have that power anymore to do anything about it. That being said, I did relate last October that prior to that our Animal Control Officer had been there, I believe in 2018, 21 times and by his review, didn't see anything. Understand, he's going there for a different purpose. He's not going there to enforce the State code or the State Administrative Regulations. I don't know what the statics are between last October and now; but again, we understand what you're saying; but, the energy and the impetus has to be directed to the State level. They have decided to take this over. They did that two years ago. Thank you Mr. Chairman.

Mr. DeMio – To make it crystal clear, we as a body here, cannot go any further with that enforcement. The State Code has passed, is that corrected?

Mr. Jamison – It's up to the State of Ohio. We have no ability.

Mr. DeMio – Okay. Alright. Is there anyone else that would like to come to the podium that has not previously been up? You're more than...sure. Absolutely and I think you've heard it. Name, address. Spell your last name...

Norbert Ritzmann, 19268 Idlewood Trail, Strongsville, OH: Norbert Ritzmann, R-I-T-Z-M-A-N-N. 19268 Idlewood Trail...

Ms. Pientka – I can't hear him.

Mr. DeMio – Pull the mic up just a little bit. There you go...thank you.

Ms. Pientka – Can you just repeat...

Mr. Ritzmann – Norbert Ritzmann. 19268 Idlewood Trail. Been a resident here for 36 years and a member of the recreation center and the beautiful walking trail in the back and the nice green space. The reason I am here is, there was very little transparency in reconfiguring some of the walking trails out there. I think the whole decision making process was not transparent at all and it seems to me a little bit disproportion to considering there are so many hikers out there versus, this is almost a tabloid story, versus a homeowner that on the periphery or the edge of this beautiful green space. Speaking of green spaces, there are not too many Strongsville owned green spaces. You have a lot of baseball places; but, not real green spaces that have easy access. It's a little green jewel. In fact, because of the controversy, I took some of the elder Statesmen in our Ward 2 to look at what a nice place this is. People who've lived here for 20, 30, 40 years, said, "Oh my goodness! We didn't know about this." Okay? End of the good news; but, I'm really, very disappointed on the lack of transparency and I repeat that...

Mr. DeMio – When you say transparency, do you mean we don't get the word out?

Mr. Ritzmann – Well no. I contacted management at Parks and Recreation and two weeks into my issue, because the homeowner came out and said, "You have to stay away from here. You're effected our children's lives," or whatever. That was a big surprise. Shortly thereafter, the trail, the main trail passing far away from the break wall; which is his boundary line said, "You have to stay away from here at least another 20 feet," even though there was an established walk. Even a trail, even before that house was built in 2010 or 2011. This went on and some of our hikers had to remove barricades, heavy timber within that main trail in order to walk. Okay? So, that was a big mystery for a while; but, then it kept repeating and we said, "Aha! It must be that homeowner; because, the barricades are in front of his house." 17797 Falling Water, okay, now, it's the house on the hill.

AUDIENCE PARTICIPATION (cont'd):

Mr. Ritzmann (cont'd) – It's a nice property; but in this case, maybe the law should be blind when it comes to privilege; but I will characterize it as short sighted. The law was perhaps. Anywhere that's where we are; but, to my surprise after Parks and Recreations said we're sorry we forgot about it. This was two weeks into my request. Something is wrong here. Our group of hikers had to remove barricades three times in a row. Starting in late April, early May. Two weeks after that response, we forgot about it. I just let it rest for the moment. Two days later, there was a sign at the end of one trail, "End of Trail. \$250 fine. 6 months in jail." Suddenly, just like that. About 80 feet away from the playground this homeowner has. The tabloid story continues, so now, I left a message with Parks and Recreation and no response; but, the following day, Parks and Recreation called back and said, "You know what? We're going to send..." and I'm going to name a name, Jen, who always does a nice job, Frontino or...

Mr. DeMio – Milbrandt?

Mr. Ritzmann – No, Jen Frontino...

Mr. Jamison – Milbrandt?

Mayor Perciak – No.

Mr. Ritzmann – No, no. It's Frontino. Sorry, Ann will probably know the name.

Ms. Roff – Ms. Milbrandt was who was with us there today.

Mr. Ritzmann – Okay, I misspoke the name then; but, in any case, the Director said that person would go out and clean up the trails and put new signs up. Misrepresentation; because I thought the obstacles would be removed permanently and forever and new signs put up; which needed replacement anyways. Well, to my surprise, there was a crew of three young women raking new configuration and the old trails were obliterated and so and so; so a good chunk of park property or reserved property was eliminated and three trails were curtailed and that's the way it stands now. We had a meeting this morning, the four of us, Ann Roff, the Director and what was the name of the other person...

Ms. Roff – Ms...

Mr. DeMio – Jennifer Milbrandt...

Ms. Roff – Jennifer Milbrandt...

Mr. Ritzmann – In any event, okay, so anyway we had our discussion and it was amicable meeting and of course in their eyes, it seemed to be a done deal; but it's really a disservice because this trail has been use, or trails have been used for more than 10 years. Even before the house was built. Any complaints by the homeowner that people are going across his property steam from, I believe, and I can't prove that but sometimes, you see younger people moving diagonally across the reserve; but that's a short cut to them. Of course they would probably utilize part of the driveway. They have to go across the creek next to the pool then head up there. No where will the hikers very interfere or even effect their children welfare.

Mr. DeMio – So, Ann...

Mr. Ritzmann – It's kind of a crazy situation and end of my story...

AUDIENCE PARTICIPATION (cont'd):

Mr. DeMio – Ann, is there a disposition in this?

Ms. Roff – The trails that we're speaking of, some of them you can see some of them we're trails. Some of them, a lot of debris from falling trees, trees that were possibly diseased and cut down...

Mr. Ritzmann – Well you know, excuse me for interrupting...

Ms. Roff – I know what you're speaking of is...

Mr. Ritzmann – All the debris there was put there. This did not come from (unintelligible) and I'll tell you why Ann; because all the hikers are responsible for cleaning up after high winds and we all do that. There is no issue with dog business out there. Anything you see there, with very rare except was...

Mr. DeMio – Okay, Ann...

Mr. Ritzmann – Manmade obstacles...

Mr. DeMio – Alright, so. Would you? Go ahead Neal.

Mr. Jamison – Let me step in. Number one sir, this is city property, okay? So really, you shouldn't be on city property doing anything; because that could be a situation where you could be, we could be liable for that. If you see an issue on that trail, you should contact the Director of Parks and Recreation...

Mr. Ritzmann – That's what I did. That's what I did.

Mr. Jamison – I know; but you said you were out before...

Mr. Ritzmann – No, no, no...

Mr. Jamison – Doing it on your own...

Mr. Ritzmann – When a branch falls down, during high wind...

Mr. Jamison – Well, let me finish please; because I listened to you...

Mr. Ritzmann – Okay. That was my only characterization of the issue...

Mr. Jamison – So, the other thing is, you talk about lack of transparency. On multiple occasions you've been in contact with the Director of Recreation. I know you spoke Ms. Roff. There is nothing not transparent in this. You've had certain concerns, the homeowner that abuts this has had certain concerns and so what we've done is cleaned the trail up so you can continue to use it. It might not be the trail you want...

Mr. Ritzmann – It was never, it was never cleaned up. The debris is there and the trails were immobilized, not usable.

Mr. Jamison – So, we've had people out there addressing it...

Mr. Ritzmann – That is what I characterize as lack of transparency.

AUDIENCE PARTICIPATION (cont'd):

Mr. Jamison – Well, that's all I have to say.

Mr. Ritzmann – And I repeat, if the Director of Parks and Recreation tells me that he's going to send somebody down there to clean up the trails that was not the case. A crew of young women was put out there that raked new configurations to all the trails. In fact those new revisions went across old trails. They're still clearly visible if one would put the barricades away that were put down by the homeowner. I don't call that transparency, sir.

Mr. DeMio – Ann, do me a favor. Just...

Ms. Roff – So the trails that were raked, some of them, bear with me, are still part of the old trails. Yes. There were some detours that were taken to move it a little bit away from the property line. It could be a good neighbor's faith or maybe just not really knowing exactly where all the trails were. The raking and stuff they did was a beautiful job. The trails...

Mr. Ritzmann – Absolutely; but they were all new trails and the only way...

Ms. Roff – Can I finish...?

Mr. Ritzmann – To move across the existing ones was when they crossed them. About two feet by three feet square...

Ms. Roff – I understand...

Mr. Ritzmann – All those rakings were brand new trails that snaked a crossed all the existing ones...

Mr. DeMio – The only thing I can ask...

Ms. Roff – Not all; but...

Mr. Ritzmann – All of them.

Ms. Roff – Part of the trails that we're talking about that are not raked, do have debris on them. It seems there is debris all over, yes...

Mr. Ritzmann – Exactly. Those were the original ones. Yes. That still exist and those were put in by people.

Mr. DeMio – Okay, so this what I'm going to do, Ann, we have a Council of the Whole meeting next week. Update us find out if there is anything that needs to be resolved. If we can't resolve, the administration decides to do whatever they decide to do with the land. That's up to them. If there is any way we can help this gentleman, let's try to help him.

Ms. Roff – Oh, absolutely; but what we could...

Mr. DeMio – But we have, we have the rest of this agenda to do. We have to finish this...

Ms. Roff – What we can do is have Bryan bring some mapping next time; so we can kind of look at it...

Mr. Ritzmann – I understand the whole situation...

AUDIENCE PARTICIPATION (cont'd):

Mr. DeMio – Fortunately, we have to finish this...

Mr. Ritzmann – Absolutely. I just want to make one more comment. You know, it was done on a very civil way...

Mr. DeMio – I understand.

Mr. Ritzmann – I was open; but, I would repeat. The lack of transparency and it just doesn't exist. There was no communication. There was suddenly the homeowner darting out...

Mr. DeMio – Certainly...

Mr. Ritzmann – You have to stay away from here.

Mr. DeMio – Certainly your communication is here. Ann's here, our directors are here. The mayor's here. Kelly, I know helped in this matter too.

Ms. Kosek – I just want to thank Ann for going out; because I wasn't able to be at the meeting...

Mr. Ritzmann – Thank you. Yeah...

Ms. Kosek – As the chair...

Mr. DeMio – But we have to...

Ms. Roff – Everything was very civil out there. It was a nice walk. I was a little warm and a little more than my exercise level; but...

Mr. DeMio – Ann, we have to continue...

Ms. Roff – No, you're fine...

Mr. DeMio – With the rest of this agenda. If you don't mind taking a seat. I'd appreciate it...

Mr. Ritzmann – I mean it's almost like a David versus Goliath story; but I thought it was a done deal...

Mr. DeMio – You're fine...

Mr. Ritzmann – But, I had to bring it up...

Mr. DeMio – It's not problem...

Mr. Ritzmann – Because I don't think it was...

Mr. DeMio – No, I appreciate you coming. Most people don't come...

Mr. Ritzmann – Thank you.

Mr. DeMio – Thank you so much. Is there anyone else that would like to come forward?

Ms. Radomile – I did not sign in...

AUDIENCE PARTICIPATION (cont'd):

Mr. DeMio – You can...

Ms. Radomile – But is that alright...

Mr. DeMio – Oh sure.

Ms. Radomile – If I come up?

Mr. DeMio – Oh sure. Absolutely.

Mr. Radomile – It will be very brief.

Mr. DeMio – That's fine.

Ms. Radomile – Five minutes are more than enough.

Mr. DeMio – Thank you so much. Just come on up. Your first name...

Ms. Radomile – My name...

Mr. DeMio – Yep, there you go...

Melissa Radomile, 13714 Northwood Road, Novelty, OH: My name is Melissa Radomile, R-A-D-O-M-I-L-E. 13714 Northwood Road, Novelty, Ohio 44072. This thing with the pet stores, puppy mill situation that I know you are probably sick of hearing; but they have no voices. We need to be their voice. I speak frequently to a friend at the Department of Agriculture and she has told me that she's been inundated by calls from concerned, just people and also from you all at the council level. Perhaps Chuck McClearly, himself, trying to decide, like they want the State to handle it. They don't think it's really in their wheelhouse to handle these things. What she's told me time and time again was that the city, on a local level is responsible to impose your own codes, whether they result in criminal infraction or a civil infraction. This is has nothing to do HB 506. This is just you, as a municipality. You are able to do so. Why you do not, or, I don't know. I don't know why Mr. McClearly can go there 21 times in a year and find nothing wrong with the conditions that they're in. I'm on a very friendly basis with some people at the Department of Agriculture; because, I reached out to them, saying I don't think Strongsville can do anything. Do we have to go to the State level? She told me absolutely not. We've even told Strongsville people that this is their local legislator and their local rules that have to come into play here. Not to be a broken record; but, I have spoken to them on numerous occasions and it seems like you send it to the State and the State sends it back to you. I don't really know what's what; but, I know what you're able to do on a local level, if you so choose.

Mr. DeMio – Whoever the friend is, Neal is the Law Director. Please have your friend call. Maybe they can brainstorm. Maybe there's something we can do.

Ms. Radomile – I would love to do that and Mr. Jamison...

Mr. Jamison – The State has never called us.

Ms. Radomile – Well, she's told me that she was inundated from call from concerned people and I'm jotting your name down, as I stand up here; because when I call her tomorrow...

Mr. Jamison – Have her call me.

AUDIENCE PARTICIPATION (cont'd):

Ms. Radomile – I would be glad to get a dialogue...

Mr. DeMio – That would be great...

Ms. Radomile – Going on between the two of you...

Mr. Jamison – If I can just say this, no one from the State has contacted us...

Ms. Radomile – No, she never said that they contacted you. She said she was contacted by Strongsville. She told them, it's on a local level. It's not on the State level.

Mr. DeMio – The correct phone number, 440...

Ms. Radomile – Oh, okay great.

Mr. DeMio – 3100...

Ms. Radomile – What is it dear, I'm sorry.

Mr. DeMio – 440-580-3100.

Mr. Schonhut – That's not his cell phone.

(Laughter)

Ms. Radomile – Well I didn't expect to get all that information; but, this will take me directly to you, Mr. Jamison?

Mr. DeMio – Ask for Mr. Jamison, they'll be directed to Law Department.

Ms. Radomile – Okay, I appreciate your time. Thank you.

Mr. DeMio – Thank you. Thank you so much. Is there anyone else who'd like to come before Council?

ORDINANCES AND RESOLUTIONS:

Mayor Perciak – The Directors are excused. You may leave.

Ordinance No. 2019-092 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN VACANT REAL PROPERTY LOCATED ON ROYALTON ROAD (PPNs 392-14-001 and 392-14-002), IN THE CITY OF STRONGSVILLE, FROM GI (GENERAL INDUSTRIAL) CLASSIFICATION TO SR-1 (SENIOR RESIDENCE) CLASSIFICATION. *First reading and referred to the Planning Commission 05/20/19. Favorable recommendation by the Planning Commission 05/23/19. Second reading 06/03/19. Public hearing 07/15/19.*

Placed on third reading and referred back to committee.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2019-093 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 19132 TEMPLE DRIVE (PPNs 393-19-016 and 393-19-017) IN THE CITY OF STRONGSVILLE, FROM OB (OFFICE BUILDING) CLASSIFICATION TO PF (PUBLIC FACILITIES) CLASSIFICATION. *First reading and referred to the Planning Commission 05/20/19. Favorable recommendation by the Planning Commission 05/23/19. Second reading 06/03/19. Public hearing 07/15/19.*

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-093 ADOPTED

Ordinance No. 2019-117 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE STRONGSVILLE TRAFFIC SIGNAL UPGRADE PROJECT (CUY-SR 42/82-0.00 and PID NO. 97602), AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-117 ADOPTED.

Ordinance No. 2019-118 by Mayor Perciak and All Members of Council. AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES ONLY THE PLAT OF PINE LAKES CROSSING NO. 2, PHASE 2 IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-118 ADOPTED.

Resolution No. 2019-119 by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE INTENT OF THE COUNCIL OF THE CITY OF STRONGSVILLE TO ACCEPT FOR DEDICATION CERTAIN STREETS WITHIN PINE LAKES CROSSING NO. 2, PHASE 2 IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Resolution No. 2019-119 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2019-120 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION TO THE CURRENT AGREEMENT WITH A RECYCLING COMPANY FOR SALE OF RESIDENTIAL AND MUNICIPAL RECYCLABLE WASTE PAPER AND CARDBOARD PAPER MATERIALS, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-120 ADOPTED.

Ordinance No. 2019-121 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR EMERGENCY REPAIRS AT THE CITY'S WESTWOOD DRIVE PUMP STATION, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

Placed on first reading and referred back to committee.

Ordinance No. 2019-122 by Mayor Perciak and All Members of Council. AN ORDINANCE REQUESTING PARTICIPATION IN AN OHIO DEPARTMENT OF TRANSPORTATION CONTRACT FOR THE PURCHASE OF ONE (1) WESTERN STAR 4700SF FRONT AXLE CAB AND CHASSIS UNIT, WITH APPURTENANCES, FOR USE BY THE SERVICE DEPARTMENT OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-122 ADOPTED.

Ordinance No. 2019-123 by Mayor Perciak and All Members of Council. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF ONE (1) 850 SERIES RAMJET REAR REEL MOUNTED SEWER CLEANER (VACTOR) AND ONE (1) EASMENT MACHINE WITH 600' HOSE REEL, ALL WITH RELATED APPURTENANCES, FOR USE BY THE SERVICE DEPARTMENT OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-123 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2019-124 by Mayor Perciak and All Members of Council. A RESOLUTION REQUESTING THE FISCAL OFFICER OF CUYAHOGA COUNTY TO ADVANCE CERTAIN FUNDS, BOTH GENERAL OPERATING AND SPECIAL ASSESSMENTS, TO THE CITY OF STRONGSVILLE, OHIO, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Resolution No. 2019-124 ADOPTED.

Ordinance No. 2019-125 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT WITH SOUTHWEST GENERAL HEALTH CENTER FOR THE LEASE OF CERTAIN PORTIONS OF THE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-125 ADOPTED.

Ordinance No. 2019-126 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SERVICE AGREEMENT WITH SOUTHWEST GENERAL HEALTH CENTER FOR CERTAIN SERVICES TO BE PERFORMED AT THE WALTER F. EHRNFELT RECREATION & SENIOR CENTER, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Ordinance No. 2019-126 ADOPTED.

Resolution No. 2019-127 by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE MONTH OF AUGUST, 2019 AS COUNCIL RECESS MONTH, AND DECLARING AN EMERGENCY.

Motion by Mr. Carbone to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Schonhut. All members present voted aye and the motion carried.

Motion to adopt by Mr. Carbone, second by Mr. Schonhut.

Roll Call: All ayes. Motion carries.

Resolution No. 2019-127 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

(None)

MISCELLANEOUS BUSINESS:

Mr. DeMio – We do have miscellaneous business and there's been, do you want me to read this Neal?

Mr. Schonhut – I'll read the...

Mr. DeMio – You're going...

Mr. Jamison – Read the request.

Mr. DeMio – Okay, so the request for review by Council under Article IV, Section 6 (c) of the Charter, of the findings and determination of variances of the Board of Zoning Appeals concerning the property owned by Development Management Group LLC, located at 9175 Pearl Road, PPN 395-16-004, zoned Motorist Services (MS). That is the request.

Mr. Schonhut – Mr. DeMio?

Mr. DeMio – Yes, sir? I understand you have a request.

Mr. Schonhut – Pursuant to Article IV, Section 6 (c) of the City Charter, I, Councilman Matthew Schonhut, hereby move that the request for review by the Council of the City of the determination and findings of the Board of Zoning Appeals at its meeting held on July 1, 2019 granting a 4.6' building setback variance, a 16.1' parking setback variance from the Pearl Road right-of-way, a 11.5' parking setback variance from the Whitney Road right-of-way, and a 1.07 acre minimum lot variance to Development Management Group, LLC, in order to construct a commercial building on property located at 9175 Pearl Road, PPN 395-16-004, to be approved due to the fact that this Council finds and determines that one or more matters at issue in the request significantly affect or involve a purpose of the Planning and Zoning Code of the City and/or the intent of the Council in their adoption.

Motion made by Mr. Schonhut, seconded by Mr. Carbone.

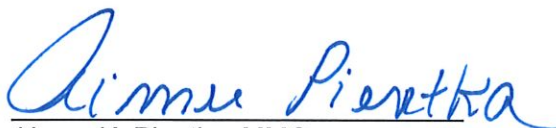
Roll Call: All ayes. Motion carried.

Mr. Jamison – And just for the record, it's July 11th not July 1st.

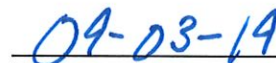
Mr. Schonhut – Sorry. Thank you.

ADJOURNMENT:

There being no further business to come before this Council, President DeMio adjourned the meeting at 9:45 p.m.



Aimee K. Pientka, MMC
Clerk of Council


Date