

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON APRIL 21, 2014.

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, April 21, 2014 at 7:30 p.m.**

Present: Council Members: Jim Carbone, Michael J. Daymut, Joseph C. DeMio, Kenneth M. Dooner, J. Scott Maloney, Matt Schonhut, and Duke Southworth. Also Present: Clerk of Council Aimee Pientka. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph K. Dubovec, Economic Development Director Brent Painter, Service Director Joseph M. Walker, Communications and Technology Director John Bedford, Building Commissioner Anthony J. Biondillo, City Engineer Ken Mikula, Human Resources Director Steve Kilo, Recreation and Senior Services Director Bryan V. Bogre, Fire Chief Jeff Branic and Police Chief James D. Kobak.

Council President Daymut called the caucus to order at 7:32 p.m.

****Before caucus started, Councilman DeMio introduced Andrew Gatti from the Cuyahoga County Prosecutor's Office. As Mr. Gatti stated the last time he came to a meeting, he will be attending meetings periodically; as well as making himself accessible to council and administration. Mr. Gatti briefly discussed a current case he is doing pertaining to Strongsville****

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

Planning, Zoning and Engineering: Chairman Maloney reported that Ordinance 2014-019 and Ordinance 2014-035 are set for a public hearing on tonight's agenda. Ordinance 2014-019 is a proposed zoning change for two parcels on Pearl Rd. This will eventually be placed on the ballot for a vote because it is going from residential classification to general business classification. Ordinance 2014-035 is to amend Chapter 1212 and prior Chapter 290 of the codified ordinances to streamline implementation of the Town Center District. Suspension and adoption was recommended for Ordinance 2014-77, authorizing the Mayor and City Engineer to prepare to submit an application for National Infrastructure Investments Funding. This is tied for funding for the Foltz Parkway South Phase II Project. This project is extending the roadway to Boston Rd. Mayor Perciak. Mayor Perciak gave credit to Ken Mikula and Lori Daley. Citing the minimum grant under the TIGER (Transportation Investment Generating Economic Recovery) program is ten million dollars; however there is a clause in there for projects done in a rural area. Mayor Perciak also stated they will do everything they can to make sure Congressman Renacci is aware of this. Mr. Maloney also recommended suspension and adoption for Ordinance 2014-078, approving a change order No. 2 for an increase in the contract price with Fabrizi Trucking, associated with the Pearl Road Widening Project. Mr. Maloney asked Mr. Mikula to elaborate because this has been the second change order in two meetings, both with a combined total of a little over \$250,000.00. Mr. Mikula stated that both ordinances were for one change order, which was for a concrete cap that was placed over a waterline to protect it during winter work. This was done so the project could keep going all winter. The reason this was done as two change orders was because they wanted to get change order no. 1 in and they didn't have all the tickets and all the accounting for the item needed. Mr. Daymut asked if they could expect any more change orders in the future and cited the expense. Mr. Mikula stated he would expect more in the future due to unforeseen conditions or conflicts. Mayor Perciak stated this is what happens with projects like these; as they dig, they find things like abandoned sewers and other things that need removed, utility problems, etc. Mr. Mikula stated in the next week and a half they were expecting to have some concrete poured on the east lanes. Mr. DeMio advised the Mayor of an action request the Clerk of Council did on behalf of a resident who lives on Pearl Rd. at the top by Boston Rd. He had two large chuckholes in the road and it was dangerous to go to his mailbox.

Mr. Mikula advised that was taken care of already. Mr. Maloney stated the change order was for a little of \$135,000.00 for a new combined total of \$7.34 million dollars.

Mr. Southworth asked Mr. Mikula where the city stands on the traffic light patterns process. Mr. Mikula stated next is to advertise for bids for an engineering consultant to design that project. Once that is in place, they will work through securing a date for the NOACA funds. Mr. Schonhut stated this was a three year program from start to finish. Mr. DeMio asked if they are done with the full recommendation for the Howe Rd. /Royalton Rd. intersection. The Mayor stated there is more to come on that, they have been evaluating the engineers based on their qualifications. The rating was completed a week/week and a half ago. Euthenics was chosen and there hasn't been a chance yet to discuss with them the scope of this project.

Mr. Maloney questioned the dedicated right turn lane by the future GetGo on Pearl Rd. and how that graded area looked. He commented that it didn't look like it would lead to a dedicated right turn lane. Mayor Perciak stated the sidewalk and curbing down there will all be coming out.

Public Service and Conservation Committee: Chairman Carbone recommended suspension and adoption for Ordinance 2014-079, authorizing the Mayor to enter into a contract for emergency repairs to a 2006 sewer vector truck. Included is a rental agreement to substitute the vector truck in the interim. This is important and needed, especially on the north end near Prospect Rd., Fair Rd., and Chestnut, because it is cleaning out all the sewers and making sure there is no debris or obstruction in the lines. The contract is for \$36,500.00. Mr. Schonhut asked with the cost of this renovation, how long they should expect it to last. Mr. Walker stated the guarantee that they got on the new can on the back of the truck is five years. Mayor Perciak stated the city needs two of these trucks and they are what help with preventative care. Mr. Carbone stated Ordinance 2014-080 is in regards to a sale by internet auction of obsolete property no longer needed by our Service Department. This is for a fork-lift and three-two and a half ton dump trucks. The recommendation was suspension and adoption. Mr. Carbone recommended suspension and adoption for Ordinance 2014-081, authorizing bids for the 2014-2014 sodium chloride (rock salt). This is through ODOT and they set the rate per ton. This is not to exceed \$700,000.00.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance Nos. 2014-082, authorizing the Mayor to apply for financial assistance under the DARE Law Enforcement Grant Program. Mr. DeMio stated Strongsville, as well as North Olmsted, has one of the top DARE programs in Ohio.

Mr. Southworth commented about a complaint he and Mr. Maloney received in regards to ATV's driving on property owned by the Chamber of Commerce. Chief Kobak stated he would follow up on that.

Mr. DeMio complimented Chief Kobak on the BB gun incident at the high school. Mayor Perciak commented before the parents were even made aware of the situation, the student in question was already reprimanded.

Communication and Technology: Chairman Schonhut recommended suspension and adoption for Ordinance 2014-074, a contract for the replacement and lease of two Ricoh copiers. Last meeting it was placed on first reading.

Mr. DeMio questioned now that ATT was taking over more residents' cable service, what would it cost the city for a resident to be able to go online to view council meetings. Mr. Bedford will get with council in the future to discuss that cost.

Economic Development Committee: Chairman Daymut stated his committee has no ordinances or resolutions on the agenda. The next committee meeting will be on Monday, April 28, 2014 at 7:00 p.m.

Committee of the Whole: Mr. Daymut advised Ordinance 2014-083 has to do with a parcel on Pearl Rd. pertaining to the TIF. This parcel should not have been included (it was a duplication) and will be removed by this ordinance.

Mr. Daymut also briefly went over the agenda, including the Mayor's confirmation of Brian David to the Planning Commission. He will be replacing Jeff Ice. He also noted the motion under Mr. Carbone's committee pertaining to burial rights, as well as the liquor permit for Buca Di Beppo and the conditional objection by the Building Department on that permit. Mr. Kraus stated he has been in contact with the restaurant's attorney and they expect the issues to be resolved within the next week or two.

Mr. Carbone thanked Tony Biondillo, Joe Walker and the Mayor in regards to Medina Supply. He stated he was by there and observed they took down their old fence and are putting up a new fence. There will be additional improvements in the future.

Mr. DeMio asked council to give consideration to allowing the Assistant Clerk of Council to attend and run a meeting for training purposes. Mr. Daymut stated he felt Aimee Pientka; the Clerk of Council has been doing an outstanding job and has been working around her schedule to make sure the office is covered and training is being given to the Assistant Clerk of Council.

MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON APRIL 21, 2014 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS

CALL TO ORDER:

Council President Daymut called the meeting to order at 8:01 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: Matt Schonhut, Joseph C. DeMio, Duke Southworth, Michael J. Daymut, Kenneth M. Dooner, J. Scott Maloney, and Jim Carbone. **Also Present:** Clerk of Council Aimee Pientka. **Administration:** Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph K. Dubovec, Economic Development Director Brent Painter, Service Director Joseph M. Walker, Communications and Technology Director John Bedford, Building Commissioner Anthony J. Biondillo, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan V. Bogre, Fire Chief Jeff Branich and Police Chief James D. Kobak.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on April 7, 2014 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

Mayor's appointment and Council Confirmation of Brian J. David to serve as a member of the City's Planning Commission

Mayor Perciak – Thank you Mr. President, good evening everyone. First of all, I would like to take this time to thank Jeff Ice for his many, many years of service on our Planning Commission. Jeff has decided to step aside and retire. Jeff has headed our Planning Commission for several decades here in our town. Due to Jeff's retirement, we now need to replace Jeff on our Planning Commission and move forward so that we have a full contingency there. We've done a search here and interviewed several individuals. I have one individual that I recommend to this Council, and if you would allow me a few minutes to talk about Brian a little bit. Some of his credentials, Brian is a graduate of St. Edwards High School. I'm sure Mr. Kilo is happy to hear about that. He graduated Magnum Cum Laude in 1984. He has a Bachelor of Electrical Engineering degree from Cleveland State University in 1992. He has been employed by Karpinski Engineering since 1987. He is a member of several professional organizations. I think he is very well qualified to fill the slot that has become vacant here on our Planning Commission. As most of you know, we're constantly looking as we re-appoint individuals to find individuals who have some type of background in that field where we're trying to seek people. Sometimes, that is not possible; in this case, it is. With your permission Council, I would like to go ahead after you allow it and I would like to administer his oath of office.

Motion made by Mr. Dooner, seconded by Mr. DeMio to appoint Brian J. David to fill the current vacancy and unexpired term through August 31, 2017 as a member of the City's Planning Commission.

All members present voted aye and the motion carried.

*****Oath of Office was now administered*****

(Applause)

Mr. Daymut – Mayor, are there any other appointments or confirmations this evening?

Mayor Perciak – None other this evening Mr. President.

Mr. Daymut – Thank you.

PUBLIC HEARING:

Ordinance No. 2014-019 by Mr. Maloney. 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 REAL ESTATE LOCATED AT 16403 and 16445 PEARL ROAD (PARTS OF PPNS 397-09-009 and 397-09-003), IN THE CITY OF STRONGSVILLE FROM R1-75 (ONE FAMILY 75) CLASSIFICATION TO GB (GENERAL BUSINESS) CLASSIFICATION. (J-LIN-J Inc. [Fran and Vince Mancuso], Owner. Proposed rezoning for possible future development.) First reading 02-03-14. Referred to Planning Commission 02-04-14. Tabled by Planning Commission 02-14-14. Favorable recommendation by Planning Commission 03-13-14. Second reading 03-17-14.

Council President Daymut opened the Public Hearing on Ordinance No. 2014-019 and invited anyone wishing to speak ***IN FAVOR*** of the Ordinance to approach the podium and address Council at this time.

PUBLIC HEARING (cont'd):

Jim Mancuso, 14666 Regency Drive, Strongsville – Good evening, my name is Jim Mancuso; this is my brother Jeff Mancuso. My address is 14666 Regency Drive here is Strongsville. We are representing my parents Fran and Jim Mancuso, and the J-LiN-J Inc. This property has been in our family for about forty years. Currently the portion of this property as you know is zoned General Business. The back three hundred and seventy feet is currently zoned residential, so what we would like to do is just to be consistent with the rezoning and have it all be General Business. We currently have no plans for development whatsoever. We've wanted to do this for years and have never gotten around to it. That's why we're in front of you today is to help my parents rezone this property to General Business; again, with no plans in the current future...in the near future for development.

Mr. Daymut – Anything else? Okay, thank you very much we appreciate it.

Mr. Mancuso – Thank you.

Mr. Daymut - Is there anyone else in the audience who would like to speak in favor of this particular zoning, please step to the podium and state your name and address for the record.

(No comments)

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

Kristi Clifford, 16934 Deerfield Drive, Strongsville – Hi, it's Kristi Clifford, 16934 Deerfield Drive, Strongsville. My property backs up to this property. I've spoken to you before on this matter. My concern is that I was not aware that part of the property was zoned as General Business. I was aware that it was zoned as like apartments or hotels. I'm guessing I need a couple of areas of clarification. Does General Business allow for a hotel on that spot?

Mr. Daymut – I can defer to the Law Director, but I don't believe that is true...no, it's a separate zoning, motorist service.

Mr. Kraus – Mr. President that will be under a different zoning classification.

Ms. Clifford – Okay, so it would be rezoned to General Business. I guess my other question that I would just like to put out on the table is right now the horticultural garden center comes over, and then it's have a bowling alley (unintelligible) lot back...is there any plans to put any type of buffering material in for like the fifty feet? I have four children, I understand I'm not naïve, but when I build...or bought my house ten years ago it wouldn't stay all pretty pristine woods behind my house. I had hoped to, we have the church, we have the garden center, and we have this bowling alley lot, and it's just grass. Is there a way that we could do some type of buffer or trees or...is there something that can be zoned in like the last thirty feet would not be developed on that?

Mr. Daymut – I might be able...and I could defer to our representative from Planning Commission, but the short answer I would believe is we have no project for this particular parcel at this time. Should there become a project, that does go to Planning, and Planning is very cognizant of the neighbors and does-and I think there is something in our ordinances that provides when you are up against residential for either a masonry wall or a plant...

Ms. Clifford – I need no more masonry walls, we've already got Giant Eagle.

PUBLIC HEARING (cont'd):

Mr. Daymut – What I'm saying is the Planning Commission can vary that to put some mounting in the plannings, but that is all done through the Planning level should a project come in. It is very difficult to answer that at this particular time, but there is something in the ordinance book.

Ms. Clifford – What does General Business encompass? That's not restaurants, that's not bars, but it's like strip centers, doctor's offices, tanning parlors...is that...what about like grocery stores or gas stations or things like that.

Mayor Perciak – No gas stations.

Ms. Clifford – No gas stations, but everything else is fair go?

Mr. Daymut – The easiest thing to do is you have the opportunity just go to www.strongsville.org and you can go and visit our Codified Ordinances on our website here. It defines on the codified ordinances what is allowed in General Business, so if that would be the choice of the voters in this particular case because you understand, it is not defined here at council.

Ms. Clifford – Right, it goes...if I understand correctly if it passes here then it goes on the ballot in November.

Mr. Daymut – Yes.

Ms. Clifford – It has to pass by the majority, but also by our ward.

Mr. Daymut – That is correct. You are absolutely correct and becoming accustomed to this.

Ms. Clifford – Thank you very much.

Mr. Daymut – Thank you very much Kristi, we appreciate that. Is there anybody else that would like to speak in opposition of this particular ordinance this evening please come to the podium and state your name and address for the record.

Mr. DeMio – Mike, real quick, I believe that there is a gas line back there is there not?

Mr. Daymut – There is a gas line.

(Multiple people talking)

Mr. DeMio – That's the main feeder, so you got that thirty feet, I call it a buffer or whatever you want to call it; so that is in addition to what we're doing here.

Hearing no further comments in regard to Ordinance No. 2014-019, Council President Daymut closed the Public Hearing on said Ordinance.

PUBLIC HEARING (cont'd):

Ordinance No. 2014-035 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AMENDING CHAPTER 1212 OF TITLE TWO, PART TWELVE-PLANNING AND ZONING CODE; AMENDING SECTION 1273.05(c) OF TITLE SIX, PART TWELVE-PLANNING AND ZONING CODE; AND AMENDING THE TITLE OF PRIOR CHAPTER 290 OF TITLE EIGHT, PART TWO-ADMINISTRATION CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE, IN ORDER TO STREAMLINE IMPLEMENTATION OF THE TOWN CENTER DISTRICT. First reading 03-03-14. Referred to Planning Commission 03-04-14. Favorable recommendation by Planning Commission 03-13-14. Second reading 03-17-14.

Council President Daymut opened the Public Hearing on Ordinance No. 2014-035 and invited anyone wishing to speak **IN FAVOR** of the Ordinance to approach the podium and address Council at this time.

(No Comments)

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

Janet Neal, 20532 Albion Road, Strongsville – My name is Janet Neal, 20532 Albion Road. I just learned of this through the paper last week showing that it was going to be here. I know that there is a small council that protects our Town Center District. I just cannot-I don't understand why we can't just keep the council just in order to protect it. Not really from us, because we all know the importance of the Pomeroy House and of Old Town Hall, but for our future children who may not know and have the history there as much. I know the Historical Society-we are moving into having younger folks so that we can continue to keep the historic stories going.

Mr. Daymut – Thank you very much, we appreciate it. Is there anyone else that would like to speak in opposition to this ordinance this evening? Please again step to the podium and state your name and address for the record.

Hearing no further comments in regard to Ordinance No. 2014-035, Council President Daymut closed the Public Hearing on said Ordinance.

Mayor Perciak – If you have any questions on this, you are welcome to come in and talk to either myself or the Law Director, or anybody. It is pretty well defined that the Town District will remain intact. We're trying to streamline this a bit so that if you really want a further definition we'll be happy to go over it with you. Do you have a copy of the entire ordinance that they are talking about? It's online, just go out there, and pull it up and it shows line by line what's being stricken, what's remaining; it's really self-explanatory. Thank you Mr. President.

Mr. Daymut – Thank you Mayor.

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth: Thank you, Mr. Daymut. I don't have anything to report. The next board meeting I believe is next Monday, so I will have a full report at our first meeting in May.

Mr. Daymut – Thank you, Mr. Southworth any questions for Mr. Southworth this evening?

(None)

SCHOOL BOARD – Mr. Carbone: Yes, there has not been a regular school board meeting. There will be one this Thursday at 7:00 p.m. at the high school. I will also have a full report at the first council meeting in May.

Mr. Daymut – Thank you Mr. Carbone, any questions for Mr. Carbone this evening?

BUILDING AND UTILITIES – Mr. Schonhut: Thank you, Mr. Daymut. Tonight we have Ordinance 2014-074. This is for the replacement and lease of two copiers for the Mayor's office as well as for our Fire Department. I recommend suspending and adopting that. I will take any questions on that ordinance or anything else for the committee.

Mr. Daymut – Thank you, Mr. Schonhut. Any questions for Mr. Schonhut this evening?

(None)

COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut: Thank you again Mr. Daymut. This committee has no ordinances or resolutions tonight, but I will happily take any questions here.

Mr. Daymut – Thank you Mr. Schonhut, any questions again for Mr. Schonhut this evening?

(None)

ECONOMIC DEVELOPMENT – Mr. Daymut: We have no ordinances or resolutions on this evening's agenda. Our next meeting will be next Monday, April 28th at 7:00 p.m. here in the Council Chambers. That's all I have this evening, any questions for myself?

(None)

FINANCE - Mr. Dooner: Thank you, Mr. Daymut. We also have no ordinances or resolutions this evening.

Mr. Daymut – Thank you Mr. Dooner, any questions for Mr. Dooner this evening?

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Maloney: Thank you, Mr. Daymut. We have two ordinances appearing this evening before council. Ordinance 2014-077 is to authorize the Mayor and City Engineer to prepare and submit an application for National Infrastructure Investment Funding. This is to try to pursue grant program funds, what's called the TIGER program. It is sponsored by the U.S. Department of Transportation. This is hopefully to obtain some grant funding for extending Foltz Parkway in the business park over there.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING- Mr. Maloney (cont'd): As we talked about in caucus, thanks to the Engineering Department and Ken Mikula and others for putting that together and hopefully we'll have a positive outcome from all of that to help cover the costs for us on that project. The recommendation is to suspend and adopt on that item. The second one is Ordinance 2014-078 to authorize and direct the Mayor to issue and approve change order No. 2 for an increase in the contract price on the Pearl Rd. widening. This is really kind of a part 2 of the work that was done in the winter that Mr. Mikula explained to us earlier. It is resulting in an increase of \$135,330.00 for the overall contract price of taking it to about \$7.34 million. The recommendation of this item is to suspend and adopt as well. I'll be happy to take any questions.

Mr. Daymut – Thank you Mr. Maloney. Any questions for Mr. Maloney this evening?

(None)

PUBLIC SAFETY AND HEALTH – Mr. DeMio: Thank you Michael; Ordinance 2014-082 is the DARE grant that we're going to apply for. We have a great example of how efficient and how well they do their job as the event at the high school with the, I'll call it the BB gun incident. The Police Department, the school system worked together to stop any incidents from happening. It is so important to know, and Chief Kobak was in back-we've all been supporters of this; and also note that Mr. Carbone was one of the first DARE role models when it started. I know, you okay back there? We know who that is...Vassil.

Mr. Dooner – So is Vassil one of the first role models.

Mr. DeMio – Nevertheless, we are among the best in the state and this is a prime example of how good things work. If you keep at it, you are able to have a good relationship with the children and the students-and the student body...and this is just a great example. That is suspension and adoption tonight. The other thing Mayor, Happy Dyngus Day to you.

Mayor Perciak – Indeed

Mr. DeMio – You know I married a good Polish woman.

Mayor Perciak – My nephews are very happy today.

Mr. DeMio – Yes, we're working, that's true.

Mayor Perciak – They are working and very happy.

Mr. DeMio – That's right, but I'll field questions. I also want to make a quick note that Andrew Gatti, the Assistant Prosecutor for Timothy J. McGinty, the County Prosecutor-he is an Assistant there; he represents Strongsville which is his region. He comes here every month or so and will continue to ask questions or give us snapshots of what is going on in our community in the felony level. It's nice to say that not much was going on, so that's a good thing. I'll field questions otherwise.

Mr. Daymut – Thank you Mr. DeMio, any questions for Mr. DeMio this evening?

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone: Thank you Mr. Daymut, I have three ordinances this evening. Starting with Ordinance 2014-079; this ordinance is approving and authorizing the Mayor to enter into a contract for emergency repairs to a 2006 backup sewer vacor truck. This also includes an agreement for rental of a substitute in the interim of getting the shop vacor getting fixed. This is very, very important; like I talked about in caucus. These trucks go in and they are working when the weather breaks in the spring to start plowing in late summer-it seems like now early fall...that was a joke. It seems like our winters are getting longer, everybody is looking at me like I'm crazy.

Mayor Perciak – It's just not you Matt.

Mr. Carbone – These shop vacs-they clean all the debris from our sewers, so there is no obstructions. This will help to hopefully eliminate some of the flooding that we have on the north end and in other areas in the city. The bid here is for \$36,500.00. My recommendation please is suspend and adopt- we need all seven. Also, Ordinance 2014-080, this ordinance is authorizing by internet auction obsolete property no longer needed by our Service Department. The recommendation here is to suspend and adopt. Ordinance 2014-081. This ordinance is ratifying, authorizing and approving participation in the Ohio Department of Transportation contracts to purchase sodium chloride (rock salt) for the use of our Service Department for the season 2014-2015. This contract is through ODOT, and they price-the bidding process is set by ODOT and not to exceed \$700,000.00. Again, this is important, especially after the winter that we had-that we have enough salt at standby just in case we have another winter next year like we did. The recommendation here is to suspend and adopt.

*****Motion was made by Mr. Carbone, seconded by Mr. DeMio to note and approve the owner's designation of wishes for interments in Strongsville Municipal Cemetery, Section C, Lot #110, Graves C,E & G.*****

All members present voted aye and the motion carried.

Mr. Daymut – Thank you Mr. Carbone, any questions for Mr. Carbone this evening?

(None)

RECREATION AND COMMUNITY SERVICES – Mr. Southworth: Thank you Mr. Daymut, I don't have any ordinances or resolutions on this evening's agenda, but if there are any questions, I'd be more than happy to answer them.

Mr. Daymut – Thank you, Mr. Southworth. Any questions for Mr. Southworth this evening?

(None)

COMMITTEE OF THE WHOLE – Mr. Daymut: We do have Ordinance 2014-083 on this evening's agenda. That did receive a favorable recommendation. That is all I have this evening, any questions for myself?

(None)

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

Mayor Perciak: Thank you r. President, just two short notes. First of all, I'd like to thank everyone who either attended or in some way participated in the State of the City talk last Tuesday held at the Event Center here in Strongsville. I'd like to thank the two hundred and eighty-some people that did attend. I hope you walked away satisfied in understanding the significant changes that have occurred in our city in the last ten years. Secondly, when we're talking about changes; a big change is going to start happening here and all of here are going to be a part of it along with the school board and the superintendent. On May 9th is the groundbreaking for the new Strongsville Middle School. That will be at 4:00 p.m.; that's on a Friday afternoon...correct Jim?

Mr. Carbone – Yes.

Mayor Perciak – Do you want to elaborate a little bit on that please?

Mr. Carbone – After the voters passed the bond issue for a new middle school, combining both Albion and Center; after months of meetings after meetings after meetings; finally we're going to have a ground breaking. The schools are going to have a groundbreaking May 9th at 4:00 p.m. it's a great event for our city, for our kids, for our parents, for our real estate, for our economic development; I mean this goes a long way. Again, and I've said it multiple times, we hope at the end of the day that when you drive by these buildings, the new middle school, the improvements that are going to be taking place at the high school; whether you were for it or against it you drive by them with a little bit of pride. These things just don't happen with one person or with a school board, or with council, or this-his takes a community to build the type of facilities that we're going to give our kids. We could all be applauded for this effort. I think it really tells a story about our community. We passed this bond issue the first time around; there are not a lot of cities that can say that. One thing that tells me about our community is that we really value an education and thank you again. This is going to be a great addition to our community, so thank you.

Mayor Perciak – And that ends my report.

Mr. Daymut – Thank you Mayor, any questions for the Mayor this evening?

(None)

FINANCE DEPARTMENT – Mr. Dubovec: Thank you, Mr. President. I will merely state that funds will be made available for all ordinances and resolutions on this evening's agenda requiring certification of funding. That will end my report, thank you.

Mr. Daymut – Thank you Mr. Dubovec; any questions for Mr. Dubovec this evening?

Mr. DeMio – Mayor, for the record I witnessed your Finance Director in the Justice Center today doing his civic duty of being part of the jury system.

Mayor Perciak - I was going to say that's the most he's spoken all day probably because he has not been selected for a jury yet have you?

Mr. Kraus – He can't talk about that...

(Laughter)

Mr. DeMio – Just so you know for the bookkeeping he was there.

REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS (cont'd):

LAW DEPARTMENT – Mr. Kraus: Yes, two conditional objections to liquor permits have been withdrawn: Wine and Canvas, 14773 Pearl Road, and 7 Eleven, 16625 Royalton Road. I would also report that ordinances and resolutions before city council this evening are in proper legal form. I was disappointed Mr. Dubovec; I was prepared to read your certification of funds this evening, and then you showed up...maybe some other time.

Mr. Daymut – I was prepared to accept Mr. Kraus's reading on that. Thank you, Mr. Kraus, any questions for Mr. Kraus this evening?

Mr. DeMio – I just want to know if we can do consent agenda today.

Mr. Southworth – Second

(Laughter)

Mr. Kraus – I will take that under advisement, thank you Mr. DeMio.

AUDIENCE PARTICIPATION:

Mr. Daymut – We reached our portion of our agenda for audience participation. Comments from members from the audience shall be limited to five minutes. We do have a sign-in sheet, some have already spoken so I'll roll call the names to see if you would like to come back up to the microphone to address council.

Kevin Gulden, 21332 Montclare Blvd. Drive, Strongsville, OH – Good evening, 21332 Montclare Blvd. Just calling as a follow up to my other times making an appearance before council to see where we are in terms of the survey on Blodgett Creek; in particular the area that runs from Prospect to...Prospect going west and I wanted to see where we were with that. Apparently there has been a survey done, but I have not heard the results of that survey on that particular area of flooding of which there is three to four houses on Montclare that have experienced that.

Mayor Perciak – What is happening sir is the Engineering Department and the administration has met with the councilman Jimmy Carbone, and Jimmy is going to be inviting in different families from the different sections so that we can discuss with you of what the plan of action is there. We just talked with him, I think it was Wednesday evening, and with holy week didn't get a chance...as you can see there's a lot of construction already going on at Prospect and Fair Rd., so we are moving along. We have some-we have to make some decisions going forward here, the Montclare one was one that we spoke about so Jim will get back to you. If Jim can't get back to you, our Engineer will get back to you, but things are in motion.

Mr. Gulden – Great, so should I assume for that the survey is complete and now it's just a matter of...

Mayor Perciak – There is a lot more to it than just a survey, trust me.

Mr. Gulden – Great, thank you for that.

Mayor Perciak – There's many moving pieces and parts to that whole puzzle there; and Montclare is just one piece to that whole...too many things are contingent upon-we just can identify Montclare, we have to look at the bigger picture.

AUDIENCE PARTICIPATION (cont'd):

Mr. Gulden – Understood, I guess I see my specific areas as why I'm here.

Mayor Perciak – I agree

Mr. Gulden – I understand you need to look at the big picture.

Mayor Perciak – We have some things we are going to be discussing with the residents there.

Mr. Gulden – Great, I look forward to hearing from Mr. Carbone on that.

Mr. Mayor Perciak – You're welcome

Mr. Daymut – We've gone through our list of people that signed in. Is there anyone else in the audience that would like to address council at this time? Please step to the podium and state your name and address for the record.

Jeff Mancuso, 7801 Plantation Drive, Brecksville, OH – Hello, Jeff Mancuso again, we missed the sign-in sheet on the way in.

Mr. Daymut – That's alright, you have been duly noted.

Mr. Mancuso – There you go. I just wanted to...Ms. Clifford was here earlier regarding the rezoning of our parents property. We fully understand her concerns and when the time comes, if anything needs to be done with that property we will make sure that there are appropriate buffers and things in place so visually it will look good from both sides. I just wanted to restate that, thank you.

Mr. Daymut – Thank you Jeff, I appreciate it. Would anyone else like to address council at this time?

Bill Vassil, 18271 Fox Hollow Drive, Strongsville, OH – Bill Vassil, 18271 Fox Hollow Drive, Strongsville, OH. It is now getting into the month of May. When are we going to start adjusting the traffic lights in the city of Strongsville? They were supposed to be done.

Mayor Perciak – Soon

Mr. Vassil – Yeah, that's what I heard the last time.

Mayor Perciak – Well, it's not that simple, we...

Mr. Vassil – I understand

Mayor Perciak – We were talking about that in caucus today. The Engineer will have some answers for you. We'll be going out with an RFP (request for proposal) here so...

Mr. Vassil – We've got some lights that are...Howe Road and Shurmer. You need a turn lane Mayor; you've said we would get to it eventually.

Mayor Perciak – You're just not giving us enough time. We just finished a complete analysis of interviewing several engineering firms. We have finally picked an engineering firm. We have not yet had the opportunity to invite them back in to discuss the entire scope of what they need to do. We discussed that, spoke with their, of that project, with them preliminarily, but we have not gone into further depth at that intersection yet and that's what the next meeting with them is going to be about.

AUDIENCE PARTICIPATION (cont'd):

Mr. Vassil – I haven't gone up to the other end, but I was told that they are taking something of that hill down...the rocks?

Mayor Perciak – Where?

Mr. Vassil – At Pearl Rd...

Mayor Perciak – Oh yeah, it's down, it's finished. You know, no one could move mountains like our Ken Mikula, so Mikula can move mountains and he did.

Mayor Perciak – Yeah, he ran the other way today.

(Laughter)

Mayor Perciak – Did you see how he moved those mountains? The one day they were there and the next day they were gone.

Mr. Vassil – Okay, but that's why...

Mayor Perciak – Now there is a new retaining wall there.

Mr. Vassil – What's going to happen at the other end at Boston Rd.?

Mayor Perciak – What do you mean at the other end?

Mr. Vassil – When you get up to the top of the hill is it going to die there, or is Brunswick going...

Mayor Perciak – When you get to the center line under the traffic light that is now Medina County and another taxing district, so I can't answer that.

Mr. Vassil – Which means they aren't going to do anything; just like they didn't do Boston Rd. They did part of it and walked away.

Mayor Perciak – Again, I can't answer that.

Mr. Vassil - What are you laughing at?

Mr. Dooner – I'm not laughing, I'm just looking at you. I always enjoy your comments.

Mr. Vassil – That isn't what you told me the other night.

(Laughter)

Mr. Dooner – That was off the record.

Mr. Daymut – Is there anybody else in the audience that would like to address council this evening?

(No Comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2014-074 by Mr. Schonhut. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE REPLACEMENT AND LEASE OF TWO RICOH COPIERS WITH APPURTENANCES FOR USE BY THE MAYOR'S ADMINISTRATIVE OFFICES AND FIRE DEPARTMENT OF THE CITY; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY. First Reading 04-07-14.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-074 ADOPTED.

Ordinance No. 2014-077 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION FOR FY 2014 NATIONAL INFRASTRUCTURE INVESTMENTS FUNDING THROUGH THE TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY (TIGER) DISCRETIONARY GRANT PROGRAM, SPONSORED BY THE U.S. DEPARTMENT OF TRANSPORTATION, IN CONNECTION WITH THE FOLTZ PARKWAY SOUTH PHASE II PROJECT, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-077 ADOPTED.

Ordinance No. 2014-078 by Mr. Maloney. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 2 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING & PAVING CO., INC., IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT PHASE II (CUY-42-0.00), AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-078 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2014-079 by Mr. Carbone. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR EMERGENCY REPAIRS TO A 2006 BACKUP CITY SEWER VACTOR TRUCK, INCLUDING A RENTAL AGREEMENT FOR USE OF A SUBSTITUTE IN THE INTERIM, FOR THE SERVICE DEPARTMENT, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-79 ADOPTED.

Ordinance No. 2014-080 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION, OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY'S PUBLIC SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-080 ADOPTED.

Ordinance No. 2014-081 by Mayor Perciak and Mr. Carbone. AN ORDINANCE RATIFYING, AUTHORIZING AND APPROVING PARTICIPATION IN OHIO DEPARTMENT OF TRANSPORTATION CONTRACTS FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR USE BY THE SERVICE DEPARTMENT OF THE CITY DURING THE 2014-2015 SEASON; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-081 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2014-082 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR FINANCIAL ASSISTANCE UNDER THE DRUG ABUSE RESISTANCE EDUCATION ("DARE") LAW ENFORCEMENT GRANTS PROGRAM, AND DECLARING AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-082 ADOPTED.

Ordinance No. 2014-083 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING ORDINANCE NO. 2011-191, WHICH DECLARED IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBED THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRED THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHED A PEARL ROAD III MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARED AN EMERGENCY.

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

Motion to adopt by Mr. Dooner, second by Mr. DeMio.

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-083 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

- *Application for Permit: STCK-D5I-D6: To: Buca Restaurants Inc., DBA Buca Di Beppo, 16677 Southpark Center, Strongsville, Ohio 44136. (Responses must be postmarked no later than 04/24/2014)*

*****Motion by Mr. Dooner, seconded by Mr. DeMio for a conditional objection to the application for permit based upon the applicant's lack of compliance with the City's Building, Health and /or Safety Codes; provided that when and if compliance is confirmed by the Building Department, the Clerk will withdraw the objection in Columbus.*****

All members present voted aye and the motion carried.

MISCELLANEOUS BUSINESS:

Mr. Daymut – Is there any other miscellaneous business this evening?

Mr. Carbone – Mr. Daymut, I just wanted to thank Tony Biondillo, Joe Walker and the Shelley Company-Medina Supply, for being great neighbors. Medina Supply residents have had some issues with the appearance of the business there on Prospect Rd. If you drive by it now, they ripped out the fence, they are putting in new fencing; and there are a lot of other things in the works to really improve that area. Again, a special thanks to our guys and Medina Supply for making the effort and being a good neighbor in our community, thank you.

Mr. Daymut – Thank you Mr. Carbone, is there any other miscellaneous business this evening?

Mr. Daymut – Thank you Mr. Schonhut, anything else under “Miscellaneous Business” this evening?

ADJOURNMENT:

There being no further business to come before this Council, President Daymut adjourned the meeting at 8:47 p.m.

Signature on File
Aimee Pientka, CMC
Clerk of Council

May 5, 2014
Date of Approval