# SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON May 5, 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, May 5, 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, Public Safety Director Charles Goss, Fire Chief Jeff Branic and Police Chief James D. Kobak.

Council President Daymut called the caucus to order at 7:33 p.m.

Mayor Perciak entered caucus at 7:37 p.m.

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

Planning, Zoning and Engineering: Chairman Maloney reported that Ordinance 2014-019, a rezoning ordinance for property located at 16403 and 16445 Pearl Road, will be recommended for adoption tonight. Resolution 2014-084 relates to this and will be placing Ordinance 2014-019 on the November ballot. The recommendation for the Resolution was to suspend and adopt. Ordinance 2014-035, an ordinance amending Chapter 1212 and the Title of Chapter 290 of the codified ordinances was also recommended for adoption. Mr. Maloney stated Ordinance 2014-085 is a rezoning ordinance for property located on Pearl Rd. This is for an area that is on the west side of Pearl Rd., just south of Marcs. This is for a potential auto service care center. The recommendation was to place on first reading and refer to the Planning Commission. Ordinance 2014-086 is to accept the plat of Avery Walden Reserve Subdivision, Phase 3. The recommendation was to suspend and adopt. Mr. Maloney recommended suspension and adoption for Resolution 2014-087, a resolution dedicating certain streets within Avery Walden Reserve Subdivision, Phase 3. A third item tied to the previous ordinance and resolution, Ordinance 2014-088, is to authorize the Mayor to enter into an Assignment and Assumption of Rights and Obligations under a development agreement. Mr. Maloney wanted to note that there was a separate escrow and security agreement to complete sewer work along Webster Rd. This means there will be a handful of homes abutting that development that will now be connected to the sewer. Resolution 2014-089 is authorizing the Mayor to advertise for bids for the 2014 Pavement Reconstruction Program. The recommendation was suspension and adoption. Mr. Malonev recommended suspension and adoption for Resolution 2014-090, authorizing the Mayor to advertise for bids for the Foltz Parkway Wetland Mitigation Project. Mr. Maloney stated this work is a precursor to when the city starts pursuing funds to extend Foltz Parkway down to Boston Rd. Resolution 2014-091 is to authorize the Mayor to advertise a request for qualifications for engineering consulting services for the city-wide traffic signal system upgrade project. The recommendation was to suspend and adopt. Mr. Maloney recommended suspension and adoption for Resolution 2014-092; confirming Planning Commission approval of the final site plan for construction of the Rotary Foundation building that will be used by the Emergency Food Bank. This is being built by the library, across from the Historical Village.

Mr. Kraus wanted to note that in relation to Ordinance 2014-092, they were working on a construction agreement and a donation agreement with the Rotary Foundation that will be coming to council in the near future. When the structure is constructed, there will be a release agreement.

Minutes Regular Council Meeting Held on May 5, 2014 - Page 2

<u>Public Service and Conservation Committee</u>: Chairman Carbone recommended suspension and adoption for Ordinance 2014-093, an ordinance authorizing the Mayor to enter into a contract for purchase of general pavement services for 2014. The lowest bid went to Crossroads Asphalt Recycling and is not to exceed \$568,950.50.

<u>Public Safety and Health Committee</u>: Chairman DeMio recommended suspension and adoption for Ordinance Nos. 2014-094, an ordinance authorizing the Mayor to enter into a donation agreement with Southwest General Health Center, as well as a service agreement with EMS Charts, Inc. for an information system to be utilized the Fire Department. Chief Branic stated Southwest Hospital has agreed to offer a donation to cities that use their center. This is for an electronic patient reporting system. In the past the Fire Department used a competitor's and there was a cost associated with that. Southwest is donating this service to the city at no cost, as well as provide the hardware to access the system. The only thing the city will have to supply will be a connection to the internet. Chief Branic stated this is a savings to the city of approximately \$10,000.00-\$15,000.00. Mayor Perciak stated this is a part of Southwest Hospital reaching out to the community, as well as good business practice due to all the competition around them.

Building and Utilities: Chairman Schonhut recommended suspension and adoption for Ordinance 2014-095, an ordinance authorizing the Law Department to commence litigation to abate a nuisance house at 19633 Glenmar Way. This house has been citied repeatedly and is in need of either major repairs or demolition. Mr. Schonhut stated that if we need to demolish or repair the house, that cost will be assessed to the homeowner. Mayor Perciak gave some background and stated there has been an insurance settlement. In the mortgage/deed there is a "Loss Pay" clause to the financial institution. To the best of our knowledge, the financial institution has received the funds and will not release the funds; so we have no choice but to go ahead and do whatever we have to do on a local level. The Mayor stated he does not expect a lot of cooperation from the financial institution at this time. The Mayor predicts they will take the proceeds and apply it to their principle and let it go to foreclosure. Councilman Carbone showed pictures of this property to the rest of council. Mr. Carbone stated this has been going on since May, 2011 when Mark Roth originally took the complaint. Mr. Carbone has been to the house several times and stated in the summer the stench from the house is unbelievable. There are rodents that live inside the house. Mr. Carbone has spoken to the residents over there and stated this is just a bad situation. Mr. Schonhut recommended suspension and adoption for Ordinance 2014-096, an ordinance amending Chapter 822 of the codified ordinances pertaining to garage sales and streamlining the process. This will be removing the fee the city charges for the permit fee. This will also be placed on the city's website so residents will be able to obtain a permit online instead of having to come in. This will help to make it easier for our residents, as well as relieve some of the burden for our administration. Mayor Perciak stated he spoke to Mr. Biondillo, and the city will continue to monitor homes that have continuous garage sales.

Recreation and Community Services: Chairman Southworth recommended suspension and adoption for Ordinance 2014-097, an ordinance entering into a contract for a new scoreboard in the aquatic area for the Recreation Department. Mr. Southworth stated there have been private donations that have come in to upgrade that scoreboard. Mr. DeMio asked what was going to happen to the old scoreboard. Bryan Bogre stated he can sell it online. The Mayor asked how long before we get the new scoreboard. Mr. Bogre estimated by the end of August/early September. Mr. Southworth stated all seven councilmen will need to vote yes for this to pass.

<u>Economic Development Committee</u>: Chairman Daymut stated had no ordinances or resolutions on the agenda. He will give a report of his April 28<sup>th</sup> meeting on the floor of council.

Minutes Regular Council Meeting Held on May 5, 2014 - Page 3

<u>Committee of the Whole</u>: Mr. Daymut advised Ordinance 2014-098 is supplemental to Ordinance 2010-075 and has to do with Sourcing Alliance Network membership in group purchasing with the Council of Governments. The recommendation was suspension and adoption.

\*\*Mr. Daymut made a motion under Article XI, Section 9 of the City Charter to go into executive session for the purpose of discussing the employment of personnel and related personnel matters pertaining to the Council Office; seconded by Mr. DeMio. All members present voted aye and the motion carried\*\*

Council adjourned into executive session at 7:50 p.m. The executive session concluded at 8:00 p.m. and reconvened into open session.

# MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON MAY 5, 2014 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS

# **CALL TO ORDER:**

Council President Daymut called the meeting to order at 8:02 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, Human Resource Director Steve Kilo, Communications and Technology Director John Bedford, Building Commissioner Anthony J. Biondillo, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan V. Bogre, Public Safety Director Charles Goss, Fire Chief Jeff Branic and Police Chief James D. Kobak.

### **COMMENTS ON MINUTES:**

The Minutes of the Regular Council Meeting held on April 21, 2014 were approved as submitted.

# **APPOINTMENTS AND CONFIRMATIONS:**

#### **REPORTS OF COUNCIL COMMITTEES:**

**SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth:** Thank you Mr. Daymut, the April meeting was cancelled and rescheduled for this Wednesday so I will have a full report at our next meeting. If there are any questions in the meantime, feel free to ask.

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

(None)

**SCHOOL BOARD – Mr. Carbone:** Thank you Mr. Daymut. At the April 24<sup>th</sup> school board meeting they recognized winter sport participants and coaches who excelled in their individual sport. They also recognized the National Merit Scholars, the National Achievement Scholarship Programs, the Ohio DECA State National Qualifiers, and the Mock Trial Team. I really wish I could announce and call out everybody's name involved...the numbers are too large. One interesting thing when I was at the meeting was behind the scenes how these students acted at the meeting. They were all dressed up; they looked very professional-like young adults. They were pretty impressive and they were excited about it...just another shout-out to parents and what the great job they do with our children here in Strongsville-and our teachers. It was pretty impressive to see the kids; I wanted to make that known. Also in the meeting there were just some sixteen non-certified employees to retire June 30<sup>th</sup>, another two on July 31<sup>st</sup>. May 23<sup>rd</sup> the senior kids have their prom and after-prom and we know they are pretty excited about that. Other than that, I have nothing further but I will be attending the May 15<sup>th</sup> meeting at the high school.

Mayor Perciak – Mr. President, Mr. Carbone, I think we should make mention of all of Mr. Felton's successes here with our girls soccer team, and thank him.

Mr. Carbone – Mr. Felton is the girls' soccer coach and he's had...and thank you Mayor for reminding me, he's had some great seasons. I think beyond that what he has done and the excitement and the enthusiasm that he has brought to these girls on the field and off the field. His goals for the girls are not only on the field, they are academically also...and that's even more important. He's been able to really bring in the best of the best and get the best out of them, again academically and athletically. He will be missed tremendously. It's understood he has a young family and his kids are at that age where now it's another chapter in his life and I don't want to speak for him, but he wants to be more a part of his kid's academics and athletics.

Mayor Perciak – In addition to everything that Jimmy has said, John is just a wonderful, wonderful human being. He took girls soccer here in Strongsville and put it on the map. What he has done to develop our young girls into successful young soccer players-and I don't even know how many state championships he's won, but John has done nothing but bring a lot of credibility to this community...and he doesn't live here, he lives in Medina. I want to thank him for all he's done for our community and what he's done for all of our young ladies-our young girls who become young women here, and how he has trained them and how he has enabled them to move on to successful soccer careers in college. If you see him, and I'll make certain-and if you do, please extend to him our thanks.

Mr. Carbone – Also, how could I forget this Friday at Center Middle School, the groundbreaking for the brand new middle school. All the community is welcome to be there. Again, like I said, probably a hundred times now, this took a community to get this done and I think a lot of people thought over the last hundred and eight years of the middle school, this would never be done again and it was. We should commend our community for it. We really put education at the top of our list in Strongsville. That's a nice thing, and that concludes my report.

### SCHOOL BOARD – Mr. Carbone (cont'd):

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

Mr. DeMio – Briefly as an add-on, not to take away from what you said, two things. One, Mayor I think you and I share a little thing with Mr. Felton. Your granddaughter I believe and my daughter has had him as a teacher.

Mayor Perciak – Correct

Mr. DeMio – I have to share with you my daughter played soccer, but she was more impressed with him as a teacher and an instructor which as a freshman soccer player the varsity coach is huge, the pinnacle of the school. It was so refreshing when she came home; she goes "Man, he is just an awesome teacher." From my Leah, she is funny about her academics so she really chooses her words on that and I know that we shared that. The other thing is different than the school system right now because it is the eighth grade Washington D.C. trip. We had a meeting last week; there were over three hundred and fifty parents and kids that showed up. That's the seventh graders of today will be going to the D.C. trip next year. So it's the eighth grade D.C. trip, but the foundation is being set now so if anyone has any questions, it's Nowak Tour and Travel in Valley City that is organizing the group. Please, you can go to their website or call them; you certainly can call me since I'm the gentlemen who every year has tried to start for each year. Last year we had over three hundred eighth graders. I want to thank the superintendent and the staff at the high school for getting us the big theater room because that really helped. We've reached out to the Mayor in the past for getting us the Recreation Center when we couldn't get the facility at the high school. We may be reaching out to you again Mayor, we don't know if we have to or not.

Mayor Perciak – We do what we need to do.

Mr. DeMio – Yes we do, and I want to thank the schools for allowing us to do it there because it just makes sense to me that the eighth graders are going to be going into high school next; and it makes sense to have the meeting at the high school. I am absolutely on board with that philosophy. I just wanted to thank them publicly and the core volunteers I want to thank as well. Jim, I apologize taking your time, this is a huge task every year and I just wanted to throw that on the record, thank you.

Mr. Daymut - Thank you Mr. DeMio, any other questions for Mr. Carbone this evening?

(None)

**BUILDING AND UTILITIES – Mr. Schonhut:** Thank you, Mr. Daymut. We have two ordinances tonight. Ordinance 2014-095, this is authorizing our Law Department to begin litigation to abate a nuisance residential home on Glenmar Way. We also have Ordinance 2014-096, this is streamlining the way we issue garage sale permits, and streamlining the process and taking the fee from two dollars to zero dollars. With that, we are going to suspend and adopt both of those ordinances tonight. I'm going to roll right into Communications and Technology and pass it over to Mr. Maloney to talk a little bit more about the upcoming city-wide garage sale here.

Mr. Daymut – That's fine, go ahead.

### **BUILDING AND UTILITIES – Mr. Schonhut (cont'd):**

Mr. Maloney – Thank you Mr. Schonhut, we just wanted to take a moment as we will for each of our meetings coming up-in June when school is out the four Ward councilmen have worked together now-this will be our second annual city-wide garage sale. The dates are June 12<sup>th</sup>, 13<sup>th</sup>, and 14<sup>th</sup>. We wanted to thank Daniel Williams from our Technology team because he's put a lot of time into making changes out on the city website. Folks in town who are interested in applying for a permit for that garage sale, whether it be that weekend or anytime throughout the year can now do that on line; so in addition to eliminating the fee and adding that convenience, they can apply online. As those permits are issued, we've also learned that now in the future we are going to have a map that will show locations of where those sales are going to be so that's an added convenience for people who are coming in particularly for that city-wide event. If they don't know necessarily where to drive around town, they can take a look at the map and see where all the pinpoints are and help getting around town as they are hitting all the sales. A lot of neat things that are going on with that; as we kind of build on it a little bit more every year with some more bells and whistles, and we're looking forward to a great turnout on that weekend, thanks.

Mr. Daymut – Thank you Mr. Maloney, any other questions for Mr. Schonhut for Building and Utilities?

(None)

**COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut:** Thank you again Mr. Daymut. We have no ordinances or resolutions tonight, but I will happily take any questions.

Mr. Daymut – Thank you Mr. Schonhut, any questions again for Mr. Schonhut under Communication and Technology this evening?

(None)

**ECONOMIC DEVELOPMENT – Mr. Daymut:** We have no ordinances or resolutions on this evening's agenda. I'm going to give a brief report on or meeting of Monday, April 28<sup>th</sup> here in the council chambers. We did review our business network breakfast meeting from March 27<sup>th</sup>. We tentatively set a date for our next breakfast meeting, it will be September 18<sup>th</sup>. We will announce the sponsoring speaker at a future time. We are looking for nominations for innovation awards at that particular breakfast meeting which we do every year in September. We received a tech committee report from Ed Oliveros. We are in the process of planning a tour of NASA in the fall. I think that will be quite exciting for our committee members and to see what partnership we can develop with NASA here with some of our business partners here in town. Our Polaris tour will take place Thursday, May 15<sup>th</sup> at 12:00p.m. We are also scheduling Cuyahoga Community College, the advance manufacturing tour, sometime in the fall. We will be inviting some our business partners that might have need of those services there. We are still in the process of planning the business expo, which will be in October of this year. We did receive an update on our Strongsville businesses located in the City of Strongsville. Our next meeting will be Tuesday, May 27<sup>th</sup> at 7:00 p.m. here in the council chambers. That's all I have this evening, any questions for myself?

**FINANCE - Mr. Dooner:** Thank you, Mr. Daymut. We have no ordinances or resolutions this evening from the Finance Committee.

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 do have some ordinances and resolutions to work our way through this evening. The first item is Ordinance 2014-019. We've seen this come through in several stages now for some proposed rezoning of a couple of parcels on the east side of Pearl Rd., near Italian Village. We've been through the readings and gone through Planning Commission receiving favorable recommendation. We had our required public hearing back on April 21st, so we are now ready to act on this item this evening. The recommendation is to adopt. Ordinance 2014-035 is also one that has come through all the steps in the process to amend Chapter 1212 and prior Chapter 290. This was related to the streamlining or our implementation or ongoing oversight of the Town Center District. This had also gone to Planning Commission, received favorable recommendation. We had the public hearing as well back in April for this item so we can also act on this this evening. The recommendation is to adopt. Resolution 2014-084 is tied to that item up above, Ordinance 2014-019. This is to submit that to the electors. This will be on the November ballot for that proposed rezoning since it's going from residential to general business. The recommendation is to suspend and adopt on that item. Ordinance 2014-085 is to-we now have another request that has come forward to amend zoning. This is for a parcel on the west side of Pearl Rd., just north of Marcs. The proposal is to change that from general business to motorist service. There is a proposed project along with that and so we are going to put this on first reading and refer to Planning Commission where the details of what is being proposed will be presented. Ordinance 2014-086 is to accept for recording purposes the plat of Avery Walden Reserve Subdivision, Phase 3. The recommendation is to suspend and adopt on that item. A couple of other related items, Resolution 2014-087 is to declare the intent of Council to accept for dedication certain streets within that Avery Walden Reserve Subdivision, Phase 3. recommendation is to suspend and adopt on that item. Third, is Ordinance 2014-088 to authorize the Mayor to consent and enter into an Assignment and Assumption of Rights and Obligations under a development agreement. The thing that's nice about this that I noticed in there and mentioned in caucus is the security and escrow agreements for completion of sewers along Webster so they've got a handful of homes along the west side of Webster, adjacent to all that development, and it will be nice to tie them into the sewer system along with all the other homes that will be built there. The recommendation is to suspend and adopt on that item as well. Resolution 2014-089 is to authorize the Mayor to advertise for bids for pavement reconstruction for 2014. This is for concrete streets. There are going to be other items coming forward related to asphalt. The recommendation is to suspend and adopt on this item. Resolution 2014-090 is to authorize the Mayor to advertise for bids for the Foltz Parkway Wetland Mitigation Project. This is some work that we are going to be doing to prepare for hopefully getting to the point that we can extend that road through and continue commercial development back there. The recommendation is to suspend and adopt on this item. Resolution 2014-091 is to authorize the Mayor to advertise a request for qualifications for Engineering Consulting Services for the city-wide traffic signal system that we received grant money for. The recommendation is to suspend and adopt on that item. Finally, Resolution 2014-092 is to confirm Planning Commission Approval of the final site plan for construction by the Strongsville Rotary Foundation of the building that will be utilized by the Emergency Food Bank and for city construction of an adjacent but separate storage garage. The recommendation is to suspend and adopt on this item.

**PLANNING, ZONING AND ENGINEERING – Mr. Maloney (cont'd):** As was pointed out in caucus, coming in the future will be a construction agreement, donation agreement, and a lease agreement so that we have all our documents in order when we get to that point. It will be nice to get that up and running again in its new home. That concludes my report, 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 Mr. Daymut. Really quick, I asked in caucus if there were any questions of a police, fire, ems, or the Mayor regarding this committee, and things were in good order. I know most of us contact our directors pending approval of the Mayor, who often just lets us go ahead and discuss issues with them. The ordinance that is before this committee, Ordinance 2014-094, I think would be better had again with approval of the Mayor and the Council President if Mr. Branic explains a little bit more in detail, but the council as a whole is going to go forward with suspend and adopt for this ordinance. If it's ok with the Mayor?

Mayor Perciak – Mr. Branic

Mr. Branic – Good evening council, Mayor. Ordinance 2014-094 is basically a donation from Southwest General to the City of Strongsville, specifically to the Fire Department. The donation entails two items. One is software that we will use to track patient reporting on our EMS runs. The second part of that donation will be the hardware that's used to run that piece of software. This is a generous donation and will help us to coordinate our patient care with the hospital and with other fire departments in the area as well. The total cost is probably somewhere in the vicinity of about \$8,500.00 to \$9,000.00.

Mr. DeMio – So Mayor, the reason I asked because I knew he would hit the point, all those little grants you get and all those little things are adding up. There's another \$8,000.00-\$9,000.00 in what I'll call it a quasi-grant, a donation. Someday, you're going to give all of council...he's laughing because he knows what I'm going to say-all those items added up to show how important all those things were and the total volume-how it works to help us I should say, and the total volume of dollars that we receive each year. I've got to share this with you; it was not always that way. We didn't reach for the thousand dollars...the two thousands, the five thousands...but as you ad those up, and this one maybe \$9,000.00 or a little bit more, that's an awesome amount of money over the year. If you ever have an extra pencil...

Mayor Perciak – Forty-five million...over a few years

Mr. DeMio – Forty-five million dollars. Look at that, he knew, based on the question, so there's a few dollars that we got otherwise in here. Now I need oxygen because that is a lot of money, thank you. I will close Mr. Daymut with that forty-five million dollar answer.

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

**PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:** I have one ordinance this evening, Ordinance 2014-093. This ordinance is authorizing the Mayor to enter into a contract for the purchase of general pavement services for the year 2014 to be used by our Service Department, not to exceed \$568,950.50 through December 31<sup>st</sup>. My recommendation here to council is to suspend and adopt. That is it for this evening.

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

(None)

**RECREATION AND COMMUNITY SERVICES – Mr. Southworth:** Thank you Mr. Daymut. We have one ordinance on this evening's agenda; it is Ordinance 2014-097. This is accepting donations from Strongsville Swim League, Strongsville schools, and Swim Strongsville to help purchase a new Aquatic Center scoreboard. I want to thank each of those organizations for making those donations. The second part is actually purchasing that scoreboard, so we need a unanimous approval of that. The recommendation is to suspend and adopt, thank you. 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?

Mayor Perciak – If I may Mr. President, Mr. Southworth, Mr. Bogre, I think you need to comment on that as to the total cost and what happens when all these different groups come together and how we as a city benefit from that.

Mr. Bogre – Yes I will, the total cost of the scoreboard is close to \$59,000.00. There are four groups getting involved between us: Swimstrong, the City schools, and Strongsville Swim League. It takes all four of us to get the scoreboard because all four groups do use it all along so it was a good thing that they all did it, that it didn't all fall on the City because all four groups are using the scoreboard all the time. Without their help, this probably wouldn't have been done this year, but it was definitely a scoreboard that needed to be replaced, the one we had was obsolete. It got us more into the times of the types of equipment that they need to do the types of practices and programs that they could do to properly run the swim team.

Mr. Daymut – Thank you Mayor, thank you Mr. Bogre. Any other questions for Mr. Southworth this evening?

(None)

**COMMITTEE OF THE WHOLE – Mr. Daymut:** We have Ordinance 2014-098, it did receive favorable recommendation this evening. It's amending Ordinance 2010-075 for participation in group purchasing with the Council of Governments Sourcing Office. That's all we have this evening, is there any questions for myself?

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

**Mayor Perciak:** Thank you Mr. President, Mr. Bedford, are you prepared to make the comments here about Time Warner, and then I'll continue on with my reports; so would like to proceed.

Mr. Bedford – Thank you Mayor, I just want to let everyone know at home and here that those customers who are Time Warner dealers; Time Warner is once again making a few channel changes which will affect the schools and the government channels. If you have a new television that's a flat screen, you'll want to reprogram your TV again and you will find that the City of Strongsville's channel 21 and the schools channel 22 will now also appear on channel 96.21 and also 96.22. If you use our cable box from Time Warner, nothing really changes for you. You will just go to the channels that you are currently watching. It is for those who have a new TV and you don't use a cable box, you will want to reprogram your sets. If you are using an older television such as a CRT, a larger set, you'll want to get ahold of Time Warner and see about getting some type of an adaptor for the new digital channels. If you have any questions, you can call the Communications Center at (440) 580-3190, and that's it thank you.

Mayor Perciak – Would you be so kind John as to put something out on the website with this so that in case anybody has any questions that they could just log in and shoot us an email and we can get back to them.

Mr. Bedford – That will be done, thank you.

Mayor Perciak – Thank you Mr. Bedford. We are preparing in the City of Strongsville for our Memorial Day parade and that will be held on Monday, May 26<sup>th</sup>. It usually kicks off from St. Joseph's Church parking lot. I don't have all the details yet, but as soon as I do have the details...it's just really four weeks away, less than four weeks away. Please mark that on your calendars as we will observe Memorial Day here on that Monday in the City of Strongsville; then of course, our ceremony at the Freedom Trail gazebo, so Monday, May 26<sup>th</sup>. That is for observance of Memorial Day. We also observe here in the City of Strongsville our Peace Officer Memorial Day. I'll give you a little background on that. In 1962, President Kennedy signed a proclamation which designates May 15<sup>th</sup> as Peace Officers Memorial Day and the week in which it falls as Police Week. Each year we pause to honor the local, state and federal Peace Officers who have made the ultimate sacrifice. On average, a police officer is killed in the line of duty every fifty-eight hours in the United States. Here in Ohio, 813 officers have given their life. I invite the entire community to join us in commemorating this special event next week. Please remember to fly your American flag at half- staff on Thursday, May 15th, so would you please mark that down, May 15<sup>th</sup>.

The next announcement I have is this Sunday is Mother's Day. To all our moms, our grandmothers, our godmothers, we wish you a very Happy Mother's Day. I hope it is a very pleasant day for you. To all my directors in direct reports remember it is Mother's Day, you guys are expected to do dishes and make dinner and do all those good things that you normally don't do, that includes you too Steve Kilo. To all our moms, thank you so much for what you do for each and every one of us, and for roles our grandmothers play in our lives, and anyone else who has helped nurture us and nurture the young men and women that are coming up today; so to all the moms, thank you so much for all you do. That ends my report Mr. President

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

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

**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 ends my report, thank you.

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

(None)

**LAW DEPARTMENT – Mr. Kraus:** I would merely report that all ordinances and resolutions before the council are in proper legal form, thank you.

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

(None)

# **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, no one has signed in. At this time, is there anyone in the audience who would like to address council? If so please come to the podium and state your name and address for the record.

Jerry Hinton, 19483 Lunn Road, Strongsville, OH – Jerry Hinton, 19483 Lunn Rd., Strongsville, OH. Molly Gallery, which has been approved by the city for quite a while, and that's where I'll start historically. There was an article in the last paper about the history of several projects, but that writer did not include important history of this town and this city, and that's my point tonight. I didn't bring-I was going to bring a-there was one article, one small article in the back of the free paper...I forgot what it was called itself, still (unintelligible). Now, one small article about the community theater, and you're a member Mr. Chairman (Daymut), you were. One tiny article that did not explain when our next play is going to be and I said (unintelligible) because this theater which in Ohio is one of the most important ones in the State of Ohio at one time: has (unintelligible) to the point where I went to their first advertised play for seniors, it was free. I was really the only one there, and I was embarrassed because these people, these actors were excellent. It was a terrific play about a jury, law, and expressing the attitudes perhaps of a legal issue. The Law Director is shaking his head. Historically, I'll tell you frankly, I hate to say this, but when the Mayor died, Ehrnfelt died, it was a major change in this city, historically. I was one of the founders of the early comprehensive plans and I've tried to tell some of you that, no use arguing about that. The point is a new Law Director was hired by Mayor Ehrnfelt and it was a first full-time Law Director in this city.

Mayor Perciak – He's still here.

Mr. Kraus – I'm still here Mr. Hinton.

Mr. Hinton – I think...Mr. Law Director, I thought that's what you'd answer. Since then, there's been a very major change. Little is said about the history of this town when this city was convicted by the Supreme Court of Ohio-no, the U.S. Supreme Court for trying to ban books. It took us four and a half years to plead with people to try to get this changed. We're not-I think you recall that case, you should, there was a Law Director then that kind of went along with it, but the important thing the guy that was in charge was a...what do you say-a red neck bigot.

### **AUDIENCE PARTICIPATION (cont'd):**

Mr. Hinton (cont'd) - There shouldn't be any of these foul languages in this school teaching the people. I'm trying to quickly abbreviate the history of this because right now, there's going to be frankly a change and I thank you, the council that accepted my presentation of a little, just a little-I don't know what you want to call it, politics or what, a little point that to me is a major one. It introduced the subject of my next play. I don't get any contributions, I don't get any funding, and I don't get any acceptance much from you guys except for a few people (unintelligible). I'm here simply to say I hope, I pray that things change. Then on the cover of Time magazine, I asked people on the streets, do you know who that was? A Roman Catholic, or something, but most people say he is a terrific man. I wetted your appetite by that and I'm not promoting him, I'm not a religious fanatic, if you will. I'm not a Franciscan, if you read the history of the Franciscan society, or not a Catholic they're (unintelligible) because of Saint Francis. By the way Mayor, I was waiting for you to announce the Great holiday coming up, Mother's Day. Next to that I guess is the election, but what the hell. Anyway, one last thing...

Mr. Daymut – Thank you Jerry, you basically stated...

Mr. Hinton – One last thought, I ask people often what's your religion. I'm not going to tell you what I'm told, but I'll tell you, there's something about this new Pope, that has something that I think we ought to honor and that is going to be my next play whether you like it or not. It's not about the great Saint; I read all of our notes here, the biography (unintelligible) its six hundred pages. We're talking about a real-almost a legend, but some of these principles...

Mr. Daymut – All right Jerry, Jerry...

Mr. Hinton – Some of these principles...

Mr. Daymut – Jerry, you're past your time...

Mr. Hinton – Some of these principles are very, very important. One of them is don't be bigoted, don't be a think you know it all, thank you.

Mr. Daymut – Thank you Jerry. Okay, is there anybody else in the audience that would like to address council at this time, please come to the podium and state your name and address for the record.

(No One)

Mayor Perciak – Before we proceed, I neglected to mention, shame on me, tomorrow is Election Day. It's a primary election here in the City of Strongsville. The polls will be open from 6:30a.m. to 7:30p.m. Those of you who have not voted absentee, all of the voting stations will be open tomorrow in Strongsville. So again, tomorrow is a primary election day, thank you.

Mr. Daymut - Thank you Mayor.

#### **ORDINANCES AND RESOLUTIONS:**

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. Public hearing 04-21-14.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-019 ADOPTED.

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. Public hearing 04-21-14.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-035 ADOPTED.

**Resolution No. 2014-084** by Mr. Maloney. A RESOLUTION PROVIDING FOR THE SUBMISSION OF ORDINANCE NO. 2014-019 TO THE ELECTORS, ESTABLISHING AN ELECTION DATE THEREFOR, 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.

Resolution No. 2014-084 ADOPTED.

Ordinance No. 2014-085 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 ON PEARL ROAD (PART OF PPN 393-31-009 and ALL OF PPN 393-31-010) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO MS (MOTORIST SERVICE) CLASSIFICATION. (Milor Knowlton, LLC, Owner [Tim Dean, Agent]; and Eyesman Properties, Owner [Tim Dean, Agent]. Proposed rezoning for possible auto specialist car care). First reading and referred to Planning Commission 05-05-14.

Placed on first reading and referred to Planning Commission and back to committee.

<u>Ordinance No. 2014-086</u> by Mr. Maloney. AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES ONLY THE PLAT OF AVERY WALDEN RESERVE SUBDIVISION, PHASE 3, 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-086 ADOPTED.

Resolution No. 2014-087 by Mr. Maloney. A RESOLUTION DECLARING THE INTENT OF THE COUNCIL OF THE CITY OF STRONGSVILLE TO ACCEPT FOR DEDICATION CERTAIN STREETS WITHIN AVERY WALDEN RESERVE SUBDIVISION, PHASE 3 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Resolution No. 2014-087 ADOPTED.

Ordinance No. 2014-088 by Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO CONSENT AND ENTER INTO AN ASSIGNMENT AND ASSUMPTION OF RIGHTS AND OBLIGATIONS UNDER A DEVELOPMENT AGREEMENT WITH THE CITY OF STRONGSVILLE DATED JULY 30, 2003 AND AMENDED SEPTEMBER 19, 2005, FROM WEBSTER ROAD, LLC TO LEGACY-CARRINGTON DEVELOPMENT GROUP, LTD., IN CONNECTION WITH AVERY WALDEN RESERVE SUBDIVISION PHASE 3, 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-088 ADOPTED.

**Resolution No. 2014-089** by Mayor Perciak and Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PAVEMENT RECONSTRUCTION PROGRAM FOR 2014 IN THE CITY OF STRONGSVILLE.

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.

Resolution No. 2014-089 ADOPTED.

<u>Resolution No. 2014-090</u> by Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE FOLTZ PARKWAY WETLANDS MITIGATION PROJECT, IN THE CITY OF STRONGSVILLE.

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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Resolution No. 2014-090 ADOPTED.

Resolution No. 2014-091 by Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE A REQUEST FOR QUALIFICATIONS FOR ENGINEERING CONSULTING SERVICES FOR THE CITY-WIDE TRAFFIC SIGNAL SYSTEM UPGRADE PROJECT (PID NO. 67602).

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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Resolution No. 2014-091 ADOPTED.

Resolution No. 2014-092 by Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR CONSTRUCTION BY THE STRONGSVILLE ROTARY FOUNDATION OF A BUILDING TO BE UTILIZED BY THE STRONGSVILLE EMERGENCY FOOD BANK, INC., AND FOR CITY CONSTRUCTION OF AN ADJACENT BUT SEPARATE STORAGE GARAGE, IN THE CITY OF STRONGSVILLE.

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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Resolution No. 2014-092 ADOPTED.

<u>Ordinance No. 2014-093</u> by Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF GENERAL PAVEMENT SERVICES FOR 2014 FOR USE BY THE SERVICE DEPARTMENT OF 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. 2014-093 ADOPTED.

Ordinance No. 2014-094 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A COMMUNITY BENEFIT DONATION AGREEMENT WITH SOUTHWEST GENERAL HEALTH CENTER AND A SERVICE AGREEMENT WITH EMS CHARTS, INC., ALL WITH REGARD TO PROCURING AN EMS INFORMATION SYSTEM TO BE UTILIZED BY THE CITY'S FIRE DEPARTMENT; ACCEPTING SOUTHWEST'S DONATION OF CERTAIN COSTS ASSOCIATED THEREFOR; 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries. Ordinance No. 2014-094 ADOPTED.

<u>Ordinance No. 2014-095</u> by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING AND DIRECTING THE LAW DEPARTMENT TO COMMENCE LITIGATION TO ABATE A NUISANCE AND CAUSE THE REPAIR OR DEMOLITION AND REMOVAL OF AN INSECURE AND UNSAFE RESIDENTIAL STRUCTURE 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries. Ordinance No. 2014-095 ADOPTED.

<u>Ordinance No. 2014-096</u> by Mr. Schonhut. AN ORDINANCE AMENDING CHAPTER 822 OF TITLE TWO OF PART EIGHT OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE REGARDING REGULATION OF HOME SALES, 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. 2014-096 ADOPTED.

<u>Ordinance</u> <u>No.</u> <u>2014-097</u> by Mr. Southworth. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PURCHASE OF A SPECIALTY SCOREBOARD FOR THE CITY'S AQUATIC AREA IN THE RECREATION CENTER, AND TO ACCEPT VARIOUS DONATIONS FROM THE STRONGSVILLE CITY SCHOOLS, SWIMSTRONG, AND THE STRONGSVILLE SWIM LEAGUE, TOWARDS PAYMENT THEREOF, 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-097 ADOPTED.

<u>Ordinance No. 2014-098</u> by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 2010-075 TO AUTHORIZE THE MAYOR'S EXECUTION OF A SOURCING ALLIANCE NETWORK MEMBERSHIP AGREEMENT FOR CONTINUED PARTICIPATION IN GROUP PURCHASING SUPPLEMENTARY TO THE CITY'S ORIGINAL AGREEMENT WITH THE SOURCING OFFICE, A COUNCIL OF GOVERNMENTS, 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 age and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-098 ADOPTED.

# **COMMUNICATIONS, PETITIONS AND CLAIMS:**

(None)

#### **MISCELLANEOUS BUSINESS:**

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

Mr. Carbone - Yes Mr. Daymut

Mr. Daymut – Yes Mr. Carbone

Mr. Carbone – On May 24, 2014 in a couple of weeks I'm going to be having a cleanup day on Prospect Road. We're going to be meeting at 12565 Prospect Road which is Rock Bottom Landscaping. We're going to be handing out some doughnuts and some garbage bags. We're going to be having a cleanup day. Depending on the number of participants, we'd like to cover Prospect Road from 82 (Royalton Rd.) to the line there in Berea. Also if we have enough, we are also going to try and hit Pearl Road. If you'd like to contact me at <a href="mailto:im.carbone@strongsville.org">im.carbone@strongsville.org</a> it would be greatly appreciated if you wanted to volunteer some time. Again, it's from 10:00a.m. to noon at Rock Bottom Landscaping where we will be meeting and handing out some garbage bags, thank you.

Minutes Regular Council Meeting Held on May 5, 2014 - Page 18

# **MISCELLANEOUS BUSINESS (cont'd):**

Mr. Daymut – Thank you Mr. Carbone. Any other miscellaneous business this evening?

# **ADJOURNMENT**:

There being no further business to come before this Council, President Daymut adjourned the meeting at 8:54 p.m.

Signature on File Aimee Pientka, CMC Clerk of Council May 19, 2014
Date of Approval