

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON MAY 4, 2015.

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 4, 2015 at 7:20 p.m.**

Present: Council Members: Michael J. Daymut, Joseph C. DeMio, Matthew A. Schonhut, Kenneth M. Dooner, Duke Southworth, James E. Carbone and J. Scott Maloney. Also Present: Clerk of Council Aimee Pientka. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph Dubovec, Economic Development Director Brent Painter, Communications and Technology Director John Bedford, Recreation and Senior Services Director Bryan Bogre, Building Commissioner Tony Biondillo, Human Resource Director Steve Kilo, Service Director Joe Walker, City Engineer Ken Mikula, Public Safety Director Charles Goss, Police Chief James Kobak and Fire Chief Jack Draves.

Council President Daymut called the caucus to order at 7:21 p.m.

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

Finance Committee:

****Motion was made by Mr. Dooner, seconded by Mr. DeMio to approve the Finance Committee meeting minutes of April 13, 2015. All present voted aye and the motion carried.****

Mr. Dooner recommended suspension and adoption for Resolution No. 2015-081. This is to adopt the alternative tax budget information for the City of Strongsville for fiscal year 2016.

Planning, Zoning and Engineering Committee: Mr. Maloney advised Resolution No. 2015-086 is to authorize the Mayor to advertise for bids for the Priem Road culvert replacement project. Suspension and adoption was recommended for that resolution. Resolution No. 2015-087 will be placed on first reading. This is to confirm Planning Commission approval of the final site plan for a porch addition for a restaurant and office, and approval of such uses in a historical building for property located at 14217 Mill Hollow Lane. This project will be a tea house. Mr. DeMio asked if any resident on that street has voiced any objections to this. Mr. Maloney stated there have been no objections. Mr. Kraus stated it will be placed on first reading because they have not complied yet with six to seven conditions that Planning Commission had laid out for them. Mr. Biondillo commented that this project has been a moving target and the plans keep changing. Once they comply with what the city is asking Council will vote on it. Suspension and adoption was recommended for Resolution No. 2015-088. This is to confirm Planning Commission approval of the final site plan for three antennas and mounts on an existing telecommunications tower on city-owned property located at 15639 Royalton Road.

Public Service and Conservation Committee: Chairman Carbone recommended suspension and adoption for Ordinance No. 2015-089; an ordinance authorizing the Mayor to enter into a contract for the purchase of asphalt materials for use by the service department for the 2015-2016 season. The cost is not to exceed \$250,000.00. Suspension and adoption was also recommended for Ordinance No. 2015-090; authorizing the Mayor to enter into a contract for the purchase and replacement of a mechanical bar screen assembly with accessories and washer compactor, all to be installed at Waste-Water Treatment Plant "B". The cost is not to exceed \$172,420.00. Mayor Perciak stated this is an EPA mandate. Ordinance No. 2015-091 is to authorize the Mayor to enter into a contract for the purchase of a vehicle, equipment tires and related tire services to be used by the service department. The contract is with Sylvester Truck and Tire and the cost is not to exceed \$140,133.20. Mr. Kraus wanted to advise Council that they were not the lowest bidder.

Public Service and Conservation Committee (cont'd): The lowest bidder did not bid with the ultra-grip tires that are needed; therefore, the bid was non-responsive and rejected. Suspension and adoption was recommended for this ordinance. Suspension and adoption was recommended for Resolution No. 2015-092. This is the transfer of certain certificates for burial rights in the Strongsville Municipal Cemetery. There will also be a motion on the floor of Council designating wishes for interments in the Strongsville Municipal Cemetery.

Public Safety and Health Committee: Mr. DeMio recommended suspension and adoption for Ordinance No. 2015-093; authorizing the Mayor to enter into a side bar agreement for part-time radio dispatchers between the City of Strongsville and the Fraternal Order of the Police Parma Lodge 15 (radio dispatchers unit). Mayor Perciak stated this helps the dispatcher unit for shift coverage for sick time or vacation time usage. Chief Kobak stated there is also some upcoming maternity leave where part-time dispatchers will be needed. In addition, this will be more cost effective than paying overtime. Mayor Perciak complimented administration and the union for working together to accomplish this. Ordinance Nos. 2015-094, 2015-095, 2015-096 and 2015-097 all have to do with the purchase of vehicles and specialty items needed for vehicles to be used by the police department. Suspension and adoption was recommended for all of those. Suspension and adoption was recommended for Ordinance No. 2015-098. This ordinance authorizes the Mayor to enter into an intergovernmental agreement with the Ohio Attorney General for certain delinquent debt collection pertaining to EMS billings. Mayor Perciak stated this has been worked out through Chief Draves, Finance Director Joe Dubovec and Law Director Ken Kraus. They felt this would be the best way to move forward to collect on delinquent accounts. These are EMS billings for non-residents. In some cases, these residents collect money from their insurance company and then do not pay the city. Mr. Kraus elaborated that this program only charges ten percent for their services which is assessed against the debtor. In addition, under the law if the debtor is receiving a State of Ohio tax refund, then the Attorney General's office has the ability to set off that refund for the amount of money that's owed to the city. Mr. Southworth asked approximately how many people are affected. Mayor Perciak stated one hundred and seventy accounts, and collection will be on any account over a hundred dollars.

Economic Development Committee: Mr. Daymut stated he will give the report of the Monday, April 27, 2015 meeting on the floor. The committee is in the process of scheduling a tour of NASA. The tentative date for this is May 14th.

Committee of the Whole: Mr. Daymut briefly reviewed the agenda. It was noted there was a request that Council review a decision by the Board of Zoning Appeals. Councilman Carbone was contacted by Mr. Jin-Kye Kang to look into this decision. A motion will be made under "Communications, Petitions and Claims" to review this. Mr. Daymut stated that a resolution between both parties is being looked into prior to having a hearing on the matter. If a resolution doesn't happen, the hearing will be scheduled for the June 1, 2015 council meeting. Mr. Carbone stated that Fireside Builders was looking for a variance of three feet. Mr. Biondillo showed Council a topography of the lot in question and what the variance was granted for. Mr. Kang is a neighbor to the property in question. Mr. Daymut asked Mr. Biondillo if the Board of Zoning Appeals has granted any other variances similar to this. Mr. Biondillo stated there have been some granted in the past that were similar.

Committee of the Whole (cont'd):

Mr. Carbone discussed with Council legislation that he and Mr. Schonhut are asking the law department to review. The legislation would change the Codified Ordinances to eliminate any future establishments such as tattoo parlors, drug paraphernalia shops, secondary sales and used clothing shops, etc. from being able to come into the city. Attached with the legislative request are documents from Solon showing what their city prohibits. Mr. Carbone stated that moving forward he would like to see how we could keep the community solid while still keeping our current business owners and residents happy. Mr. Kraus commented that some of the things prohibited in Solon's code are already prohibited in our code, for example, gambling halls. Mr. Kraus stated that George Smerigan, the city planner, and himself will research this more in depth. Mr. Carbone asks that all of council look over the request and if there are any questions to contact him.

Mr. Daymut noted that he received a call today regarding the condition of the sidewalk in front of the Strongsville United Church of Christ. Mr. Walker stated that will be taken care of later on in the week.

Mr. Maloney asked about the city's street sweeping and what the schedule was for that. Mr. Walker stated three times a year they cover all curb streets. It takes them about eight to ten days to get through the entire city. Currently, they started mid last week. Mr. Maloney stated that he has received calls from a few residents regarding this. Mr. Walker asked Mr. Maloney to provide him with the locations and he will take care of it.

Mr. Southworth stated that a councilman from North Royalton contacted him. There is an initiative for anti-fracking and requested our council to support this. Mayor Perciak reminded Council that Home Rule does not apply here.

President Daymut noted the necessity for an executive session for the purpose of discussing a matter required to be kept confidential under state law and/or for which executive sessions are permitted under state law. It was so moved by Mr. DeMio and seconded by Mr. Dooner to adjourn from open session into executive session [Article XI, Section 9, City Charter]. All members present voted aye and the motion carried. Council adjourned into executive session at 7:49 p.m. Also present were Mayor Perciak, Law Director Ken Kraus, and Finance Director Joseph Dubovec. The executive session concluded at 7:54 p.m. and reconvened in open session.

MINUTES OF THE STRONGSVILLE CITY COUNCIL ORGANIZATIONAL AND REGULAR MEETING HELD ON MAY 4, 2015 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS.

CALL TO ORDER:

Council President Daymut called the meeting to order at 8:00 p.m. All joined in the Pledge of Allegiance to the Flag.

CERTIFICATION OF POSTING:

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

ROLL CALL:

Present: Council Members: Matthew A. Schonhut, Joseph C. DeMio, Duke Southworth, Michael J. Daymut, Kenneth M. Dooner, J. Scott Maloney and James E. Carbone. Also Present: Clerk of Council Aimee Pientka. **Administration:** Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph Dubovec, Economic Development Director Brent Painter, Communication and Technology Director John Bedford, Building Commissioner Tony Biondillo, City Engineer Ken Mikula, Senior Service Director Bryan Bogre, Service Director Joe Walker, Human Resource Director Steve Kilo, Public Safety Director Charles Goss, Police Chief James Kobak, and Fire Chief Jack Draves.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on April 20, 2015 were approved as submitted.

APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:

(None)

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth: Thank you Mr. Daymut, I'd just like to note that the executive director of Southwest General Foundation, Bobbie Simmerman, is stepping down this year. She has done a fantastic job. They have named her replacement as a Steve Bossart whose been working with Akron General Hospital. It should be good, Bobbie has done a great job and I'm looking forward to getting to know Steve. That is all that I have to report, if there are any more questions I'd be more than happy to answer them.

Mayor Perciak – If I could just add to your report-Tom Selden is also going to be retiring at the end of the year. They are now conducting a nationwide search to replace Tom. Also, the Strongsville Urgicare is currently closed for urgent care needs up until a week from today. The Strongsville Urgicare, currently under the ownership of Southwest General, is being conveyed to University Hospitals. It will reopen on Monday, May 11th under the University Hospital name. I have nothing else to add.

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

(None)

SCHOOL BOARD – Mr. Carbone: Yes, thank you, at the last board meeting they talked about and voted on the full day tuition for kindergarten. There will be fifty dollars off for anybody who purchases the full day kindergarten in full. You can make two annual payments. Also, families and students receiving free lunch through the district and the state will receive two hundred dollars off the full day kindergarten. If students and families are under reduced lunch it is a hundred dollars off. With the construction update at the high school, the board voted to replace all sprinkler heads in the high school at a cost of \$87,101.99. City schools received a grant of \$952.89 through Target's "Take Charge of Education Program." Commencement will be May 31st. Effective May 29, 2015 one of my former teachers and football coaches at the middle school, Michael Boyle, currently a social studies teacher at Center Middle School, will be retiring.

Mayor Perciak – One other thing Jim, would you want to mention the early start next year for school in August.

REPORTS OF COUNCIL COMMITTEES (cont'd):

SCHOOL BOARD – Mr. Carbone (cont'd):

Mr. Carbone – Yes, because of the construction I don't have the dates.

Mayor Perciak – It's either August 10th or 11th they're starting back and commencement in 2016 will be on May 15th. There's going to be a very early start next year for school; so for those of you who are planning summer vacations with your families...I'm not sure if it's the 10th or 11th that we will be in full session. All school will be done for sure by the end May in 2016. The kids will be out to allow for the transition to the new middle school from the current middle schools.

Mr. Carbone – Right, from the current middle schools they have given transition time for the teachers and the staff to get situated with their rooms and their offices. We'll get those dates out to the community.

Mayor Perciak – Soon

Mr. Carbone – Very soon

Mayor Perciak – But for sure it is an early start and an early dismissal...early start in 2015 and early dismissal in 2016, and a very early graduation in 2016.

Mr. Carbone – There's a lot of questions from parents asking me why. We really looked at Westlake. They had an awful time with their transition. I think they started the school year a week or two late; so that's something we absolutely want to avoid. It is kind of a bigger undertaking than what they thought. We want to have a little bit of a cushion there so we're not really interrupting the parents, the teachers and the kid's school year in 2016.

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

Mr. DeMio – Just on a follow up with the eighth grade Washington D.C. trip- we had a meeting last week. We had nearly three hundred attendees there, which is a good showing for the opening meeting. Our next meeting for parents who have seventh graders today and who will be eighth graders next year will be March 15th at 7:00 p.m. promptly. Mayor, the reason I bring this up today is because I want to thank your staff at the recreation center because the high school's auditorium will be closed for remodeling. You and your staff along with this Council have been kind enough to give us that room. Once again, an indirect cooperation with the parents, your department, the recreation center and the core group of volunteers.

Mayor Perciak – Thank you Joe, and there's going to be a lot of that going on next year where we are going to have to work with the schools because of the construction going on at the high school. That's one of many that Bryan Bogle and his staff are trying to make accommodations for. We're going to have other issues too, The Glitz and a few other things, so we're trying to work through that right now.

Mr. DeMio – The reason I bring that up Mayor is because the Washington D.C. trip is tough on the parents because of the economic impact for them. Little things help to keep those prices as low as possible. That room, whether it's the high school auditorium or your recreation center would cost us a few thousand dollars if you break it down. We don't include those costs because this council and this administration, this recreation center and the school board have been gracious enough to give us those things; so I'd like to thank everybody on that. I appreciate it very much.

Mr. Daymut – Any other questions for Mr. Carbone?

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

BUILDING AND UTILITIES – Mr. Schonhut:

* See Communications and Technology Committee below*

COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut: Thank you Mr. Daymut, I have nothing to report for either committee, but I will happily take any questions.

Mr. Daymut – Are there any questions for Mr. Schonhut this evening under Building and Utilities or Communications and Technology?

(None)

ECONOMIC DEVELOPMENT – Mr. Daymut: We have no ordinances or resolutions on this evening's agenda. I will give a brief report on our meeting of Monday, April 27th. We set our next business network breakfast meeting for September 24th. We are accepting Innovation Awards for that particular meeting; we do give them once a year. Ed Oliveros from our tech committee is in the process of setting up a tour NASA which should take place May 14th. As soon as more information is available I will get that to everyone here. We did review the Polaris Career Fair on April 1st. Many of our companies were in attendance and it was a very well-run career fair. We also received a report on the SBA (Small Business Association) seminar that took place here in the City of Strongsville on April 8th concerning foreign trade zones. Our business and retention survey for 2015 is under review. We have met as a subcommittee and hopefully by the end of May that survey will be going to our business partners. We discussed Ordinance No. 2015-057 which is a rezoning here for a Mitchells Ice Cream. We did receive an update on our economic development webpage and our Strongsville businesses. Our next meeting will be Tuesday, May 26th, because of the Memorial Day holiday, at 7:00 p.m. at the recreation center. That's all I have this evening, any questions for myself?

(None)

FINANCE – Mr. Dooner: Thank you Mr. Daymut, we have Resolution No. 2015-081. This is a resolution adopting alternative tax budget information for the City of Strongsville for fiscal year 2016 with the county. The recommendation is suspension and adoption. That's all we have Mr. Daymut.

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

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Maloney: Thank you Mr. Daymut, one quick heads up for the residents who will be watching our meeting before I get to the Planning, Zoning and Engineering items. It's that time of year again for our annual citywide garage sale that the Ward Councilmen always sponsors, get the word out and advertise for the event. This year the dates for that are June 11th through the 13th; so people can start cleaning out their closets and so forth and prepare for that weekend of citywide sales.

Mr. DeMio – Scott, what did you do with the permits through the building department?

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING – Mr. Maloney (cont'd): Mr. Maloney – Last year and I believe we are doing it again this year we have put some functionality out on the city website so people can apply now online to get that permit. When in doing so they have the option of also having their location on a map which is a nice feature for people who were planning to come here for that weekend to go out and see all the locations of all the different sales. That makes it easier for them to obtain that permit for the sale that weekend.

Mr. Schonhut – Correct me if I'm wrong, it's free now too correct?

Mr. Maloney – Specifically for that weekend, thanks for reminding me of that. For Planning, Zoning and Engineering we have three items this evening. Resolution No. 2015-086 is to authorize the Mayor to advertise for bids for the Priem Road Culvert Replacement Project. The recommendation is to suspend and adopt on that item. Resolution No. 2015-087 is to confirm Planning Commission approval of a final site plan for a porch addition and a parking lot addition for a restaurant and office in a historical building for property on Mill Hollow Lane. This will be placed on first reading as the applicant who came before Planning still has a few issues to wrap up with the city.

When that is all taken care of we'll bring it back for a vote. Resolution No. 2015-088 is to confirm Planning Commission approval of the final site plan for replacement of three antennas and an antenna mount with three new antennas on a telecommunication tower on city owned property located at 15639 Royalton Road. We always have to go through the formal steps with these things to ultimately approve so they can move forward. The recommendation is to suspend and adopt on this item. Those were the three items I have this evening. 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 very much Mr. Daymut. Very briefly, Ordinance Nos. 2015-093, 2015-094, 2015-095, 2015-096, 2015-097 and 2015-098 are all suspension and adoption. We have in there ordinances we need the support of all seven, but I believe in Public Safety all will be suspension and adoption unless I misunderstood. I know we are all in a hurry to see our Cavs road to glory so that's all I have.

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

(None)

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone: Yes thank you Mr. Daymut, I have three ordinances this evening and one resolution. Ordinance No. 2015-089 is for the purchase of asphalt materials for 2015-2016, not to exceed \$250,000.00. The recommendation here is to suspend and adopt. Ordinance No. 2015-090 is for the purchase and replacement of a mechanical bar screen assembly with accessories and washer compactor, not to exceed \$172,420.00. Again, the recommendation is to suspend and adopt. Ordinance No. 2015-091 is a contract to purchase vehicle and equipment tires and related tire services to be done for our service department, not to exceed \$140,133.20. The recommendation is to suspend and adopt. Resolution No. 2015-092 is granting permission to transfer certain certificates for burial rights in the Strongsville Municipal Cemetery. The recommendation again is to suspend and adopt.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone (cont'd):

*****Motion was made by Mr. Carbone, seconded by Mr. DeMio to ratify, note and approve the burial of Denise Winter in Section F, Lot #19, Grave B, based on the owner's designation of wishes for interments in the Strongsville Municipal Cemetery. 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, we do not have any resolutions or ordinances that are on this evening's agenda; but if there are any questions I'd be 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 have no ordinances or resolutions on this evening's agenda. Are there any questions for myself?

(None)

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

Mayor Perciak: Thank you Mr. President, no report this evening.

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's all I have, thank you.

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

(None)

LAW DEPARTMENT – Mr. Kraus: Yes, all resolutions and ordinances before City Council this evening 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've reached that portion of our agenda for audience participation. Comments from members of the audience shall be limited to five minutes. We do have a sign-in sheet, Carl Anderson, please state your name and address for the record.

Carl Anderson, 12370 Corinth Court, Strongsville, OH 44149: My name is Carl Anderson; I live at 12370 Corinth Court, Strongsville, OH 44149. The reason I am here today is with the water situation...clear water. Many people have talked to me about it; I live in Olympia. In your toilet bowl you end up with a black ring every three days which you have to scrub off. In the sinks, if you take them apart there is black sludge. I've lived in Parma Heights, three homes; I've lived in Berea; three homes here-in Springfield Commons was one of them and Meadowood was another one. For the last three or four years I've noticed this situation getting worse and worse. I've talked to other people in our development; it's just not my home. You talk to the water department and they say: "Well, why don't you just put some CLR in your toilet tank?" Where's it coming from? And my question is: Is the water tank here supplying all this area? Perhaps is there sludge at the bottom of that water tank? That's Cleveland Water I know; the matter is something that should be looked into.

Mayor Perciak – I agree, what we are going to do is our Service Director Joe Walker is also an engineer; he will be in touch with Mr. Margevicius at the water department. If you would leave your name and phone number with Joe, he will call this Alex Margevicius at the water department. He is the Deputy Director there I think...Director now.

Mr. Anderson – Is this something that has come up before?

Mayor Perciak – No, that's why we want to see what this is about.

Mr. Anderson – Like I say my wife, her kitchen sink is only two years old. She put her hand underneath it and she had a handful of black sludge. I had to open it apart and soak it out and clean it. That's kind of scary, there's something going on with that. I'm not the only home with that problem. It's not just...

Mayor Perciak – No, no, no...if it's city water it's not...it's coming out of the water tap. We know it's not sanitary, but its water. There is construction and everything going on around you so we have got to figure out what that's about.

Mr. Anderson – My first thought was the water tank. How long has it been since it was cleaned out?

Mayor Perciak – I don't think that has anything to do with it because that would have been a problem that would have been reoccurring year after year.

Mr. Anderson – Over years

Mayor Perciak – But it's something that has triggered this event for it to just happen now and be so profound I would think, correct Mr. Mikula? Any comment on that?

Mr. Mikula – No

Mayor Perciak – Joe?

Mr. Walker – (microphone wasn't on-unintelligible)

Mayor Perciak – Right, we're going to look into that.

AUDIENCE PARTICIPATION (cont'd):

Mr. Anderson – If it was only my home I would think well, wait a minute, wait a minute, maybe it's something in my lines.

Mayor Perciak – Without a doubt; we don't have any control over the Cleveland Water Department; but I can tell you this, we will put pressure on them to find out what this is about...without a doubt. I understand; I'd be aggravated if I were you too.

Mr. Anderson – Thank you very much.

Mr. Biondillo – Mayor, if I may?

Mr. Biondillo – The County Board of Health...I think they will test individually the water quality as well. He may want to contact them and see if there is an issue there.

Mayor Perciak - Why don't you and Joe coordinate this so that it gets done correctly, thank you Tony.

Mr. Daymut – Thank you Carl. Dan Dreiling, I believe I pronounced that correctly, please state your name and address for the record.

Dan Dreiling, 19967 Colleen Court, Strongsville, OH 44149: My name is Dan Dreiling, I live at 19967 Colleen Court. I'm here today to talk about ethical standards. Two years back I was moved to write, I guess, an opinion in The Post Newspaper relative to insufficient ethics within our homeowner's association. If I may, I'd like to read the last paragraph of that guest opinion: "To protect ourselves we must all commit being present at public meetings of all such elected officials holding them accountable and requiring them to be transparent in doing what is best for everyone in the community. Positive change will occur one household at a time." The purpose for joining today's session, and albeit it has been four years and this is my first council so I apologize for my absence and also for delaying attendance to the Cavs game, but I saw an article on www.cleveland.com a few weeks back. Councilman Scott Maloney had asked a council clerk to distribute campaign flyer information into the employee mailboxes. In the article on www.cleveland.com it said: "I didn't think there was any difference between them doing that and me putting a stamp on it." Another councilman also up for re-election happened to send me a request to attend his fund raiser and did put a stamp on that; but he didn't put a stamp on the return envelope so it may be delayed getting there. A few days later Terry Brlas, a writer for the Strongsville Post, followed up with this as a follow-up to the actions of the Council; in a sense dismissing it, in my opinion, for being trivial or too small. Scott's comment to Brlas was: "We don't need this type of distraction from the work we are here to do." I appreciate that because the work everyone within the city is important to each and every resident. Representative Mr. Daymut, you are attributed as saying: "Reaching out to Scott, there needs to be a complete separation of the city and anything going on from a campaign perspective." That's absolutely true because with that we don't have transparency, with that we don't have credibility, we don't have faith in what's being done. It goes on to say that you added: "The fact that the council clerk handled the situation during her lunch break made the difference in the decision not to pursue. It was not done on city time. That was more the reason that we feel this does not need to be pursued." My contention is it wasn't one city employee and five minutes of time, but the number of employees within the city who received that communication, taking time to read that mail was inappropriate. At a minimum, I would ask the board to reconsider, the Council to reconsider, their decision and at minimum ask Mr. Maloney to reimburse the city for the cost of the number of employees times forty-nine cents for the cost of postage.

AUDIENCE PARTICIPATION (cont'd):

Mr. Dreiling (cont'd) – Scott indicated: “I have a fundraiser coming up...”, in the language to his cover letter, “...I will be honored if you could attend and show your support for my candidacy. I’m not asking for your financial support, but having you in attendance would mean a lot to me.” Quite frankly, it’s not financial support, but it is support maybe even worse than financial support. In essence, coercion of an employee of the city to vote or support a candidate in one way or another. Based upon that, I urge Council and the Law Director to consider adopting a policy within the ethics policies and regulations of this Council prohibiting the solicitation of any city employee for any and all nomination, election, or other political proceeding subject to the vote of the community of Strongsville. Thank, respectfully in consideration of my request, any questions?

Mr. Daymut – No Dan, thank you. Is there anybody else in the audience that would like to address Council at this particular time? Please step to the microphone and state your name and address for the record.

Bryan Walters, 10152 Shalebrook Way, Strongsville, OH 44149 – My name is Bryan Walters, I live at 10152 Shalebrook Way. This pertains to Councilman Carbone’s reference to Ordinance No. 2015-089, the asphalt related purchase. In January of this year I met with a half dozen managers including the president of The Cleveland Metroparks, the chief of rangers, and the chief of construction and so on. My issue is that I’ve been using The Cleveland Metroparks for forty years now. They’ve been a disgrace of course on many fronts. The asphalt conditions are such that it’s a danger if you’re trying to ride a bicycle either on the road or the all-purpose trails. I went in there with guns loaded; I’m going to make a presentation of cost benefit of addressing all of these horrible roads in The Metroparks as well as the all-purpose. Coincidentally, if you go to The Metroparks now, you’re going to see that they have in fact turned around under new management-the new president, their priority to these road surfaces. There is an awful lot and a growing amount of all-purpose trails that are in beautiful shape now because they have spent or are spending, my numbers are faded, but probably fifteen percent of a two hundred million dollar budget on asphalt and these maintenance issues. My point is I bought my home in 2002 for \$230,000.00. I made \$70,000.00 in improvements. In talking with neighbors I’m probably not going to probably see more than \$200,000.00 in the sale price. I don’t really know the solution to that because I don’t know how you incentivize neighbors to do the best they can to show pride and ownership...I do. But in part, if you were to drive down so many of these roads, and Councilman Carbone is familiar, this concrete material we use for these streets of course is a nightmare. It needs constant attention. The workers are out there constantly in the neighborhood cutting, patching, and so on. It’s a disgrace and I guess my point is, and I think again Councilman Carbone tentatively plans to join me at the next meeting with the president of The Metroparks, to discuss this further. But it seems that we could probably learn a little bit from talking about how they prioritized and managed fixing costs on asphalt purchase. To summarize, so you might guess where I might be going, it seems to me that there might be merits to a feasibility study to take a look at how over time we begin to migrate from these concrete surfaces in this environment with the frost-thaw-frost-thaw. It’s a circuitous effort to begin to asphalt over these concrete surfaces because I’ve talked to work crews and they have indicated: “Yes, but you probably need a four inch asphalt base...” and so on. Something is holding back our property values. Pride of ownership is a big issue. The way the tax structure is designed you’re de-incentivized to make improvements. I’ve put together twelve hundred feet of sun decking and stamp concrete terrace and you penalize me for it because of course my property taxes are going to go up. It just seems like we’re just...they say insanity is doing the same thing over and over again and expecting a different result. It seems that it’s time that we at least did a study area with asphaltting over some of these concrete...I live Meadowood-determine from those who are in a position in engineering to know what level, what amount of asphalt you require to do that surface correctly and to determine its benefits.

AUDIENCE PARTICIPATION (cont'd):

Mr. Walter (cont'd) - I think a lot of times when people are looking at a house in a neighborhood we never know why they didn't want to buy that house; but you know something, a street that looks like Baghdad under the Bush Administration might well be one of the answers. It just looks like a city that is on decline and doesn't have enough money to maintain its infrastructure. Maybe you've done that before, maybe you just don't consider the value of the feasibility study to merit...

Mr. Daymut – I hate to interrupt you, but you have exceeded your five minutes.

Mr. Walters – The point being, think about it.

Mayor Perciak – Sir, I invite you to make an appointment with myself, our city engineers, and we have a lot of this information for you as to why we fix concrete and why we don't go with asphalt. I don't dispute some of the statements that you've said here this evening, but we have evidence that we believe why concrete is better than some of the asphalt because as you've seen in Meadowood, we have asphalted over concrete, and the reason that hasn't held is because of base. There are a lot of things going on there. The other side of it is you mentioned something about the parks had fifteen percent of their budget; I think we're at twenty-two percent of our budget to fix roads. We're doing everything we can. Then as far as property maintenance throughout the city, under the leadership of our Building Commissioner Tony Biondillo, we have our building inspectors actually walking the streets and citing residents for the exterior of these to get these things up to code and in compliance. We'd be happy to sit down and talk to you; we'd be happy to share all of this with you so that you would be more aware as to what we're doing both on the engineering side and what we're doing on the building side. Feel free to call myself or Tony or Ken or Joe and we'll set up a time that is convenient for you and we'll take as much time as you want and show you what we have and what we know. In the meantime, if you have some type of study or some type of documentation please bring that with you okay?

Mr. Walter – Yes

Mayor Perciak – Thank you

Mr. Daymut – Is there anyone else in the audience that would like to address Council at this evening? Please step to the podium and state your name and address for the record.

(No Comments)

ORDINANCES AND RESOLUTIONS:

Resolution No. 2015-081 by Mayor Perciak and Mr. Dooner. A RESOLUTION ADOPTING ALTERNATIVE TAX BUDGET INFORMATION FOR THE CITY OF STRONGSVILLE, OHIO FOR FISCAL YEAR 2016, 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. 2015-081 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2015-086 by Mayor Perciak and Mr. Maloney. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PRIEM ROAD CULVERT REPLACEMENT 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 aye and the motion carried.

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

Roll Call: All ayes. Motion carries. Resolution No. 2015-086 ADOPTED.

Resolution No. 2015-087 by Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR A PORCH ADDITION AND PARKING LOT ADDITION FOR A RESTAURANT AND OFFICE, AND APPROVAL OF SUCH USES IN A HISTORICAL BUILDING FOR PROPERTY LOCATED AT 14217 MILL HOLLOW LANE (PPN 399-05-007), IN THE CITY OF STRONGSVILLE.

Placed on first reading and referred back to the committee.

Resolution No. 2015-088 by Mr. Maloney. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE FINAL SITE PLAN FOR THE REPLACEMENT OF THREE (3) ANTENNAS AND AN ANTENNA MOUNT WITH THREE (3) NEW ANTENNAS AND A NEW ANTENNA MOUNT, ON AN EXISTING TELECOMMUNICATIONS TOWER ON CITY-OWNED PROPERTY LOCATED AT 15639 ROYALTON ROAD (PPN 399-02-005), 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. 2015-088 ADOPTED.

Ordinance No. 2015-089 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF ASPHALT MATERIALS 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. 2015-089 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2015-090 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE AND REPLACEMENT OF A MECHANICAL BAR SCREEN ASSEMBLY WITH ACCESSORIES AND WASHER COMPACTOR, ALL TO BE INSTALLED AT WASTE-WATER TREATMENT PLANT "B" 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. 2015-090 ADOPTED.

Ordinance No. 2015-091 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF VEHICLE AND EQUIPMENT TIRES AND RELATED TIRE SERVICES TO BE USED 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. 2015-091 ADOPTED.

Resolution No. 2015-092 by Mr. Carbone. A RESOLUTION GRANTING PERMISSION TO TRANSFER CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. [Laing-Bloomingtondale]

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. 2015-092 ADOPTED.

Ordinance No. 2015-093 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SIDE BAR AGREEMENT FOR PART-TIME RADIO DISPATCHERS BETWEEN THE CITY OF STRONGSVILLE AND THE FRATERNAL ORDER OF THE POLICE PARMA LODGE 15 (RADIO DISPATCHERS UNIT) IN CONNECTION WITH THE CURRENT COLLECTIVE BARGAINING AGREEMENT, 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. 2015-093 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2015-094 by Mayor Perciak and Mr. DeMio. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF FOUR (4) 2016 FORD FUSION POLICE VEHICLES, WITH BASIC OPTIONS AND APPURTENANCES, FOR USE BY THE POLICE 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.

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. 2015-094 ADOPTED.

Ordinance No. 2015-095 by Mayor Perciak and Mr. DeMio. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF FOUR (4) 2015 DODGE CHARGER POLICE VEHICLES, WITH BASIC OPTIONS AND APPURTENANCES, FOR USE BY THE POLICE 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.

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. 2015-095 ADOPTED.

Ordinance No. 2015-096 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF TWO (2) NEW 2015 HARLEY-DAVIDSON POLICE MOTORCYCLES FOR USE BY THE CITY'S POLICE DEPARTMENT, AND FOR TRADE-IN OF TWO (2) 2007 HARLEY-DAVIDSON POLICE MOTORCYCLES, AND TO HAVE THE SALE PRICE APPLIED TO THE PURCHASE PRICE, WITHOUT PUBLIC BIDDING FOR SUCH SALE, 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. 2015-096 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2015-097 by Mayor Perciak and Mr. DeMio. AN ORDINANCE APPROVING PURCHASES OF SUPPLEMENTAL SPECIALTY ITEMS, EQUIPMENT, PAINTING, AND INSTALLATION OF ACCESSORIES NECESSARY TO PROPERLY OUTFIT NEW VEHICLES SEPARATELY PURCHASED FOR USE BY THE POLICE DEPARTMENT; AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH VARIOUS VENDORS, 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. 2015-097 ADOPTED.

Ordinance No. 2015-098 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE OHIO ATTORNEY GENERAL FOR CERTAIN DELINQUENT DEBT COLLECTION AND TO DELEGATE DISCRETION, IN CONNECTION WITH COLLECTIONS OF EMS BILLINGS, 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. 2015-098 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

Request for review by Council under Article IV, Section 6 (c) of the Charter, of the findings and determination of variance of the Board of Zoning Appeals concerning the property owned by Fireside Builders, LLC, located at S/L 270, 12362 Steeplechase Lane, PPN 392-02-035, zoned R1-100.

Pursuant to Article IV, Section 6(c) of the City Charter, I, Councilman James Carbone, hereby move that:

- (1) The request for review by the Council of the City of the determination and findings of the Board of Zoning Appeals at its meeting held on April 22, 2015 granting a three (3) foot Side Yard Setback variance to Fireside Builders, LLC, in order to construct a single-family dwelling on property located at 12362 Steeplechase lane, Sublot 270, PPN 392-02-035, zoned R1-100, be approved, due to the fact that this Council finds and determines that one or more matters at issue in the request significantly affect or involve a purpose of the Planning and Zoning Code of the City and/or the intent of the Council in their adoption; and
- (2) The review of the aforesaid findings and determination of the Board of Zoning Appeals be set for hearing before the Council on June 1, 2015 at 8:00 p.m. in the Council Chambers at 18688 Royalton Road; and
- (3) The Clerk of Council be directed to provide notice to all parties required to receive notice of a variance.

COMMUNICATIONS, PETITIONS AND CLAIMS (cont'd):

****Motion was seconded by Mr. DeMio. All members present voted aye and the motion carried.****

MISCELLANEOUS BUSINESS:

Mr. Daymut – Is there any miscellaneous business?

(No Comments)

ADJOURNMENT:

There being no further business to come before this Council, President Daymut adjourned the meeting at 8:45 p.m.

Signature on File
Aimee Pientka, CMC
Clerk of Council

May 18, 2015
Date of Approval