

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON, TUESDAY SEPTEMBER 5, 2017.

The Council of the City of Strongsville met in the Caucus Room at the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road, on **Tuesday, September 5, 2017 at 7:15 p.m.**

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

Council President Dooner called the caucus to order at 7:15 p.m.

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

Finance Committee: Chairman Short advised Resolution No. 2017-114 is authorizing and directing the Director of Finance to certify to the Fiscal Officer of Cuyahoga County unpaid property maintenance nuisance abatements for levy and collection. This will be amended tonight due to now having the official exhibit. Mr. Dubovec advised this will be filed with the county this week. The recommendation is to adopt this legislation as amended. Ordinance No. 2017-136 is to sell notes in anticipation of the issuance of bonds for the purpose of acquiring vehicles and related attachments for the service department. Suspension and adoption was recommended for this legislation. Ordinance No. 2017-137 is an appropriations ordinance for expenses and expenditures. The recommendation is to suspend and adopt that ordinance. Suspension and adoption was also recommended for Resolution No. 2017-138. This is a resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the County Fiscal Officer. Mr. Dubovec distributed to council the proposed 2018 budget. He advised that if there are any questions or concerns to feel free and call or email him. Mr. Short advised there will be a Finance Committee meeting on September 28th at 4:00 p.m. in the Mayor's conference room to discuss this proposal.

Planning, Zoning and Engineering Committee: Chairman Daymut advised Ordinance No. 2017-111 is to rezone property located at 17800 Royalton Road (a portion of PPN 396-12-002) from OB (office building) classification to GB (general business) classification and R-RS (Restaurant-Recreational Services) classification. It did receive a favorable recommendation from the Planning Commission. This will be placed on third reading and set for a public hearing on October 16, 2017. Ordinance No. 2017-123 is to rezone property located at 14356 Pearl Road (PPN 393-19-033) from GB (general business classification) to R-RS (restaurant-recreational services) classification. This will be placed on second reading and set for a public hearing on October 16, 2017. This is for a proposed Raising Cane's chicken restaurant. Ordinance No. 2017-139 is to enact a new Chapter 840, "Medical Marijuana" of the Codified Ordinances of the City of Strongsville; and to amend Chapter 1242 of the Planning and Zoning Code, to establish a new Section 1242.14 concerning the regulation of medical marijuana in the city. This will be placed on first reading and referred to Planning Commission for their recommendation. Ordinance No. 2017-140 is to amend Section 1258.03 of the Planning and Zoning Code of the Codified Ordinances to establish regulations for the storage, display and sale of vehicles in a general business district. This will be placed on first reading and referred to the Planning Commission for their recommendation. Mr. Schonhut asked if they were still doing the rezoning (Ordinance No. 2017-122). Mayor Perciak advised no; they will be handling that property through this legislation instead. He stated it was recommended to the owner and their attorney to handle it this

way as it would better suit their purpose. Mayor Perciak also stated this affords the city opportunities to review any service station going on the property that could involve environmental issues. Mr. Schonhut asked if there are any other areas in Strongsville that this type of legislation could have a direct impact. Mayor Perciak advised this legislation is modeled after the Goodyear property. Mayor Perciak advised the intention there is to take down the existing building. Ordinance No. 2014-141 is to enter into a modification to the agreement with R.E. Warner & Associates, Inc. in connection with the Prospect Road and Albion Road Intersection Improvements Project. This is to increase the amount by \$47,500.00 for a new project cost of \$276,280.00. The recommendation was to suspend and adopt that legislation. Mr. Mikula advised the bulk of the work is replacing the waterline. Mr. Schonhut asked if the city has ever looked at doing a roundabout in that intersection. Mr. Mikula advised not in that area, but other areas have been looked at. Ordinance No. 2017-142 is authorizing the Mayor to enter into an additional grant of easement for sanitary sewer system purposes with True North Energy, LLC. This is the Shell gas station located at SR 82/I-71. Mr. Schonhut asked if this project will impede any future salt operations. Mr. Walker advised it would not. Suspension and adoption was recommended for this legislation. Suspension and adoption was also recommended for Ordinance No. 2017-143. This is an ordinance waiving application of certain retainage payment requirements under Section 210.02 of the Codified Ordinances and provisions of the contract between the City of Strongsville and Mark Haynes Construction, Inc. in connection with the 2016 Courtland Culvert Replacement Project. The city will be holding 50% (\$33,000.00) of the payment due until some seeding issues are fixed over there. Mr. Carbone advised he has spoken to Mr. Daymut, Mr. Mikula and Mr. Jamison about this. Mr. Carbone, Mr. Jamison and Mr. Mikula have all been in communication with Mr. Abegglen down there who has issues regarding the seeding of his lawn. Mr. Carbone advised Mr. Abegglen felt secure when the city was holding back the full amount of money. Now that we aren't, the security isn't there. As the ward councilman, Mr. Carbone feels uncomfortable with passing this legislation because he did advise the resident the city would be holding the full amount back. Mr. Mikula advised the grass was planted before summer and it did not take. The contractor is committed to coming back and redoing the area. Mr. Mikula advised the money we are holding back will more than take care of the job that needs to be done there. Mr. Daymut advised we are in the season now to plant so this will get handled soon. Mayor Perciak advised this is a practice the city has used in the past. Mr. Schonhut asked Mr. Mikula to give a dollar amount of what's left to do. Mr. Mikula advised \$3,000.00. Mr. DeMio asked about the fire hydrant issue Mr. Abegglen has brought up. Mr. Mikula advised the resident is unhappy with the location of where the hydrant is. Mr. Mikula advised that is a non-issue because it has been approved by both Cleveland Water and our fire department. In regards to the lawn, the contractor advised he will go through and rock hound it and make it meet the specifications. Mr. DeMio asked about the fence concern in regards to having to carry the lawn mower over the fence to cut grass due to no opening in the fence. Mr. Carbone advised that by the actual culvert (across the street from Mr. Abegglen), there is no area to access in order to maintain the property. Mr. Mikula advised it is the property owner's responsibility to maintain that property. That area is not part of the landscaping area in question. Ordinance No. 2017-144 is to accept certain lands within Fieldstone Subdivision Phase 3-The Enclave at Fieldstone Preserve for dedication to public use. Suspension and adoption was recommended for this legislation. Suspension and adoption was recommended for Ordinance No. 2017-145; an ordinance authorizing the Mayor to enter into a modification to the professional design engineering services contract between the City of Strongsville and TMS Engineers, Inc. in connection with the city-wide traffic signal system upgrade project. The upgrade is in the amount of \$121,100.00 for a total contract cost of \$539,700.00. NOACA is providing \$141,000.00 of the cost. Mr. Mikula advised the city applied for an implementation grant to construct some of the recommendations NOACA had for our Town Center District. Mr. Daymut asked if there will be cameras or loops done for this project. Mr. Mikula advised there will be cameras. This project will start in 2018. Resolution No. 2017-146 is confirming Planning Commission approval of the site plan for two park lot additions to the Altenheim Rehab and Memory Care Facility on Shurmer Road. Suspension and adoption was recommended for that resolution.

Public Service and Conservation Committee: Chairman Carbone advised Ordinance No. 2017-147 is to authorize the sale at public auction certain obsolete and surplus vehicles and equipment no longer needed for any municipal purpose. This will be amended this evening. Mr. Walker has decided to keep two of the police vehicles for use in his department. The recommendation will be to suspend, then adopt as amended. Ordinance No. 2017-148 is to authorize the Mayor to purchase four GMC Sierra 2500 pick-up trucks for use by the service department. This is without public bidding so all seven votes of council are needed for this to pass. The cost will be \$132,390.50. The recommendation is to suspend and adopt this legislation. Suspension and adoption was also recommended for Resolution No. 2017-149. This is a resolution granting permission to repurchase certain certificates for burial rights in the Strongsville Municipal Cemetery.

Communications and Technology Committee:

Motion made by Mr. Schonhut, second by Mr. Southworth to approve the Communications and Technology Committee meeting minutes of Friday, July 17, 2017. All members present voted aye and the motion carried.

Recreation and Community Services Committee: Chairman Southworth advised Ordinance No. 2017-150 is to accept an award of funding from the Northeast Ohio Areawide Coordinating Agency (NOACA) through the enhanced mobility for seniors and individuals with disabilities program, for the purchase of a vehicle to provide transportation services for the city's senior wheels program. Suspension and adoption was recommended for this legislation.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance No. 2017-151; an ordinance authorizing the acceptance of an award of funding from the U.S. Department of Justice Office under the Bulletproof Vest Partnership Grant Act of 1998 for Fiscal Year 2015. Ordinance No. 2017-152 is to authorize the application for financial assistance with the U.S. Department of Justice under the Bulletproof Vest Partnership Grant Act of 1998 for Fiscal Year 2017. Suspension and adoption was recommended for this legislation. Both Ordinances are to help purchase armor vests and body armor for use by our police department. Suspension and adoption was also recommended for Ordinance No. 2017-153. This is an ordinance pertaining to our community diversion program. The agreement is for years 2018 and 2019. Ordinance No. 2017-154 is to approve a grant for our DARE program. The grant is in the amount of \$32,838.75. Suspension and adoption was recommended for this legislation. Resolution No. 2017-155 is to accept a donation of \$1,000.00 from Swagelok Company to be used for education and training in the fire department. Suspension and adoption was recommended for this legislation. Mr. DeMio advised he will be having a committee meeting in the near future.

Economic Development Committee: Chairman Daymut advised Ordinance No. 2017-156 is an ordinance authorizing a job/payroll creation incentive grant for National Automotive Experts, LLC. This will be placed on first reading. The next breakfast meeting will be Thursday, September 21st. The next committee meeting will be Monday, September 25th at 7:00 p.m. at the senior center.

Committee of the Whole: Mr. Dooner advised there will be a committee meeting on Thursday, September 13th at 5:00 p.m. in the Mayor's conference room (It has since been changed to Tuesday, September 12th at 4:00 p.m.). There will be an upcoming Public Safety and Health committee meeting right before caucus on September 18th. There will be an upcoming Public Service and Conservation meeting, tentatively before caucus on October 2nd. There will also be a Finance committee meeting on September 28th at 4:00 p.m. Mr. Dooner recommended suspension and adoption for Ordinance No. 2017-157. This is a TIF (tax increment financing) for improvements to real estate for public use. This one is for the property where The Rail is located. The recommendation is to suspend and adopt that legislation.

Ordinance No. 2017-158 is to enter into a lease agreement with the Chamber of Commerce for premises located at 18829 Royalton Road. Suspension and adoption was recommended for that legislation. Ordinance No. 2017-159 is to apply for a grant from the Ohio Attorney General's Office in connection with their law enforcement diversion program relating to the opioid epidemic. Ordinance No. 2017-160 is to adopt the replacement pages to the codified ordinances. Suspension and adoption was recommended for that legislation. Suspension and adoption was also recommended for Ordinance No. 2017-161; an ordinance amending Ordinance No. 2010-038 in order to increase the hourly rates for special legal counsel in connection with collective bargaining and labor relations matters. Suspension and adoption was also recommended for Resolution No. 2017-162. This is a resolution urging the Federal Aviation Administration to have a community meeting with the City of Strongsville in reference to the flight paths at Cleveland Hopkins International Airport. Mr. Carbone thanked Mr. Jamison for drafting this legislation. There is some concern in a section of Westwood Farms where this could become an issue. Mr. Jamison advised the FAA nationwide is switching from a radar based system to a GPS satellite system for takeoffs and landings. Communities that request a meeting have the opportunity to be informed and be able to express any concerns they might have as it relates to the impact of this change. Mr. Southworth advised the FAA started this last year. They had a prior meeting that he was able to attend. It was made clear that they would show up at city council meetings or wherever needed to alleviate any concerns. Mr. DeMio asked Mr. Southworth if they plan on keeping the current height restriction. Mr. Southworth advised he did not know; the meeting was more of a general nature.

President Dooner noted the necessity for an executive session for the purpose to discuss legal matters. Also present from the Administration: Mayor Perciak and Law Director Neal Jamison. It was so moved by Mr. Southworth and seconded by Mr. DeMio 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 7:52 p.m. The executive session concluded at 8:02 p.m. and reconvened into open session.

MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON TUESDAY, SEPTEMBER 5, 2017 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS.

CALL TO ORDER:

Council President Dooner called the meeting to order at 8:03 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: Kenneth M. Dooner, Matthew A. Schonhut, Michael J. Daymut, Joseph C. DeMio, Duke Southworth, Gordon C. Short and James E. Carbone. **Also Present:** Clerk of Council Aimee Pientka. **Administration:** Mayor Thomas P. Perciak, Finance Director Joseph Dubovec, Law Director Neal M. Jamison, Communications and Technology Director David E. Sems, Service Director Joe Walker, Economic Development Director Brent Painter, Human Resource Director Steve Kilo, Building Commissioner Tony Biondillo, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan V. Bogle, Public Safety Director Charles Goss, Police Chief Mark Fender and Fire Chief Jack Draves.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on July 17, 2017 were approved as submitted.

APPOINTMENTS, CONFIRMATIONS, AWARDS AND RECOGNITION:

Mayor's re-appointment and confirmation of Brian J. David to a four (4) year term on the City's Planning Commission, effective retroactive to September 1, 2017, and expiring on August 31, 2021. Oath of Office to follow.

Mayor Perciak – I would like to re-appoint Brian J. David to a four year term on the city's Planning Commission, effective retroactively to September 1, 2017, and expiring on August 31, 2021.

Motion made by Mr. DeMio, second by Mr. Daymut to re-appoint Brian J. David to a four year term on the City's Planning Commission, effective retroactive to September 1, 2017, and expiring on August 31, 2021. All members present voted aye and the motion carried.

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

(Applause)

REPORTS OF COUNCIL COMMITTEES:

SCHOOL BOARD – Mr. Dooner: This meeting I have nothing to report.

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Carbone: There was not a meeting but I did attend a new trustee meeting that was held for me and two other new trustees. It was quite interesting. I learned a little bit more about the inner works of Southwest Hospital. We will have a meeting at the end of this month. After that meeting, I will report back to council on what took place at that meeting. For right now, that ends my report.

Mr. Dooner – Thank you Mr. Carbone.

BUILDING AND UTILITIES – Mr. Schonhut:

* See Communications and Technology Committee below *

COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut: Thank you Mr. Dooner, tonight I have nothing to report for Building and Utilities. I would like to roll right into Communications and Technology, as long as that is okay with you. In caucus, we approved our meeting minutes from our July 17th meeting. Secondly, our communications team is working hard to get the city app out here which should be available in the very near future. Hopefully, we will get that back up and running so that things are a little bit more accessible to our residents. We're looking forward to that. Thank you Mr. Sems and your team for all your work on that. That is all that I have for both committees but I will happily take any questions for either.

Mr. Dooner – Thank you Mr. Schonhut.

REPORTS OF COUNCIL COMMITTEES (cont'd):

ECONOMIC DEVELOPMENT – Mr. Daymut: Thank you Mr. Dooner, we have Ordinance No. 2017-156; this is authorizing the job/payroll creation incentive grant for National Automotive. I ask that we place that on first reading this evening. Also, I'd like to announce our breakfast meeting has been set for Thursday, September 21st. I'd like to thank Brian Zimmerman, the Chief Executive Officer of the Cleveland Metroparks and a Strongsville resident. The Metroparks are a real asset that we have in the City of Strongsville and they are celebrating their 100th year. He'll be our featured speaker. This particular meeting we do give our awards for the year. Strongsville Innovation Award will be presented to Parkview Homes and Union Home Mortgage; and we have a Distinguished Development Award that will be given to Westwood Commons. I ask all of you to mark your calendars and I hope that you can attend that particular event. Our next regular meeting will be Monday, September 25th at the senior center. That's all I have Mr. Dooner, thank you.

Mr. Dooner – Thank you Mr. Daymut.

FINANCE – Mr. Short: Thank you Mr. Dooner, we have two ordinances and two resolutions tonight on the agenda. We'll start with the ordinances. Ordinance No. 2017-136 and this is for approval of the administration to issue bonds for \$2.1 million for the purchase of vehicles in the service department. This was discussed at the April 17th Finance Committee meeting. We have Ordinance No. 2017-137; to update the annual expenses for the City of Strongsville and to repeal Ordinance No. 2017-113. We have Resolution No. 2017-114; this is a resolution that is authorizing the finance director to file with the county for unpaid nuisance abatements for the city-to collect on those abatements for our service department, mainly for grass cutting. Then Resolution No. 2017-138. This is a resolution to accept the amounts and rates determined for the tax levies and certify them to the county of those rates and of the amounts for 2017. That concludes my report, I'm happy to take any questions.

Mr. Dooner – Thank you Mr. Short.

PLANNING, ZONING AND ENGINEERING – Mr. Daymut: Thank you Mr. Dooner, on this evening's agenda we have Ordinance No. 2017-111. That is to change the zoning of certain property located at 17800 Royalton Road from office building to general business. We will place that on third reading and set a public hearing for October 16th. Ordinance No. 2017-123 is to change the zoning at 14356 Pearl Road from general business to restaurant-recreational services. We will place that on second reading and set for a public hearing on October 16th. Ordinance No. 2017-139, this is a new Chapter 840 for medical marijuana; amending Chapter 1242 with a new Section 1242.14 concerning regulation of medical marijuana. Please place that on first reading and refer to the Planning Commission. We have Ordinance No. 2017-140 amending Section 1258.03 in order to establish regulations for the storage, display and sale of vehicles in a general business district. Please place that on first reading and refer to the Planning Commission. Ordinance No. 2017-141, that's to enter into a modification of professional services agreement with R.E. Warner and Associates with the SR 237 (Prospect Road) and Albion Road Intersection Improvement Project, to the tune of \$47,500.00, for a new total of \$276,280.00. I ask that we suspend that and approve that this evening. Ordinance No. 2017-142 is to enter into an additional grant of easement for sanitary sewer purposes with True North Energy. I ask that we suspend and adopt that. Ordinance No. 2017-143 is waiving of certain retainable payments under Codified Ordinance 210.02 and with the contract with Mark Haynes Construction in connection with the 2016 Courtland Culvert Replacement Project. This is only 50% of the money that we are retaining, to the tune of \$33,000.00. We will retain \$33,000.00 to finish the project. The total project will be \$663,635.00. We ask that we suspend and adopt that. Ordinance No. 2017-144 is accepting certain lands within Fieldstone Preserve for dedication to public use and certain public utilities.

REPORTS OF COUNCIL COMMITTEES (cont'd):

Mr. Daymut (cont'd) - I ask that we suspend and adopt that. Ordinance No. 2017-145 is a modification to the professional design engineering services contract with TMS Engineers in connection with the city-wide traffic signalization upgrade, to the tune of \$121,100.00, for a new total of \$539,700.00. We have received a grant for that from NOACA for \$141,000.00 to offset the cost. I ask that we suspend and adopt that. Finally, Resolution No. 2017-146; it's confirming the Planning Commission approval of the site plan for two parking lot additions to the Altenheim Rehab and Memory Care Facility on Shurmer Road. I ask that we suspend and adopt that. That's all I have Mr. Dooner, thank you.

Mr. Dooner – Thank you Mr. Daymut.

PUBLIC SAFETY AND HEALTH – Mr. DeMio: Thank you Ken, there are several ordinances before this docket tonight. Ordinance Nos. 2017-151-2017-155. I'll go over those briefly. The first one is twenty-four bulletproof vests that we are getting reimbursed from the State from a few years ago. That amount is \$12,000.00 and change. The second one is we're applying for new vests, eleven of them, \$5,200.00 and change. Mayor, that's another roll-up for us that we continue to get. The former teen court, which is the diversion program through juvenile court. We've done, I think, Chief Goss-the former Chief Goss, it's been at least sixteen years with this juvenile court diversion program. Simply, this is allowing us to do our work with our kids and our families in our community, and do it here rather than going to 93rd and Quincy to deal with issues there where they don't understand our community. That is an excellent program that we do here in Strongsville. Third is the DARE program which, as usual, we are among the best in the State of Ohio. We're getting over \$32,000...nearly \$33,000.00 to continue that program; and year after year after year after year our officers, with the chief of police-Chief Fender and his leadership, we continue to do all the good things with the DARE program. I know that with the new, unfortunately the new drugs we have out there, there's even more and more education going into that field; and Strongsville being one of the leaders, it is so important that we get that reimbursement and that grant. Chief, I appreciate that very much. Finally, Swagelok who donates \$1,000.00-it seems every couple of months they seem to donate more and more money to us for education for our fire program and education in training. I hope I'm not getting your chief off guard here Mayor, if you don't mind, can he explain a little bit what he does with these amounts of money that may not seem like a lot, but as they add up...

Mayor Perciak – Joe, Councilman DeMio, not only do they donate \$1,000.00 to the fire department, they donate \$1,000.00 to the police department. I believe they also donate \$1,000.00...I'm not sure if it's fireworks or Christmas lighting. Art Anton, who is the President and CEO of Swagelok makes that determination.

Mr. DeMio – We appreciate it.

Mayor Perciak – He's a wonderful guy.

Mr. DeMio – So if he could give us a snapshot of what he does with that money.

Chief Draves – Sure Mr. DeMio, the money from Swagelok traditionally every year goes to fire prevention and training programs. Each year we educate in the city probably over 500 people in CPR training every year as well as first aid. For many of the civic groups, we also go out and do fire extinguisher training; not only to businesses, but a lot of the community groups that ask for it. We try and put some good information into our residents' hands so that they can respond to an emergency and kind of hold things at bay until we can arrive and mitigate the situation totally.

Mayor Perciak – Chief Draves, can you maybe talk a little bit about the summer program we had for the young men and women, the 4th graders?

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SAFETY AND HEALTH – Mr. DeMio (cont'd):

Chief Draves – Yes, there's several other programs we've had are...one we've been doing for probably 20-25 years is the fire safety trailer. We go out to the 3rd grade classes and do classroom education with them, and then take them out into this trailer which is a mock-up of a house. We can actually put some theatrical smoke into it and we teach them how to escape should there be a fire in their bedroom or in their house so they know how to safely exit and what they should do and how they should do that. That's been a highlight program for many years. That program is supported mainly through Aluminum Cans for Burned Children. At any of our city's fire stations you can collect your aluminum cans at home, drop them off at any of the fire stations; they get collected weekly/monthly and then all those proceeds go to help support that program and maintain the trailer.

Mr. DeMio – Right, and it's a gateway for the recent...unfortunately recent fires we've had. So, you will go out to people's homes to help them check their fire...

Chief Draves – Absolutely, yes we'll be glad to do a home safety inspection if they'd like. So just call fire prevention, (440) 580-3225, and ask for a home inspection. One of our fire inspectors will come out and take a look and...

Mr. DeMio – Look at the chimney, right?

Chief Draves – Chimney and yes, how you store your chemicals and just general housekeeping and when you should test your smoke detectors and all those variety of things to make sure your home and your family are safe.

Mr. DeMio – Mayor, I tried to throw him off, I can't. He just adds to the...you trained him well.

Chief Draves – Anytime Mr. DeMio.

Mr. DeMio – Then I'm going to gateway on that. It opens it up to our Chief Fender who I'm going to throw a little curve ball to. You do safety checks at homes too.

Chief Fender – Yes we do.

Mr. DeMio – Can you give us a snapshot or a little overview of what you do?

Chief Fender – Sure I will. We are very involved in our community with our homeowner association meetings. One of the benefits that we offer here in the City in Strongsville is an individual that's trained to come out to your premise and do a check. That is looking at doors, windows, security systems; make recommendations on some things that need to be changed. That's Sgt. Lee Colegrove. He can be contacted during the day; just set up an appointment to come out to your house to have an inspection done. We also do training for our community for active threat response options. With the violence that we see in our world today, we have officers that are trained to come out to our business community, our neighborhoods, and teach them how to respond in the case of an active threat-that would be in your mall, that would be in the schools. Really anywhere you go today, all of us need to be trained on how to defend ourselves. We're not necessarily talking about having a weapon; just basic things that all of us need to do. Our dinner conversations with our kids have changed in our country where now we need to be talking about this difficult subject and no better place than at home with Mom and Dad that would do a what-if scenario. When you go to a restaurant and if something were to happen what would you do, how would you respond? Those are things that we have the privilege of sharing with our community and doing it in such a way that it's not offensive.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SAFETY AND HEALTH – Mr. DeMio (cont'd):

Mr. DeMio – And Mayor, the reason I brought that up is because all these extras that we get allow you to allow your departments to do those little things that some communities cannot afford to do. There's no charge, just be patient and we'll get to you when you call. I just appreciate the time. The other little thing...I know Mr. Dixon is not here right now. He among some others are concerned about the S.R. 82 ramp. I shared with him that is not our project. We'll give them some concern...are we completely done with all the lines as is?

Mayor Perciak – The short answer to the best of my knowledge is yes.

Mr. DeMio – Okay, so they may come up next council meeting. I assured them this could be a longer one-the first one after the recess. They may reach out to your office.

Mayor Perciak – Just again, it is an ODOT project.

Mr. DeMio – Right, I was clear with...okay. So unless there's questions, I'll close the committee Ken.

Mr. Dooner – Thank you Mr. DeMio.

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone:

Motion made by Mr. Carbone, second by Mr. Daymut to ratify, note and approve the burial of Fadil Kalaja in Section F, Lot # 119, Grave G based on the owners' designation of wishes for interments in the Strongsville Municipal Cemetery.

Mr. Carbone – Also, I have two ordinances and resolutions this evening on the agenda. Ordinance No. 2017-147 authorizing the sale at public auction of certain obsolete and surplus vehicles and equipment no longer needed for any municipal purpose, as amended.

Mr. DeMio – Are we doing a motion?

Mr. Dooner – No, not yet.

Mr. DeMio – You're looking over here, that's why I was just wondering.

Mr. Carbone – As amended, then the recommendation is to suspend and adopt (as amended). We have Ordinance No. 2017-148. This is to purchase 4 new GMC Sierra 2500 pick-up trucks, without public bidding. We'll need all seven. The recommendation is to suspend and adopt. Lastly this evening we have Resolution No. 2017-149. This is granting permission to repurchase certain certificates for burial rights in the Strongsville Municipal Cemetery. The recommendation here is to suspend and adopt. Lastly, I just wanted to...Jane, we have the big tailgate coming up this Friday before the first Strongsville home football game. Right now, we are up to 42 vendors; so this is going to be the largest. I welcome everybody to take part. Whether you have kids in the system or not, if they're grown up-come back and experience it. It's a whole new vibe right now with the football program. The kids are really buying in to the new coach; and the values and the morals that he also brings behind it...it's just really a great time right now with the program. A lot of hard work went out for this tailgate with Collette Fine from Team Strongsville. Please, 5:00 p.m., if you have some time, check it out. It's a really neat thing. That ends my report.

REPORTS OF COUNCIL COMMITTEES (cont'd):

RECREATION AND COMMUNITY SERVICES – Mr. Southworth: Thank you Mr. Dooner, I have one ordinance on this evening's agenda; it's Ordinance No. 2017-150. This is entering into an agreement with NOACA where they are willing to come up with up to \$40,000.00 on an 80/20 financing split on a senior wheels vehicle. The recommendation on this is to suspend and adopt. Then I'd just like to alert the public, thank you Joe for bringing this to light. Stay Strong in Strongsville is a program that the recreation center, the Cleveland Clinic and other businesses are embarking. It's every Tuesday, I think for 8 Tuesdays where they are focusing on health and exercise...what you should eat and what you shouldn't eat. There's also I understand a prize at the end. Bryan, do you want to go into some of the details?

Mr. Bogre – There are prizes at the end. There's different vendors that are participating in it and each vendor is putting up some sort of prize for all the participants in it. I think as of today, there's about 80 participants. Tonight was the first night. They had their speech tonight and then they're walking the track afterwards.

Mr. Southworth – Great, and that's every Tuesday starting tonight obviously.

Mr. Bogre – Correct.

Mr. Southworth – From 6:00-7:30 p.m. for all those interested. That's all that I have in my committee report, but if there are any questions, I'd be more than happy to answer them.

Mr. Dooner – Thank you Mr. Southworth.

COMMITTEE OF THE WHOLE – Mr. Dooner: We have Ordinance No. 2017-157. This is an ordinance where we're combining two different TIFs (Tax Increment Financing) into one regarding parcels at the old Giant Eagle. The recommendation is to suspend and adopt. We have Ordinance No. 2017-158; this is authorizing the Mayor to enter into a new lease agreement with the Strongsville Chamber of Commerce. The recommendation is to suspend and adopt. Ordinance No. 2017-159 is an ordinance approving and authorizing the filing of an application for financial assistance from the Ohio Attorney General's Office in connection with their law enforcement diversion programs related to the opioid epidemic. The recommendation is to suspend and adopt. Ordinance No. 2017-160 is an ordinance approving and adopting mid-year replacement pages to our codified ordinances. The recommendation is to suspend and adopt. Ordinance No. 2017-161; this is an ordinance to increase the hourly rates for our special legal counsel in connection with ongoing collective bargaining and labor relations matters. The recommendation is to suspend and adopt. Then finally, we have Resolution No. 2017-162. This is a resolution urging the Federal Aviation Administration to have a community meeting with the City of Strongsville in reference to the flight paths at Cleveland Hopkins International Airport. The recommendation is to suspend and adopt.

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

MAYOR PERCIAK: Thank you Mr. President, good evening again everyone. We have a very busy September coming here in the City of Strongsville; starting September 17th with our Breakfast on the Bridge sponsored by The City Club. Usually, we have over a thousand attendees at that breakfast. I think we start at 7:30a.m., correct Charlie?

Mr. Goss – Yes

Mayor Perciak – And we wind up about 12:30p.m., clean up, and then we go over to The Chalet where The Arts in Strongsville has their day at The Chalet which is absolutely free. It's really a family fun day in the park, rain or shine. The only thing is if you're going to want certain foods you're going to have to pay for them. Hayrides...everything there, face painting, arts, crafts, entertainment is all free. We want to thank The Strongsville Arts committee and the President, Cindy Baldin for making those arrangements. Two other things if I may...I have been appointed by the County Executive Armond Buddish to the Cuyahoga County Charter Review committee. That will last approximately nine months. Our first meeting is tomorrow at 4:00 p.m. I have been confirmed by the Cuyahoga County Council to serve in that capacity so I wanted to report and go on public record that I will be serving on that County Charter Review committee. Lastly, my wife has asked me to thank all of you who have sent cards, notes...my mother-in-law had her knee replaced. Most all of you have met her. She's a very active senior and does so many things in our community. She's recuperating; so we say thank you, my wife says thank you and Betty Jane, my mother-in-law, thanks you the most. Thank you for your prayers, thank you for your cards, thank you for your notes and thank you for everything that you have done for my family.

FINANCE DEPARTMENT – Mr. Dubovec: Thank you Mr. Dooner, 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. Dooner – Thank you Mr. Dubovec.

LAW DEPARTMENT – Mr. Jamison: Thanks Mr. Dooner, I just want to bring something to the attention of council and for those at home. The law department was recently notified by the Mayors Court by an individual who came in who represented that they had enrolled in an online traffic school. That program had represented that if they completed that online program that there would be a dismissal of their speeding ticket. In going on to the website that advertised for that program also represented that it could reduce points and things of that nature. Just to let you know, and the members of the audience know, no such relationship or program exists. After hearing that, I contacted the Ohio Attorney General's Office, their consumer fraud division. They are now in the process of investigating this online school. I would just let everybody know that if anyone contacts you and says enroll in this school and complete it, it will lead to the dismissal of my traffic charge and/or change in the points assessed for a traffic ticket, the answer is no. I just wanted to bring that to everybody's attention as we go forward so that no one is misled into taking part of that program. I would also add that earlier this summer we had filed conditional objections for the Rego Brothers, doing business as Regos on W. 130th, and also for Slim & Chubbys over on Prospect. They have now come into compliance and the city withdrew their objections and submitted that to the Ohio Liquor Control Commission. All ordinances and resolutions are in proper legal form. That concludes my report.

Mr. Dooner – Thank you Mr. Jamison.

AUDIENCE PARTICIPATION:

Mr. Dooner – We've come to the part of our program for audience participation. If anyone has anything to say please come to the podium, state your name and your address. You have five minutes to address council. Mr. Abegglen.

Alan Abegglen, 8622 Courtland Drive, Strongsville, OH: My name is Al Abegglen, 8622 Courtland Drive. I strongly oppose releasing any monies to Haynes Construction until a review of the job is done by council. As everybody knows, our property was centerline of the culvert replacement project. I have no grass in my front yard. I have weeds, crab grass, field grass, rock, bare dirt. I've had this condition since May 27th. They've made two attempts to come out and reseed. The latest attempt was by the owner of the company. He came out with a seed bag over his shoulder, spread seed abundantly over the area. Unfortunately, it was straw compacted down, over compacted dirt and rock. The seed is useless. The following day, two more men from Haynes Construction came out. They again did the same thing, but this time they brought a bucket to pick up rock. The entire area was covered with straw, so how can you pick up the rock? Then they proceeded to seed again. They put more straw; so we have straw on top of straw on top of straw in half the site. This not only affects our property, but the one across the street at 8619 Courtland. Then, big surprise, I gave Jim Carbone the analysis-I did a soil analysis as required by the drawings...just for my own knowledge. Guess what? It came back negative and I'd like to read part of that. "PH-neutral, Nitrogen-deficient, Phosphorus-deficient, Potassium-high." That means no grass itself, no top above grade and no roots. It can't support growth. According to the drawings, Section 3, Page 13, it talks about that the contractor do a soils test, work lime and fertilizer into the top 3 inches of the soil before planting. It's in the drawings, what they signed, what they guaranteed when they got the contract. Nothing has been done. Their attempts to come out here this summer have been few and far between. On the 31st, when Mr. Carbone called me to tell me I had a meeting with the engineering department, and he got the answer-we're holding money and the job is not closed. That's the same song and dance I've had since last year. At least it hasn't changed. Now, after Mr. Carbone got off the phone, we look out to the front yard and I have two men from Haynes unloading a pump. That's a good idea, down in the crick, pump the water all over the yard with a 1 ½ inch diameter hose and enough pressure to shoot all the way across Courtland. Standing on the west side they could water the grass on the east side. You could imagine what it did to the straw. They were there for about an hour and a half and they left. I waited a little while and went out to see how wet the ground was. It was dry. All that heavy water just washed right off. Remember, the whole side is graded to drain. As of today, I have nothing but weeds, crabgrass and field grass. Whatever little turf grass, as you promised in your right of entry agreement before this job started, has died. It's in the process of dying. It has no nutrients. Yes, the rain has helped, everything is rained up, but it's dead. It will pull right out. That's only one area. I passed out booklets. Mr. Dooner, you've got one, Jim Carbone has one, Neal Jamison is going to get one and Ken Mikula is going to get one. It has raised six questions for this job that have never been answered completely by the engineering department. There have been numerous attempts to get these answers. Three meetings and numerous letters with nothing. I would like to encourage you gentlemen to read those before you act on giving Haynes a dime. I would like you to suspend, until the next meeting, payment to Haynes. I'd also like to encourage all you gentlemen to come out and visit us, take a look at the site. You can see firsthand all those items that I brought up. The pictures do not do it justice. Not only does it affect our property, but 8619 Courtland across the street, 8366 Fair Road and 8400 Fair Road. So as you can see, it's not just one area; it's the entire project. Thank you.

****A copy of the manual Mr. Abegglen distributed will be kept on file in the council office according to the office's correspondence record retention schedule.****

Mr. Dooner – Thank you. Mr. John Pestovic.

AUDIENCE PARTICIPATION (cont'd):

John Pestovic, 19723 Tanbark Lane, Strongsville, OH: My name is John Pestovic. I live at 19723 Tanbark Lane. I'm a new resident. I've only been there about 21 years. We've always...since I've been there the last 5 years the street has been falling in disrepair. Some of our residents-we had a meeting with Jim Carbone at the end of the street, at the cul-de-sac, about the condition of the street. He asked me if I could take some pictures of the bad sections, which I did and I delivered the pictures to the council office and there was some patching done. Over that winter, what was patched disappeared; so the holes are getting deeper and the curbing is just disintegrating. This year they had a construction company come out putting tar on cracks, I guess to kind of halt the service falling apart. Years ago, right at the end of my driveway, they had to put a concrete apron in because it was basically a deep hole there, which they did. This company that was putting the tar down, and it was just there carrying around and dripping it on the cracks. Well, they blow it out before that and they blew out a hole, probably about 8 inches by 4 inches and about 4 inches deep. I said, "Geez, we have no sidewalks and the little kids run up and down this street. Somebody is going to get hurt." They said, "Well, call your city, they'll take care of it." I said, "Well, you created the problem." Well, no, we didn't. So I took it upon myself to get some sand, some gravel, and tap it in there and that took care of that. I called the service department many times about street repair and they said that they are not going to resurface any street in the City of Strongsville. About six months ago, I happened to be driving through Co Moor and seeing them totally removing the blacktop from Hawthorn Lane, Great Oaks Lane, repairing the concrete underneath it and resurfacing the streets. So I called the service department and said what is the story? We are lonesome here that we don't see trucks coming out to fix it. Well, the gentleman I talked to said he has no responsibility or he can't do anything about resurfacing the street. It's up to the Strongsville engineers to make that decision or the engineer. I said could I speak to him? He said I'll transfer the call to him. They transferred the call, I left a message and I never received a call back. Right now, the street is totally falling apart and the greatest thing once is they appeased me by sending a truck out and they had what looked like two 16 year-old kids with two shovels following kind of in this motion and they dug a little blacktop out, put it in a hole, they tapped it down, but they left 5 holes next to it. I think we have a problem. That's all I have to say about it.

Mr. Dooner – Thank you. Is there anyone else who would like to address council?

Neal Stallard, 8619 Courtland Drive, Strongsville, OH: My name is Neal Stallard. I'm the resident at 8619 Courtland Avenue. I moved in December 7, 2016, the day after the culvert actually opened.

Mayor Perciak – Did you buy the Helms house?

Mr. Stallard – I did buy the Helms house. It wasn't until the spring where I actually noticed how poor, in my opinion, the job actually is. I've been working very diligently over the summer to try to keep my lawn in decent shape. I've done some work in the woods trying...I'm doing my best to try to maintain a pretty extensive property. That little piece of tree lawn sure could use some work. I'm obviously deferring most of the technical aspects to my more studied neighbor; but it looks terrible guys and it's a very poor job. It could use some help, thank you.

Mr. Dooner – Excuse me, could you state your last name again for the record and spell it?

Mr. Stallard – Stallard, S-T-A-L-L-A-R-D.

Mr. Dooner – Thank you, anyone else who would like to address council?

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2017-111 by Mr. Daymut. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 17800 ROYALTON ROAD (A PORTION OF PPN 396-12-002) IN THE CITY OF STRONGSVILLE, FROM OB (OFFICE BUILDING) CLASSIFICATION TO GB (GENERAL BUSINESS) CLASSIFICATION AND R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY AS AMENDED.

Placed on third reading and set for public hearing October 16, 2017.

Resolution No. 2017-114 by Mr. Short. A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY TO CERTIFY TO THE FISCAL OFFICER OF CUYAHOGA COUNTY UNPAID PROPERTY MAINTENANCE NUISANCE ABATEMENTS FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY.

Motion made by Mr. DeMio, second by Mr. Daymut, to amend the ordinance by substitution. All Members present voted aye and the motion carried.

Motion to adopt as amended by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Resolution No. 2017-114 ADOPTED AS AMENDED.

Ordinance No. 2017-123 by Mr. Daymut. 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 14356 PEARL ROAD (PPN 393-19-033) IN THE CITY OF STRONGSVILLE FROM GB (GENERAL BUSINESS) CLASSIFICATION TO R-RS (RESTAURANT-RECREATIONAL SERVICES) CLASSIFICATION, AND DECLARING AN EMERGENCY.

Placed on second reading and set for public hearing October 16, 2017.

Ordinance No. 2017-136 by Mayor Perciak and All Members of Council. AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF NOTES IN THE MAXIMUM PRINCIPAL AMOUNT OF \$2,100,000, IN ANTICIPATION OF THE ISSUANCE OF BONDS, FOR THE PURPOSE OF ACQUIRING VEHICLES AND RELATED ATTACHMENTS FOR THE CITY SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-136 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-137 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO FOR THE YEAR 2017 AND REPEALING ORDINANCE NO. 2017-113.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-137 ADOPTED.

Resolution No. 2017-138 by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE COUNTY FISCAL OFFICER, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Resolution No. 2017-138 ADOPTED.

Ordinance No. 2017-139 by Mayor Perciak and All Members of Council. AN ORDINANCE ENACTING A NEW CHAPTER 840 "MEDICAL MARIJUANA" OF TITLE TWO OF PART EIGHT-BUSINESS REGULATION AND TAXATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE; AMENDING CHAPTER 1242 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE, TO ESTABLISH A NEW SECTION 1242.14 CONCERNING THE REGULATION OF MEDICAL MARIJUANA IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

Placed on first reading and refer to Planning Commission.

Ordinance No. 2017-140 by Mayor Perciak and Mr. Daymut. AN ORDINANCE AMENDING SECTION 1258.03 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN ORDER TO ESTABLISH REGULATIONS FOR THE STORAGE, DISPLAY AND SALE OF VEHICLES IN A GENERAL BUSINESS DISTRICT, AND DECLARING AN EMERGENCY.

Placed on first reading and refer to Planning Commission.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-141 by Mayor Perciak and Mr. Daymut. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION TO THE PROFESSIONAL SERVICES PROPOSAL AGREEMENT BETWEEN THE CITY OF STRONGSVILLE AND R.E. WARNER & ASSOCIATES, INC., IN CONNECTION WITH THE SR 237 (PROSPECT ROAD) AND ALBION ROAD INTERSECTION IMPROVEMENTS PROJECT, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-141 ADOPTED.

Ordinance No. 2017-142 by Mayor Perciak and Mr. Daymut. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ADDITIONAL GRANT OF EASEMENT FOR SANITARY SEWER SYSTEM PURPOSES WITH TRUE NORTH ENERGY, LLC, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-142 ADOPTED.

Ordinance No. 2017-143 by Mr. Daymut. AN ORDINANCE WAIVING APPLICATION OF CERTAIN RETAINAGE PAYMENT REQUIREMENTS UNDER STRONGSVILLE CODIFIED ORDINANCES SECTION 210.02 AND PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND MARK HAYNES CONSTRUCTION, INC., IN CONNECTION WITH THE 2016 COURTLAND CULVERT REPLACEMENT PROJECT; AUTHORIZING THE MAYOR, CITY ENGINEER AND DIRECTOR OF FINANCE TO RELEASE 50% OF THE CURRENT RETAINAGE, AND DECLARING AN EMERGENCY.

Mr. DeMio – Before I make a motion, are there pictures we can see that we have not seen? I have yet to see...have you seen them?

Mr. Daymut – No, I have not seen them.

Mr. DeMio – Ken if I may...

Mr. Dooner – Well I was going to make a statement...

Mr. Short – Do you know what section the photos are on?

Mayor Perciak – Wait, hold on...hold on...

ORDINANCES AND RESOLUTIONS (cont'd):

Mr. Dooner – What I'd like to do until we all have time to review what the documents you gave us, we'd like to place this on first reading until our next meeting. This gives us all time to review the documents...

Mr. Daymut – Mr. Dooner, if I might ask, you don't have to answer, because we don't take audience participation, but I would like to get some dates on these pictures and make sure when they were taken and if it's current right now or if this was sometime in the past.

Mayor Perciak – Mr. Daymut, we're going to send out our inspectors and that's how we're going to handle this.

Mr. DeMio – Okay, thank you and I appreciate the delay.

Placed on first reading and refer back to the committee.

Ordinance No. 2017-144 by Mr. Daymut. AN ORDINANCE ACCEPTING CERTAIN LANDS WITHIN FIELDSTONE PRESERVE SUBDIVISION PHASE 3-THE ENCLAVE AT FIELDSTONE PRESERVE FOR DEDICATION TO PUBLIC USE; ACCEPTING CERTAIN PUBLIC UTILITIES CONSTRUCTED THEREIN AND AUTHORIZING AND DIRECTING THE ACTS REQUIRED IN FURTHERANCE THEREOF, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-144 ADOPTED.

Ordinance No. 2017-145 by Mayor Perciak and Mr. Daymut. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MODIFICATION TO THE PROFESSIONAL DESIGN ENGINEERING SERVICES CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND TMS ENGINEERS, INC., IN CONNECTION WITH THE CITY-WIDE TRAFFIC SIGNAL SYSTEM UPGRADE PROJECT (PID NO. 67602), AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-145 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2017-146 by Mayor Perciak and Mr. Daymut. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF THE SITE PLAN FOR TWO PARKING LOT ADDITIONS TO THE ALTENHEIM REHAB AND MEMORY CARE FACILITY ON SHURMER ROAD, IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Resolution No. 2017-146 ADOPTED.

Ordinance No. 2017-147 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES AND EQUIPMENT NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

Motion made by Mr. DeMio, second by Mr. Daymut, to amend the ordinance by substitution. All Members present voted aye and the motion carried.

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

Motion to adopt as amended by Mr. DeMio, second by Mr. Daymut.

Roll Call: All ayes. Motion carries. Ordinance No. 2017-147 ADOPTED AS AMENDED.

Ordinance No. 2017-148 by Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF FOUR (4) GMC SIERRA 2500 PICK-UP TRUCKS, ALL WITH NECESSARY SUPPLEMENTAL APPURTENANCES FOR USE BY THE DEPARTMENT OF PUBLIC SERVICE, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-148 ADOPTED.

Resolution No. 2017-149 by Mr. Carbone. A RESOLUTION GRANTING PERMISSION TO REPURCHASE CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY.

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

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

Roll Call: All ayes. Motion carries. Resolution No. 2017-149 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-150 by Mayor Perciak and Mr. Southworth. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT AN AWARD OF FUNDING FROM THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) THROUGH THE ENHANCED MOBILITY FOR SENIORS AND INDIVIDUALS WITH DISABILITIES PROGRAM, FOR THE PURCHASE OF A VEHICLE TO PROVIDE TRANSPORTATION SERVICES FOR THE CITY'S SENIOR WHEELS PROGRAM; AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-150 ADOPTED.

Ordinance No. 2017-151 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE ACCEPTANCE OF AN AWARD OF FUNDING FROM THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998, FOR FISCAL YEAR 2015, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-151 ADOPTED.

Ordinance No. 2017-152 by Mayor Perciak and Mr. DeMio. AN ORDINANCE RATIFYING, APPROVING AND AUTHORIZING AN APPLICATION FOR FINANCIAL ASSISTANCE WITH THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS UNDER THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998, FOR FISCAL YEAR 2017, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-152 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-153 by Mayor Perciak and Mr. DeMio. AN ORDINANCE APPROVING AND AUTHORIZING AN AGREEMENT WITH CUYAHOGA COUNTY AND THE CUYAHOGA COUNTY JUVENILE COURT IN CONNECTION WITH A COMMUNITY DIVERSION PROGRAM TO ADDRESS JUVENILE MISDEMEANOR AND STATUS OFFENDERS IN THE CITY OF STRONGSVILLE FOR THE YEARS 2018 AND 2019, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-153 ADOPTED.

Ordinance No. 2017-154 by Mayor Perciak and Mr. DeMio. AN ORDINANCE APPROVING THE ACCEPTANCE OF FINANCIAL ASSISTANCE UNDER THE DRUG ABUSE RESISTANCE EDUCATION ("DARE") LAW ENFORCEMENT GRANTS PROGRAM, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-154 ADOPTED.

Resolution No. 2017-155 by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING A DONATION OF \$1,000.00 FROM SWAGELOK COMPANY TO THE CITY OF STRONGSVILLE TO BE USED FOR FIRE PREVENTION EDUCATION AND TRAINING FOR THE FIRE DEPARTMENT.

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

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

Roll Call: All ayes. Motion carries. Resolution No. 2017-155 ADOPTED.

Ordinance No. 2017-156 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING A JOB/PAYROLL CREATION INCENTIVE GRANT FOR NATIONAL AUTOMOTIVE EXPERTS, LLC, AND DECLARING AN EMERGENCY.

Placed on first reading and referred back to committee.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-157 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING ORDINANCE NO. 2007-215, WHICH DECLARED IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBED THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRED THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, ESTABLISHED A PEARL ROAD MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-157 ADOPTED.

Ordinance No. 2017-158 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NEW LEASE AGREEMENT WITH THE STRONGSVILLE CHAMBER OF COMMERCE FOR PREMISES LOCATED AT 18829 ROYALTON ROAD, STRONGSVILLE, OHIO, WITHOUT COMPETITIVE BIDS, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-158 ADOPTED.

Ordinance No. 2017-159 by Mayor Perciak and All Members of Council. AN ORDINANCE RATIFYING, APPROVING AND AUTHORIZING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE FROM THE OHIO ATTORNEY GENERAL'S OFFICE IN CONNECTION WITH THEIR LAW ENFORCEMENT DIVERSION PROGRAMS RELATING TO THE OPIOID EPIDEMIC, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-159 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2017-160 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND ADOPTING MID-YEAR REPLACEMENT PAGES TO THE CODIFIED ORDINANCES OF THE CITY, REPEALING ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-160 ADOPTED.

Ordinance No. 2017-161 by Mayor Perciak. AN ORDINANCE AMENDING ORDINANCE NO. 2010-038 IN ORDER TO INCREASE THE HOURLY RATES FOR SPECIAL LEGAL COUNSEL IN CONNECTION WITH ONGOING COLLECTIVE BARGAINING AND LABOR RELATIONS MATTERS, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Ordinance No. 2017-161 ADOPTED.

Resolution No. 2017-162 by Mayor Perciak and All Members of Council. A RESOLUTION URGING THE FEDERAL AVIATION ADMINISTRATION TO HAVE A COMMUNITY MEETING WITH THE CITY OF STRONGSVILLE IN REFERENCE TO THE FLIGHT PATHS AT CLEVELAND HOPKINS INTERNATIONAL AIRPORT, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries. Resolution No. 2017-162 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

*Application for Permit: **STCK-D5-D6: To: Copper Dollar 2 Inc.; DBA: Bennetts Bar & Grill 19616 W. 130th Street, Strongsville, Ohio 44136 (Responses must be postmarked no later than 09/21/2017).***

****There were no objections.****

COMMUNICATIONS, PETITIONS AND CLAIMS (cont'd):

*Application for Permit: **NEW-C2**: To: Pure Nail & Spa LLC; **14387 Pearl Road**, Strongsville, Ohio 44136 (Responses must be postmarked no later than 09/24/2017).*

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

MISCELLANEOUS BUSINESS:

(None)

ADJOURNMENT:

There being no further business to come before this Council, President Dooner adjourned the meeting at 9:08 p.m.

Signature on file
Aimee Pientka, MMC
Clerk of Council

September 18, 2017
Date of Approval