

CITY OF BROADVIEW HEIGHTS COUNCIL MEETING MINUTES

CITY OF BROADVIEW HEIGHTS

Monday, May 7, 2018

Council met in a **REGULAR MEETING**. The Council President Boldt called the meeting to order at 7:35 p.m.

Mr. Price led the Pledge of Allegiance.

MEMBERS PRESENT: Mr. Robert A. Boldt (Ward 4 Councilor, President)
Mr. Thomas Pavlica (Ward 1 Councilor)
Mr. Brian Wolf (Ward 2 Councilor)
Mr. George Stelmaschuk (Ward 3 Councilor, President Pro-Tem)
Mr. Glenn R. Goodwin (Councilor At-Large)
Mr. Joe Price (Councilor At-Large)

MEMBER ABSENT: Ms. Jennifer A. Mahnic (Councilor At-Large)

OFFICER(S) PRESENT: Mr. Samuel J. Alai (Mayor)
Mr. Vince Ruffa (Law Director)
Chief Vizer (Police Chief)
Mr. Gary Yelenosky (City Engineer)
Mr. Dave Pfaff (Finance Director)
Ms. Kristina Sorensen (Economic Development Director)
Mrs. Paula Horner (Parks & Recreation Director)
Mr. David Schroedel (Service Director)
Mr. Michael Skvasik (Building Commissioner)
Mrs. Helen Dunlap (Clerk of Council)

OFFICER(S) ABSENT: Mrs. Amy Jo Washabaugh (Human Service Director)
Chief Jeffrey Hajek (Fire Chief)

APPROVAL OF MINUTES

Mr. Stelmaschuk motioned to approve the Regular Council Meeting Minutes dated April 2 and 23, 2018, Special Council Meeting Minutes dated April 16, 2018 and Regular Work Session Meeting Minutes dated April 16 and 30, 2018 as submitted; seconded by Mr. Price. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. The Meeting Minutes are approved as submitted.

REPORTS AND COMMUNICATIONS FROM DEPARTMENT HEADS AND OFFICIALS

Mrs. Horner stated that the Parks & Recreation Department staff along with Service Department staff are starting to prepare for the opening of the Splash Park on Memorial Day. The park will open following the Memorial Day Ceremonies here at Broadview Center. Also the Recreation Center will be open and free of charge to all residents from 10:00 a.m. until 4:00 p.m. that day. The Summer Camp program begins June 4th and detailed information about the camp can be found on their website at www.bhrec.org. The City will once again be hosting a community wide garage sale on Saturday, June 9th and additional information on the sale can be found online also. Lastly, discounted rooms are still available for the Broadview Heights Kalahari Getaway coming up on June 10th and 11th. The discounted rate is \$139 per night and the outdoor parks will be open on these dates. You can call the Kalahari directly to make your reservations.

Chief Vizer stated that he just wanted to let Council know since there have been some inquiries that they did order the new radar trailer about a week ago and they are quoted a 30 day delivery so it should be on its way shortly.

Mr. Schroedel stated that an update on the Historical Building, they are currently tuck pointing, power washing and painting the outside and they should be done with that in about 2 weeks. They poured the footers for the Spotlights building last week and they are preparing to pour the pad this week and it will probably get poured next week. Tomorrow Wilson Signs is coming and they are putting a new LED digital sign in front of the Fire Station on Wallings Road. It is the same company that did our sign at Rt. 82 and Broadview so we will be able to control both signs from here and get messages out to pretty much everybody coming and going from the City at that point. They just completed a substantial sewer repair on Meadow Gateway and next week they have a large storm repair getting ready to be dug on Hollylane. Currently a contractor dumped their concrete into the storm sewer years ago and it solidified and we have tried 8 different times and 8 different methods to try to get it out and we have to dig the pipe up and replace it. He would like to thank Councilman Pavlica and the Mayor for coming on Saturday, the Shade Tree Commission planted a tree in front of the Historical Building. It was the Arbor Day planting, they did it a little bit late this year and they had a good turnout from the Shade Tree Commission and the Historical Society so it was a good event.

Mr. Yelenosky stated that he just wanted to let Council know that they plan on finishing East Mill this Wednesday, May 9th. It is pretty much going to be an all-day event. There will be temporary closers and they will reroute traffic to West Mill as they proceed. It should be open on Thursday morning.

Mr. Skvasik stated that he just wanted to remind everybody that any of the meeting times and dates for Planning Commission as well as BZA are all on the City website. There have been a number of cases that have been tabled at the request of the applicant. No notice will be given for those postponements of the meetings. You must look on the website.

REPORTS AND COMMUNICATIONS FROM THE MAYOR

Mayor Alai stated that as you recall 2 weeks ago he had lost his voice. He had a lot to talk about but lucky for Council he forgot all of those things in the 2 weeks so he has no report.

APPOINTMENTS AND CONFIRMATIONS

None this evening.

COMMUNICATIONS, CLAIMS AND PETITIONS

Mrs. Dunlap stated that back in 1969 the International Association of Municipal Clerks began having a Municipal Clerks Week which is celebrated this week. In 1984 President Reagan and in 1994 President Clinton drew up Proclamations recognizing the Municipal Clerks and their importance.

REPORTS OF COMMITTEES

Mr. Price stated that the BZA did meet last May 2nd. It was good to see 5 members of Council attending the meeting. Case Number 18-BZA04 Tollis Parkway Development where they are proposing 10 townhomes was debated. It was a very civil debate amongst residents and the presenter and they did decide to table the item. He has not received confirmation whether it will be coming up on June 6th but that is a possibility and as Mr. Skvasik stated they will watch the cities website regarding this matter.

Mr. Pavlica stated that the Recreation Committee did meet tonight and several items were discussed. One was the acceptance of a donation from Mr. James Giomini, 2 was a fitness equipment lease, 3 was the 2018 Membership Rates, 4 was a Cox Communication Agreement update, 5 was Cintas Agreement and 6 was a beverage contract. These items will come to the Council Work Session next week.

Mr. Wolf stated that Human Services meeting has been moved from May 10th to may 24th at 5:45 p.m. downstairs. All are welcome.

Mr. Boldt stated that the Charter Review will not meet again. There were no new submittals as of April 30th so all the legislation is being done by Mr. Ruffa that will come back to Council and then have 3 readings on that and put those on the ballot. Also the Planning Commission this Wednesday at 7:00 p.m.

RESIDENT PARTICIPATION

None this evening.

RESOLUTIONS

Mr. Boldt presented Resolution 2018-65 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND CATT'S CONSTRUCTION FOR THE WRIGHT ROAD/OVERLOOK AVENUE IMPROVEMENT PROJECT IN THE CITY OF BROADVIEW HEIGHTS, AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-65; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-65 is adopted.

Mr. Boldt presented Resolution 2018-66 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO COMMUNITY DEVELOPMENT SUPPLEMENTAL AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND CUYAHOGA COUNTY FOR THE BROADVIEW HEIGHTS COMMUNITY AMPHITHEATER PROJECT, AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-66; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price,

yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-66 is adopted.

Mr. Boldt presented Resolution 2018-67 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND GRAVES FOR THE PURCHASE OF LUMBER FOR THE SPOTLIGHTS BUILDING PROJECT, AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-67; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-67 is adopted.

Mr. Boldt presented Resolution 2018-68 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND TRI-COUNTY CONCRETE FOR CONCRETE FOR 2018, AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-68; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-68 is adopted.

Mr. Boldt presented Resolution 2018-69 for a first reading. Mr. Stelmaschuk motioned to suspend Council Rule; seconded by Mr. Price. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A LEASE AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND BANK CAPITAL SERVICES, L.L.C. D/B/A F.N.B. EQUIPMENT FINANCE FOR FINANCING SALT TRUCKS, AND DECLARING AN EMERGENCY. Mr. Stelmaschuk motioned to adopt Resolution 2018-69; seconded by Mr. Price. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-69 is adopted.

Mr. Boldt presented Resolution 2018-70 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO TO APPLY FOR THE 2018 NATUREWORKS GRANT IN THE CITY OF BROADVIEW HEIGHTS AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-70; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes;. Resolution 2018-70 is adopted.

Mr. Boldt presented Resolution 2018-71 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION ACCEPTING THE DONATION FROM THE BROADVIEW HEIGHTS COMMUNITY FOUNDATION TO THE CITY OF BROADVIEW HEIGHTS, AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-71; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-71 is adopted.

Mr. Boldt presented Resolution 2018-72 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes;

Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND RUMPKE & RUMPKE, L.L.C. FOR THE PURCHASE OF REAL PROPERTY FOR THE ROUTE 82 WIDENING PROJECT AND DECLARING AN EMERGENCY.

Mr. Pavlica motioned to adopt Resolution 2018-72; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-72 is adopted.

Mr. Boldt presented Resolution 2018-73 for a first reading. Mr. Pavlica motioned to suspend Council Rule; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. A RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF BROADVIEW HEIGHTS AND DENNIS INSURANCE (A/D/A ZINC INSURANCE) FOR THE PURCHASE OF PROPERTY FOR THE ROUTE 82 WIDENING PROJECT AND DECLARING AN EMERGENCY. Mr. Pavlica motioned to adopt Resolution 2018-73; seconded by Mr. Stelmaschuk. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Resolution 2018-73 is adopted.

ORDINANCE

Mr. Boldt presented Ordinance 14-2018 for a first reading. Mr. Wolf motioned to suspend Council Rule; seconded by Mr. Goodwin. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes;

Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. AN ORDINANCE AMENDING SECTION 1268.02(b) OF CHAPTER 1268 OF THE CODIFIED ORDINANCES OF THE CITY OF BROADVIEW HEIGHTS, OHIO, AND DECLARING AN EMERGENCY. Mr. Wolf motioned to adopt Ordinance 14-2018; seconded by Mr. Goodwin. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Ordinance 14-2018 is adopted.

Mr. Boldt presented Ordinance 15-2018 for a first reading. Mr. Wolf motioned to suspend Council Rule; seconded by Mr. Goodwin. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes;

Mr. Stelmaschuk, yes. Motion passed. Clerk read by title only. AN ORDINANCE AMENDING SECTION 1448.19(e) OF CHAPTER 1448 OF THE CODIFIED ORDINANCES OF THE CITY OF BROADVIEW HEIGHTS, OHIO, AND DECLARING AN EMERGENCY. Mr. Wolf motioned to adopt Ordinance 15-2018; seconded by Mr. Goodwin. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes. Ordinance 15-2018 is adopted.

STUDENTS

Students are from Brecksville-Broadview Heights High School attending for Government class:

Jack Clifford, Matt Mino, James Farwell

Student is from St. Ignatius attending for Government class:

Gene Stanczyk

COUNCIL DISCUSSION

Mr. Price stated that he just wanted to say that he had a hesitancy on 2018-73 because if he recalls less than 1 ½ years ago they gave a variance that let that person that already put the sign up keep his sign and now here we are

paying a significant amount of money for that sign that the city gave him grace on. It seems like a no win situation but we do need the land and he guesses that is why he supported that.

Mr. Goodwin stated that he just wanted to thank certainly a couple of council people that came out for the Board of Zoning Appeals meeting. Certainly a shout out to their Ward Councilman Mr. Stelmaschuk got up there and firmly spoke to support them and he knows that his neighbors are very appreciative and Mr. Boldt you also did come up there and say some things and they certainly appreciate that very very much.

Mr. Wolf stated that if anyone is interested, the annual Central School Memorial Ceremony will be on May 25th at 9:45 a.m. and if you are going to go, get there early because the parking is kind of tight.

Mr. Goodwin stated that he would also like to thank certainly our Building Commissioner Mr. Skvasik who saved the day at that Board of Zoning Appeals meeting with his unique insight and coming up with a solution and fantastic job Mr. Skvasik.

Mr. Price stated a recommendation.

Mr. Goodwin stated a recommendation and hopefully it is followed by the applicant.

Mr. Boldt asked if someone wanted to follow up so the public knows what you are talking about.

Mr. Price stated that it was brought before BZA to build 10 townhomes with specific setbacks. One of which was going to put the ones furthest to the south close to the residential properties that are on Glenwood and Glengate and a solution that Mr. Skvasik, a possible recommendation that he made was by eliminating one of the units and making it 9 and moving it slightly forward, they would not need the 100' setback and what Mr. Goodwin had referenced was that the residents that live on Glenwood and Glengate were extremely appreciative of that because it gave the normal setback. That is the short of it.

Mr. Boldt stated that as far as the Zinc sign, there are 2 other Councilmen that contacted him this week about it and had the same issue that Mr. Price had about how it was rolled out so we are not happy about it but we need the land and we need to move forward.

Mr. Price stated to Mr. Boldt that he might recall that both of them on Kenmar, they wanted to put it up by the street and they fought that and thank God that they did because it would have been another significant amount of money.

Mr. Stelmaschuk stated that he had one quick question for Mr. Ruffa, has he made any progress in setting up a meeting with the outside Bond Counsel regarding their discussions last week.

Mr. Ruffa stated that he will be here next week.

COUNCIL OPEN TO THE RESIDENTS

None this evening.

EXECUTIVE SESSION

Mr. Stelmaschuk motioned to recess into Executive Session to discuss Pending Litigation; seconded by Mr. Wolf. Roll Call: Mr. Price, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes.

The time was 7:56 p.m.

RECONVENE

Mr. Stelmaschuk motioned to reconvene the meeting; seconded by Mr. Goodwin. Roll Call: Mr. Price, yes; Ms. Mahnic, yes; Mr. Goodwin, yes; Mr. Pavlica, yes; Mr. Wolf, yes; Mr. Boldt, yes; Mr. Stelmaschuk, yes.

The time was 8:54 p.m.

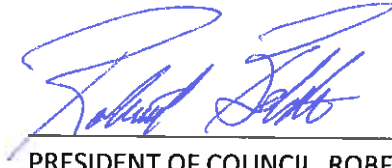
ADJOURN

Mr. Boldt stated that with no further business to come before Council, this meeting is adjourned.

The meeting was adjourned at: 8:55 p.m.



CLERK OF COUNCIL, HELEN DUNLAP



PRESIDENT OF COUNCIL, ROBERT BOLDT