



Village of  
**Glenwillow**

Honoring the Past - Welcoming the Future

Council Meeting – Council Chambers  
March 4, 2020– 7:00 pm  
Vice Mayor Don Banas presiding

Mayor Cegelka was not in attendance, therefore Vice Mayor Don Banas presided.

The Vice Mayor Don Banas called the meeting to order at 7:00 p.m. and all present said the Pledge of Allegiance.

Present: Jeffrey Adie, Don Banas, Tony DeCarlo, Barb DiBacco, Gurvis Smith, Larry Sylver

Absent: Building Commissioner Bob Rodic

Others Present: Law Director Mark Marong, Finance Director John Veres, Engineer Mike Henry, Police Chief Greg Curtin, Service Director Sam Scaffide, Economic Development Director Jeremy Rowan, Clerk of Council Lori Pepera

#### APPROVAL OF MINUTES

The minutes of the Regular Council Meeting of February 19, 2020 were approved as presented.  
(DiBacco/Adie)

Roll Call: Yeas - Adie, Banas, DeCarlo, DiBacco, Smith, Sylver  
Nays – None

6 yeas – 0 nays  
Motion Carried

#### PAY ORDINANCE

Ordinance No. 2020-3-8

The Pay Ordinance was approved as presented. (Adie/DeCarlo)

Roll Call: Yeas –Adie, Banas, DeCarlo, DiBacco, Smith, Sylver  
Nays – None

6 yeas – 0 nays  
Motion Carried

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## **CORRESPONDENCE & MAYOR'S REPORT:**

The following were attached in the Mayor's packet:

- Attached is the Mayor's Court Report for the month of February 2020.
- Attached is a report from Building Commissioner Bob Rodic for the month of February.
- Attached is a copy of the monthly Building Department activity for February. The report gives details of all permit activity.
- Attached are reports showing active foreclosures, rental properties, and homes for sale for the month of February.
- Attached is a copy of a check received from Republic Services in the amount of \$4,060.30 for the month of January.
- Attached is a copy of a check in the amount of \$3,372.55 from the City of Cleveland for the Sanitary Sewer Fund for user sewer fees.
- Attached is a copy of a check received from the Village of Oakwood in the amount of \$52,292.54 for reimbursement for the Richmond Road improvements.
- Attached is a copy of a check received from Charter Communications in the amount of \$2,701.81 for franchise fees for October, November and December.
- Attached is a copy of the activity report from Chief Curtin showing all police activity for the month of February.
- Attached is a copy of the activity report from Chief Curtin showing all warning traffic tickets issued for the month of February.
- Attached is a copy of the report supplied by Chief Curtin reporting streetlight outages to Solon FirstEnergy Service Center; Date of Report March 1, 2020.
- Attached is a report from Engineer Mike Henry with updates for the month on the following:

Pettibone Rd. restroom	2020 Paving Programs
Broadway/Richmond/Shepard/Ravenna Intersection	Pergl Road Regrading
Train Depot Relocation	Tinkers Creek Restoration Grant
Pettibone Rd. Sewer Extension	2019 Concrete Repair Change Order
- Attached is the Service Department report for the month of February from Service Director Sam Scaffide.
- Attached are the Oakwood Fire Department incident and response reports for the month of December and a yearly report for 2019 supplied by Chief Schade.

- Attached is a copy of the County Road 50/50 Funding Application for 2021 showing probable construction costs to repair Cochran Road.
- Attached is notification from the County the Village was awarded \$113,000.00 in reimbursable costs in 2020 for the County Road Preventative Maintenance Program.
- Attached is the Northeast Ohio Mayor's and City Managers Association Political & Legislative Report.

#### **FINANCE DIRECTOR JOHN VERES:**

- Finance Director John Veres commented; he is in the process of completing the TIF and CRA Status Reports. The reports are due at the end of the month to the State Development Agency.

#### **LAW DIRECTOR MARK MARONG:**

- Law Director Mark Marong explained all items on the agenda this evening.
- Update on the Net Profit Tax lawsuit the Village has been a part of; the issue is scheduled for oral argument in front of the Supreme Court in May. A decision will be made as to whether the central collection of Income Tax and Net Profit Tax by the State is constitutional.
- The Law Director attended a Public Records Training and encouraged Council members to attend an Ethics or Public Records meeting.
- Item # 3 on the agenda is a precaution due to the Law Directors potential conflict with a potential tenant for the 434 building.

#### **ENGINEER MIKE HENRY:**

- Engineer Mike Henry commented; his report was submitted in the Mayor's report.
- Item # 7 on the agenda is an application for Stream Restoration along Tinkers Creek and the trail. The goal is to take the State grant money the Village received and use it against the match from the Federal money for stream restoration to maintain the trail and the habitat.
- Item # 8 on the agenda is a change order for Alba Contractors for the Concrete Program. The change order is a deduction.

**POLICE CHIEF GREG CURTIN:**

- Police Chief Curtin commented; all reports were submitted in the Mayor's report.
- Chief Curtin reported; the Do Not Knock Program that the Village has implemented with NOPEC has 3 residential addresses participating.

**SERVICE DIRECTOR SAM SCAFFIDE:**

- Sam Scaffide Service Director reported; the Solid Waste Grant is complete. The grant will provide 2 additional recycle receptacles for the Pettibone Road Park, fund Shred Day and used to purchase reusable grocery bags. The Solid Waste District is also giving 300 reusable grocery bags away, if we supply material on recycling efforts.
- The money received from the NOPEC Energy Grant in 2018 cannot be carried over, therefore the 2018 and 2019 money received will be combined to replace the window in the conference room.
- Sam is currently working on the reimbursement from the Tree Canopy Grant. The amount of reimbursement will be \$6,400.00.

**ECONOMIC DEVELOPMENT DIRECTOR JEREMY ROWAN:**

- Economic Development Director Jeremy Rowan commented; he thanked the Mayor and Staff for their warm welcome to the Village and professionalism. Over the past few weeks, he has been reviewing the CRA and JCTC agreements. He has been actively assisting the Finance Director obtain withholding information necessary for filing the CRA and JCTC reporting. He is looking forward at getting to know the businesses and the owners.

**ARB AND PLANNING COMMISSION:**

- At the February 19<sup>th</sup> PC meeting the item to clear a lot on Pinecrest was tabled until March 18<sup>th</sup>. Also, on the March 18<sup>th</sup> agenda will be an approval for a potential use on Bond Street. A Special Planning Commission meeting was scheduled for March 31, 2020 to hear a Use Variance Request by the Guru Gobind Sikh Society of Cleveland.



**NEW BUSINESS:**

<p>2020-3-9</p> <p>Ordinance</p>	<p><b>An Ordinance authorizing all actions necessary for Council to accept the Northeast Ohio Public Energy Council (NOPEC) Energized Community Grant funds; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (DiBacco/DeCarlo)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion to approve (Smith/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Ordinance carried</p>
<p>2020-3-10</p> <p>Ordinance</p>	<p><b>An Ordinance authorizing the Mayor to engage the law firm of Mansour Gavin LPA for the purpose of representing the Village in a matter concerning a potential tenant for the speculative building at 43500 Victory Parkway in Glenwillow; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (DeCarlo/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Motion carried Motion carried</p> <p>Motion to approve (DiBacco/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Ordinance carried</p>

<p>2020-3-12</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into an Assignment and Assumption of the Community Reinvestment Area Agreement with RSD Investments, Ltd., InterDesign, Inc., RSD-30320 Emerald Valley, LLC, and Metro Décor, LLC regarding property at 30320 Emerald Valley Parkway; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/DeCarlo)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Resolution carried</p>
<p>2020-3-13</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into an Equipment Rental Agreement with FunFlicks for the Village’s Outdoor Movie Night on July 25, 2020; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Sylver/DiBacco)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Motion carried</p> <p>Motion to approve (Sylver/DeCarlo)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Resolution carried</p>

<p>2020-3-14</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Northeast Ohio Public Energy Council (NOPEC) to issue the payment of Sponsorship Grant Funds in the amount of five hundred dollars (\$500.00) directly to FunFlicks for the Village's Outdoor Movie Night; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Resolution carried</p>
<p>2020-3-15</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to apply to the Ohio Environmental Protection Agency for the Clean Water Act Section 319(h) nonpoint source program grant for stream restoration: and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Motion carried</p> <p>Motion to approve (DeCarlo/Smith)</p> <p>Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p>6 yeas – 0 nays Resolution carried</p>

2020-3-16  Resolution	<p style="text-align: center;"><b>A Resolution approving Change Order No. 1 – Final to the contract with Alba Contractors, Inc., for the 2019 Concrete Repair Program; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (DiBacco/Adie)  Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver  Nays— None  6 yeas – 0 nays  Motion carried</p> <p>Motion to approve (Adie/Smith)  Roll Call: Yeas— Adie, Banas, DeCarlo, DiBacco, Smith, Sylver  Nays— None  6 yeas – 0 nays  Resolution carried</p>
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#### **COUNCIL COMMENTS:**

Barb DiBacco commented on the Safety Meeting held this evening; discussion took place of upgrading one of the Police Vehicles. The purchase of a new vehicle will be on the May agenda. The vehicle that will be replaced will not be sold but turned over to the Service Department for use. The department will be implementing Watchguard, a system that runs the body cameras and car cameras at the same time. The system currently used will become non-compliant 6/30/2020.

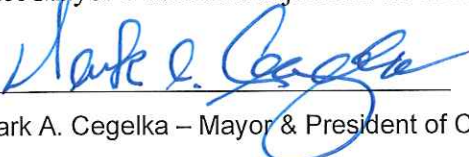
Larry Sylver reported; at the Recreation Meeting this evening discussion took place on the Summer Concert Series and discussion of the budget needed for 2020. The Recreation Committee is asking for a \$4,200 budget and requested the Law Director prepare legislation for the next meeting.

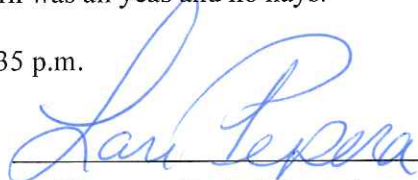
#### **CITIZEN COMMENTS:**

Regional External Affairs Representative Dave Conley from the Illuminating Company was in attendance. Dave came to the meeting to say hello, once again, to Council and touch base if there are any issues. Barb DiBacco thanked him for the quick response with questions from residents regarding the trimming of trees near the power lines

There being no further business to come before Council, motion by Jeff Adie, seconded by Gurvis Smith to adjourn the meeting. Vote on the motion to adjourn was all yeas and no nays.

Vice Mayor Don Banas adjourned the meeting at 7:35 p.m.

  
Mark A. Cegelka – Mayor & President of Council

  
Lori Pepera, Clerk of Council