



Village of **Glenwillow**

Honoring the Past - Welcoming the Future

Council Meeting – Council Chambers  
September 19, 2018– 7:00 pm  
Councilman Jeffrey Adie presiding

Law Director Mark Marong called the meeting to order at 7:02 p.m. and all present said the Pledge of Allegiance. Mayor Mark Cegelka and Vice Mayor Don Banas were both absent. Mar Marong reported on the procedures when something like this occurs; the Charter, Section 5 Article 4 states; *if both the office of Mayor and the office of Vice Mayor shall become vacant at the same time, the Council shall elect a Vice Mayor who shall thereupon become Mayor. When temporarily the Vice Mayor is absent or inaccessible or for any reason unable to perform his duties as Acting Mayor, then Council by a vote of a majority of the remaining members of Council shall designate one of their members to act as Mayor; but such member shall continue as a councilman with all the powers and duties of a councilman.* Law Director Mark Marong asked for one of the Council to step up and be acting Mayor for the meeting this evening. Councilman Jeff Adie volunteered.

**Motion by Anthony DeCarlo seconded by Gurvis Smith to have Councilman Jeffrey Adie step in as acting Mayor in the absence of both Mayor Cegelka and Vice Mayor Don Banas.**

**Roll Call: Yeas—Adie, DeCarlo, DiBacco, Smith, Sylver**

**5 yeas – 0 nays  
Motion carried**

Present: Jeffrey Adie, Anthony DeCarlo, Barbara DiBacco, Gurvis Smith, Larry Sylver

Absent: Don Banas

Others Present: Law Director Mark Marong, Finance Director John Veres, Engineer Mike Henry, Clerk of Council Lori Pepera

**APPROVAL OF MINUTES**

The minutes of the Regular Council Meeting of September 5, 2018 were approved as presented.

(DeCarlo/Sylver)

Roll Call: Yeas - Adie, DeCarlo, DiBacco, Smith, Sylver

Nays – None

5 yeas – 0 nays  
Motion Carried

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**CORRESPONDENCE & MAYOR’S REPORT:**

None

**LAW DIRECTOR MARK MARONG:**

- Mark Marong reported; there is authorization to apply for OPWC for two Capital Improvement projects. Engineer Mike Henry will report on these.
- Items 2, 3 & 4 are all related to the OPWC/NRAC Grant. Items 3 & 4 are asking for 60-day extensions on the agreements with the WRLC, so they may finalize all the grant documents for the closing of the properties the Village is purchasing until November. Item 2 is a real estate donation and development agreement with Milstein Land Group. This is the last parcel on the cul-de-sac on Tinkers Court. This allows a modification to the right of way and having Council giving their blessing to what will be proposed variances to come before Planning Commission for area on the parcel. This will allow development of the parcel which has sat vacant for years. Part of the agreement, for the Village's consideration, Milstein is donating his two parcels that are west and south of that area for our trails.
- Council passed the Small Cell Ordinance that prohibited the communication companies from coming in and putting cell towers wherever they want. The companies are now working with the FCC to circumvent the rule and take local control away. The OML has asked that all communities participate in a call of action to send a letter in support of our local legislators to oppose this type of control. He asked for a motion to draft a letter for the Village to send expressing our concerns opposing this type of control.

**Motion by Barb DiBacco seconded by Larry Sylver for the Law Director to draft a letter to be sent to the FCC and local legislators opposing control of communication companies to place small cell towers where they want.**

**Roll Call: Yeas—Adie, DeCarlo, DiBacco, Smith, Sylver**

**5 yeas – 0 nays  
Motion carried**

**ENGINEER MIKE HENRY:**

- Engineer Mike Henry reported; the Village is applying to OPWC a for 2 projects and NRAC; the NRAC grant is for the Pettibone Road sanitary sewer project. This is the last section that needs to be installed. It would be a 0% loan. No money would be put into it except for the repayment of the loan.
- The second project is the Richmond/Broadway/Shepard intersection. Mike explained; for OPWC the Village is in District 1. Macedonia and Twinsburg are in District 8. Summit County is on a different cycle; therefore, their applications are due in June, ours are due in September. Macedonia & Twinsburg did not apply this round. The Village is applying in hopes that Macedonia and Twinsburg will make the application that will afford their section and then put the monies together to finish the intersection. Barb DiBacco questioned how long the Village can hold the grant money since Macedonia and Twinsburg are not applying until June. Mike responded; there is a time limit. In the grant application the Village gave them a schedule. The construction would not occur until the spring of 2020. The project consists of Twinsburg, Macedonia and Oakwood each adding a lane, so cars may make a right hand turn and drainage will be added to the intersection.

- Item 5 on the agenda is the Richmond Road Improvement Project. It is improving the drainage and pavement leading up to the railroad tracks. The Railroad will be starting their work on the tracks on October 8<sup>th</sup>. The road will be closed October 8<sup>th</sup> through the 15<sup>th</sup>. The road will be open to Hawthorn Parkway Bedford Reservation. Letters with maps of the detour will be sent out by the end of the week. The

**OLD BUSINESS:**  
None

**NEW BUSINESS:**

<p>2018-9-57 Resolution</p>	<p><b>A Resolution authorizing the Mayor to apply to the Ohio Public Works Commission for a Grant for the funding of Capital Improvement Projects; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/DiBacco) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None 5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Sylver/DeCarlo) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None 5 yeas – 0 nays Resolution carried</p>
<p>2018-9-58 Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a Real Estate Donation and Development Agreement with the Milstein Land Group LLC, and the Glenwillow Land Group LLC; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/DeCarlo) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None 5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Sylver) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None 5 yeas – 0 nays Resolution carried</p>

<p>2018-9-59 Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a Third Amendment to the Purchase and Sale Agreement with Western Reserve Land Conservancy for the Acquisition of Permanent Parcel Number 991-03-006 located on Richmond Road; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (DeCarlo/Smith) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p style="text-align: right;">5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/DeCarlo) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p style="text-align: right;">5 yeas – 0 nays Resolution carried</p>
<p>2018-9-60 Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a Second Amendment to the Purchase and Sale Agreement with Western Reserve Land Conservancy for the acquisition of Permanent Parcel Number 991-17-001 located on Austin Powder Drive and Cochran Road; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/DeCarlo) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p style="text-align: right;">5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DeCarlo/Sylver) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None</p> <p style="text-align: right;">5 yeas – 0 nays Resolution carried</p>

<p>2018-9-61  Resolution</p>	<p><b>A Resolution accepting the bid of Liberta Construction for the Richmond Road Improvement Project; and declaring an emergency. (Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Smith/DeCarlo) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None  5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Sylver) Roll Call: Yeas— Adie, DeCarlo, DiBacco, Smith, Sylver Nays— None  5 yeas – 0 nays Resolution carried</p>
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**COUNCIL COMMENTS:**

Larry Sylver requested an approval for a \$7,000 budget for the 2018 Village Christmas party. The committee met this evening and discussed plans for this year. The budget for 2017 was \$6,500 and the total amount spent was slightly less. The increase is due to the change in venue.

**Motion by Gurvis Smith seconded by Larry Sylver to approve expenses for the 2018 Village Christmas party not to exceed \$7,000.00.**

**Roll Call: Yeas—Adie, DeCarlo, DiBacco, Smith, Sylver**

**5 yeas – 0 nays  
Motion carried**

Tony DeCarlo reported on the Service Committee meeting held this evening; discussion took place for a new bigger truck (Freightliner) to be purchased for the department. One of the older trucks was recently sold on GOV Deals for \$7,800. The new truck with everything included on it will cost approximately \$138,000. It would be a lease to buy. Tony is asking for approval in October to purchase.

**CITIZEN COMMENTS:**

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

Councilman Jeff Adie adjourned the meeting at 7:38 p.m.

  
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Mark A. Cegelka – Mayor & President of Council

  
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Lori Pepera, Clerk of Council