



Village of
Glenwillow

Honoring the Past - Welcoming the Future

Council Meeting – Council Chambers
November 1, 2017– 7:30 pm
Mayor Mark A. Cegelka presiding

The Mayor, Mark A Cegelka called the meeting to order at 7:30 p.m. and all present said the Pledge of Allegiance.

Present: Jeffrey Adie, Don Banas, Barbara DiBacco, Gurvis Smith, Larry Sylver

Others Present: Law Director Mark Marong, Finance Director John Veres, Engineer Mike Henry, Chief Megyesi, Building Official Bob Rodic, Economic Development Director Peggy Spraggins, Service Director Sam Scaffide, Clerk of Council Lori Pepera

Swearing in of full-time Officer Jason Fovozzo:

Jason has worked part time for the Village since March of 1994, working the night shift. He will be great asset to have as a full-time officer. Jason introduced his mother and father who were in attendance.

APPROVAL OF MINUTES

The minutes of the Regular Council Meeting of October 18, 2017 were approved as presented.

(Sylver/DiBacco)

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

5 yeas – 0 nays
Motion Carried

PAY ORDINANCE Ordinance No. 2017-11-44

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

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

5 yeas – 0 nays
Motion carried

CORRESPONDENCE & MAYOR'S REPORT:

The following were attached in the Mayor's packet:

- Attached is the Mayor's Court Report for the month of October 2017.
- Attached is a copy of the monthly Building Department activity for October 2017. The report gives details of all permit activity.
- Attached are reports showing active foreclosures, rental properties, and homes for sale for the month of October.
- Attached is a copy of a check received from Republic Services in the amount of \$4,092.71 for the Month of September.
- Attached is a copy of a check in the amount of \$2,333.95 from the City of Cleveland for the Sanitary Sewer Fund for user sewer fees.
- Attached is a copy of a check from the Public Works Commission in the amount of \$6,482.66 for the Pettibone Road/Cochran Road intersection.
- Attached is a copy of the activity report from Chief Megyesi showing all police activity for the month of October.
- Attached is a copy of the activity report from Chief Megyesi showing all warning traffic tickets issued for the month of October.
- Attached is a copy of the report supplied by Chief *Megyesi*, reporting streetlight outages to Solon FirstEnergy Service Center; Date of Report October 30, 2017.
- Attached are two memos from Chief Megyesi; Jason Fovozzo has accepted the full-time position with the Police Department and he is recommending to hire Greg Curtain, a retired officer from Warrensville Heights as a part-time officer.
- Attached is a report from Economic Development Director Peggy Spraggins with updates on the following:
GED Integrated Solutions; Under Construction
InterDesign; construction continuing
Mantua Manufacturing; under construction
Grant Projects; Village Enhancement Grant, Tinkers Creek Trail South, Pettibone Road Park, Community Recycling Calendar, Clean Ohio Grant
Other Economic Development Activities; Mayor and Peggy gave a tour of the Village to Chief Economic Development Director of Cuyahoga County.
Peggy will attend NOPEC's annual meeting on Nov. 14th.
Emails were sent to the businesses on Emerald Valley Parkway and Diamond Parkway informing them of the RTA changes.
First Industrial has a vacant unit available for lease at 7905 Cochran Road.
- Attached is a letter to the Cuyahoga County Department of Public Works for the 2018 grant request from Engineer Mike Henry.

- Attached is the Service Department report for the month of October 2017 from Service Director Sam Scaffide.
- Attached is a letter from Kindred Healthcare informing the Village of the transition of facility operations that occurred on October 1st. The new operator is Providence Healthcare Management.
- Attached is the monthly reports from Greenfields Environmental for the inspections of the DNP Recreation Complex and Avery Lake for September 2017.
- Attached is the Tinker's Creek Watershed Fact Sheet for the Village.
- Attached is information regarding the 2018 healthcare rates for the full-time employees. There is 3% increase with no change to the plan design.
- Attached is letter from Ohio Secretary of State John Husted with information about important issues that will be on the ballot for upcoming November 7th General Election.
- Attached is an article from Crain's Cleveland Business regarding Cities and government's need to digitalize to keep competitive and to keep economic growth and development growing.
- Attached is an article from Crain's Cleveland regarding the Supreme Court ruling in favor of a taxpayer dispute regarding retirement funds. The ruling stated that funds from SERP are considered a pension and therefore excluded from City Income Tax.
- Attached is an article with updates and concerns regarding the Ohio Employees Retirement System (OPERS). OPERS had partnered with the Ohio Municipal League to provide news and answer questions.
- Attached is an email received from a resident of Twinsburg complimenting the Village on the Community Gardens, park and additions to the multi-purpose trail.
- Attached is a thank you letter from Kevin Johnson for the senior scholarship he received in August to help cover some college expenses.
- Reminder; Mayor Cegelka will be out of town November 9th through the 19th.
- SGM update; the Village went through the process of negotiating a tax agreement for the proposed spec. building, approval processes of the ARB and Planning Commission Board, and working on an agreement with the schools. The information was sent out for signatures for final distribution and filing with the state. Mayor Cegelka received a call from a Broker, not involved in the deal, informing him that the deal was off, and that Bluescope was bailing out of the deal. None of the principles in the agreement responded to any questions or calls. There was no response from Geis or JLL on Friday. Mayor Cegelka was able to speak with someone from Geis, on Monday, who stated; he was 99% sure the deal is off. Those representing Bluescope got questioned as to why they want to build this building in Cleveland. The Geis Companies did not have the courtesy to call the village and let anyone here know. \$3,000.00 was paid up front for attorney's fees for drafting the agreement. The Mayor does not have a lot of information at this time, but will keep Council informed as he gets more.

FINANCE DIRECTOR JOHN VERES:

- John Veres reported; the renewal for the Risk Management Insurance for the Village is on the agenda this evening.
- The Appropriation Amendment on the agenda this evening is the interest added for the special assessment for Bond Street.
- Two TIF Ordinances are on the agenda this evening; Mantua Manufacturing and GED.

LAW DIRECTOR MARK MARONG:

- Mark Marong stated; at the next Council meeting there will be legislation to rescinding the approval for the CRA Agreement and the Revenue Sharing Agreement for the SGM project.
- Effective Monday October 30th, Councilman Johnson has resigned. Council will need to appoint a Vice Mayor for the remaining two months of this year. In January, the annual organizational meeting will be held and Council will then elect the new Vice mayor for 2018. Motion will need to be made this evening to elect a Vice Mayor to serve in November and December.

Motion by Jeff Adie seconded by Larry Sylver to elect Don Banas to serve as Vice Mayor for the remainder of Eric Johnson's term ending December 31, 2017.

Roll Call: Yeas—Adie, Banas, DiBacco, Smith, Sylver

Nays—None

5 yeas – 0 nays

Motion carried

- With vice Mayor Johnson's resignation, the vacancy must be filled. The Charter states; *any vacancy in Council, whether resulting from death, disqualification, removal, resignation, or otherwise, shall be filled by vote of a majority of the remaining members of Council, which may be made by motion. Council shall fill the vacancy within thirty (30) days from the date of the vacancy. If Council fails to fill the vacancy by a vote of a majority of the remaining members of Council, within the time limited, the vacancy shall be filled by appointment of the Mayor. The person who fills the vacancy shall serve for the unexpired portion of the term. The person filling the vacancy shall as of the date of the vacancy have been a resident of the Village for not less than two (2) consecutive years prior to said date, and as of said date reside in the ward in which the vacancy occurs, and in other respects have the qualifications for a councilman prescribed in this Charter.* There is no further information in the Charter or the Code that gives any further guidance to Council as to how to go about that process. In 2014, Council established a process. Notification of the vacancy was sent to all in the ward, an interview process for those interested took place and ultimately an appointment process. With November 7th, being Election Day, someone will be elected to fill Vice Mayor Johnson's seat beginning 2018. This evening, Council can make a motion as to how they would like to fill the vacant seat. Council has until November 29th to appoint someone to fill the vacancy. Jeff Adie suggested; the candidate, not presently on Council, with the highest vote total shall be appointed to the vacant seat provided the Charter qualifications are met. However, if the count is close and certifying the votes goes beyond the 30 days, the Mayor shall make the appointment.

Motion by Jeff Adie seconded by Don Banas to appoint a candidate to the vacant Council seat as follows; the candidate, not presently on Council, with the highest vote shall be appointed to the vacant seat upon certification, however, if the count is close and certifying the votes goes beyond the 30 days, the Mayor shall make the appointment.

**Roll Call: Yeas—Adie, Banas, DiBacco, Smith, Sylver
Nays—None
5 yeas – 0 nays
Motion carried**

- Two attempts were made to send a certified letter to the Armstrong residence regarding the cross connection, the first being on October 23rd. There was nobody available at the home to sign for it. A letter was also sent by regular mail. Bob Rodic had a conversation with the contractor, who submitted a letter to the Village indicating the work to repair the Armstrong residence is on their schedule to be completed as long as the weather cooperates. Bob Rodic spoke with Mr. Armstrong. Mr. Armstrong did indicate that his wishes were to get the work completed as quickly as possible. Mr. Armstrong could not attend the meeting tonight due to his work schedule.

Motion by Gurvis Smith seconded by Barb DiBacco to extend the date of the Moral Claims Agreement between the Village and the Armstrongs for 45 days, to December 15, 2017, for the cross connection work to be completed.

**Roll Call: Yeas—Adie, Banas, DiBacco, Smith, Sylver
Nays—None
5 yeas – 0 nays
Motion carried**

- Item number 3 on the agenda is authorization for the Supplemental Grant Program.
- Item number 7 is the renewal with the Senior Transportation Connection.
- Item number 8 is confirming the rates for 2018 with the Summit County Health Connection for healthcare insurance for the full-time employees.
- A proposal from Mike's Electric for work to be done at the Pettibone Road Park and a change order for TC Construction are on the agenda. The last item on the agenda is appointing a Vice Mayor, Don Banas, for two months.

POLICE CHIEF MICHAEL MEGYESI:

- Police Chief Megyesi reported; all reports were submitted in the Mayor's report.

- On Halloween the officers on duty passed out 60 goodie bags during trick-or-treat.
- Chief Megyesi submitted to the Finance Department information stating; all officers completed 20 hours of mandatory training. The Village will receive a \$2,9560 reimbursement for this.
- Chief Megyesi applied for and received a grant in the amount of \$3,000.00 for new bullet proof vests. The average vest costs \$800.00.

BUILDING OFFICIAL BOB RODIC:

- Mantua Manufacturing; the walls and roof are complete.
- InterDesign; the project is nearly complete and will be ready for occupancy in December.
- The interior finish of the GED project is under construction.
- There will be few items for the next ARB and Planning Commission meetings; a shed on Tinkers Valley and a split rail Fence on Pergl.
- Last month at the ARB and Planning Commission meetings approval were granted for a three car attached garage on Pettibone Road and a lot split on Victory Parkway.
- The adoption of the new Ohio Code is now in effect for commercial construction. This is the first update since 20112.
- Gurvis Smith questioned if the ARB and Planning Commission members have discussed moving the meeting to the third Wednesday of the month starting the January 2018. Bob confirmed they have and all agreed.

ENGINEER MIKE HENRY:

- Engineer Mike Henry reported; A proposal from Mike's Electric is on the agenda this evening for electrical work to be done at the new Pettibone Road Park.
- The parking lot at the end of Bond Street has been completed.

SERVICE DIRECTOR SAM SCAFFIDE:

- Sam reported; the Service Department report was submitted in the Mayor's report.
- The winter and Christmas lights are going up.
- The weekly leaf collection started last week.
- The fall tree planting will begin next week

NEW BUSINESS:

<p>2017-11-45</p> <p>Ordinance</p>	<p>An Ordinance authorizing the Village of Glenwillow's continued membership in the Ohio Plan Risk Management in order to maintain necessary liability insurance coverage, authorizing payment of the Village's membership/premium in the amount of \$23,317.00 per year; and declaring an emergency.</p> <p>Motion to suspend 3 reading rule (Banas/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Ordinance carried</p>
<p>2017-11-46</p> <p>Ordinance</p>	<p>An Ordinance authorizing the Mayor to execute and deliver an application for the 2018 Cuyahoga County Supplemental Grant Program for certain community improvements; and declaring an emergency. (Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Smith/Banas) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Ordinance carried</p>

<p>2017-11-47</p> <p>Ordinance</p>	<p>An Ordinance amending Ordinance No. 2017-01-04 and appropriating funds to provide for the expenditures of the Village of Glenwillow, Ohio for the fiscal year beginning January 1, 2017 and ending December 31, 2017; and declaring an emergency. (Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Sylver/Banas) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Adie/Smith) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Ordinance carried</p>
<p>2017-11-48</p> <p>Ordinance</p>	<p>An Ordinance declaring improvements to a certain parcel of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit that parcel, requiring the owners of the improvements thereon to make service payments in lieu of taxes, authorizing agreements with property owners with respect to those payments, and establishing a Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments. (Mayor & Council)</p> <p>Ordinance placed on First Reading</p>

<p>2017-11-49</p> <p>Ordinance</p>	<p>An Ordinance declaring improvements to a certain parcel of real property to be a public purpose, describing the public infrastructure improvements to be made to benefit that parcel, requiring the owners of the improvements thereon to make service payments in lieu of taxes, authorizing agreements with property owners with respect to those payments, and establishing a Municipal Public Improvement Tax Increment Equivalent Fund for the deposit of such service payments. (Mayor & Council)</p> <p>Ordinance placed on First Reading</p>
<p>2017-11-60</p> <p>Resolution</p>	<p>A Resolution approving the adoption of the Countywide 2017-2022 All-Hazards Mitigation Plan for Cuyahoga County; and declaring an emergency. (Mayor & Council)</p> <p>Motion to suspend 3 reading rule (DiBacco/Sylver) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Adie/Smith) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Resolution carried</p>

<p>2017-11-61 Resolution</p>	<p>A Resolution authorizing the Mayor to amend and approve the rates/fees of the Summit County Medical Benefits Plan; and declaring an emergency. (Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Adie/Smith) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Adie/Sylver) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Resolution carried</p>
<p>2017-11-62 Resolution</p>	<p>A Resolution accepting the proposal of Mike's Electric Co., for Electrical Service Only at Pettibone Road Park; and declaring an emergency. (Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Smith/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Banas/Smith) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Resolution carried</p>

<p>2017-11-63</p> <p>Resolution</p>	<p>A Resolution approving a Change Order to the contract with TC Construction Co., Inc. for the 2017 Glenwillow Concrete Program; and declaring an emergency.(Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Banas/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (DiBacco/Adie) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Resolution carried</p>
<p>2017-11-64</p> <p>Resolution</p>	<p>A Resolution appointing Don Banas as Vice Mayor; and declaring an emergency.(Mayor & Council)</p> <p>Motion to suspend 3 reading rule (Adie/Smith) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Motion carried</p> <p>Motion to approve (Smith/Sylver) Roll Call: Yeas— Adie, Banas, DiBacco, Smith, Sylver Nays— None</p> <p>5 yeas – 0 nays Resolution carried</p>

COUNCIL COMMENTS:

Gurvis Smith commented; the Police Department has Shop With a Cop tickets on sale.

CITIZEN COMMENTS:

None

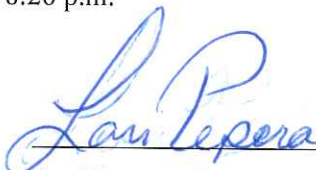
There being no further business to come before Council, motion by Gurvis Smith, seconded by Jeff Adie to adjourn the meeting. Vote on the motion to adjourn was all yeas and no nays.

Mayor Mark A. Cegelka adjourned the meeting at 8:26 p.m.



~~Mark A. Cegelka~~ Mayor & President of Council

Vice Mayor Don Banas



Lori Pepera, Clerk of Council