
**CITY OF HIGHLAND HEIGHTS
MINUTES OF A COUNCIL MEETING
HELD: JANUARY 10, 2012**

President of Council Murphy presiding.

PRESENT: Mayor Coleman; Councilmen Brunello, Hargate, Legan, Lombardo, Mastrangelo, Murphy, Stickan; Clerk of Council Buchak; Fire Captain Molnar; Police Chief Cook; Service Director Evans; Building Commissioner Grabfelder; City Engineer Mader; Finance Director Ianiro; Law Director Paluf.

ACTION ON MINUTES: The reading of the Minutes of a Council Meeting held December 13, 2011 was dispensed with. Mr. Brunello moved to accept the Minutes as written; seconded by Mr. Lombardo. Ayes all; motion carried.

The reading of the Minutes of a Special Meeting held January 3, 2012 was dispensed with. Mr. Lombardo moved to accept the Minutes as written; seconded by Mr. Mastrangelo. Ayes all; motion carried.

DEPARTMENT HEAD REPORTS:

Fire Chief's Report: No report.

Police Chief's Report: Chief Cook reported for the month of December the Police Department responded to 19 motor vehicle accidents with two involving injuries. They responded to 68 residential alarms and gave out 33 of their Community Policing Initiative Cards to people leaving their garage doors open, vehicles unlocked, etc. They handled 1031 calls for the month which brings the yearly total to 13,600 calls for the year. Also, they held 16 prisoners for approximately 500 hours.

Service Director's Report: Service Director Evans reported the Service Department is enjoying all the fine weather this past week. He reported:

- Christmas trees. They have been collecting Christmas trees. The trees are recycled rather than going to a land fill.
- Jefferson Drive Project. In a conversation from Jim Cushner from the County this morning, it was learned that the County did award the Jefferson Drive project in late December to a company called Liquid-Force Services, Inc. out of Michigan. The award amount was \$360,460.00, which is significantly under estimates. The contractor they are bringing on board has new techniques for lining the service laterals on Jefferson Drive which will be quite a cost savings. The County has indicated that the project will begin in late February or sometime in March.
- Municipal Lighting Improvement Project, Item No. 3 on the agenda. After meeting with L&F this evening, Mr. Evans recommended award of the base bid, Alternates No. 1 and No. 2, and the discretionary allowance, for a total of \$193,515.69. A resolution awarding

the contract has been provided for Council's consideration. Mr. Evans requested suspension of the rules so that contract can be awarded this evening. The bids were received on December 7th.

In response to Mrs. Murphy's inquiry regarding sending a letter to the residents to inform them of the Jefferson Drive project, Mr. Evans, advised a letter will be coordinated with the County to go to the residents when they have the details of the project. The Engineer and he will attend a pre-construction meeting with the County and the contractor.

In response to Mr. Mastrangelo's inquiry regarding the County's estimate and the bid, City Engineer Mader advised the original plan came in at \$1.5 million but they have modified the plans. Mr. Evans explained the County put out bids to allow lining contractors to compete with more traditional contractors that would cut and do trench excavations. The contractor has proposed to line the laterals without having to locate the Test T's and without having to install new ones. They have the technology to do all the work robotically from within the sanitary and storm sewer mains, so they were able to put in a significantly lower bid.

Mrs. Murphy requested some signage for Strumbly Drive indicating, slow, children at play. Mr. Evans referred that to Chief Cook.

Building Commissioner's Report: Building Commissioner Grabfelder reported for the month of December the Building Department issued 28 residential permits and 11 commercial, for a total of 39. Three zoning notices were sent out. He reported that the ordinance that was passed last month pertaining to the surcharge has been working out very well. Today they did their first test in the service department and for that he thanked Mr. Evans and his crew. They have had 3 or 4 inquiries about it.

City Engineer's Report: City Engineer Mader reported as follows:

- In regards to the FEMA Flood Plain they received a request for some additional information. They are compiling the data and will send that back shortly.
- 2011 Sidewalk Program. Mr. Mader is working with the contractor trying to finalize that project.
- 2011 Concrete Program. A letter was forwarded to the Council and Mayor in regard to the project exceeding the approved budget amount by \$2,754. Basically the cost overages for that project were due to catch basins that needed to be rebuilt, additional areas of pavement to be replaced, and repair of a water break on Radford.
- Park Barn Pavilion. The contractor has started putting up the pavilion. With the good weather, they could have it under roof by the end of the week.

Finance Director's Report: Finance Director Ianiro reported he passed out a court cost and reconciliation sheet for the Lyndhurst Municipal Court. For the 11th year now Judge Bozza has operated the Lyndhurst Municipal Court at a surplus. So the City will owe nothing for the operations of the court for the year 2011.

COMMITTEE REPORTS:

Drainage Committee: Mr. Legan reported the Drainage Committee met this evening and he was elected as Chairperson and Miss Stickan was named Secretary.

Safety & Service Committee: Miss Stickan reported Safety & Service met this evening. Miss Stickan was elected Chairman and Mr. Brunello will serve as Secretary. They set a meeting for January 24th at 7:00 p.m.

Park and Recreation Commission: Mr. Brunello reported a meeting is scheduled for January 29th at 7:00 pm.

Mayfield Area Recreation Council (MARC): No report.

Legislative & Finance Committee: Mr. Lombardo reported a meeting was held this evening at 7:45 p.m. Mr. Lombardo was selected as President and Cathy Murphy as Secretary. They discussed the Municipal Lighting Improvement Project which is on the agenda as Item No. 3. L&F agreed with the decision to award a contract for the base bid plus Alternates 1 and 2 and the discretionary allowance for a total of \$193,515.69. Their next meeting is scheduled for January 24th at 7:00 p.m.

Hillcrest Council of Councils: Mr. Hargate reported the Hillcrest Council of Councils is working on a program which will likely be held in February. He will have more details at the next meeting.

Planning and Zoning Commission: Mr. Mastrangelo reported P&Z did not meet last evening due to a lack of items to consider. Their next meeting will be on January 23rd.

Commission on Aging: No report.

Law Director's Report: Law Director Paluf reported a notice has been received for a renewal of a Liquor license for Biaggio's Deli and Bubble and Brew Beverage, Inc., at 5557 Wilson Mills Road for a C1 and C2 license. The Clerk is to return the form and indicate if a hearing is requested. Mr. Paluf stated he knew of no reason to request a hearing. There were no objections from Council.

Municipal Lighting Improvement Project. Mr. Paluf suggested Council consider a motion to replace the motion on the agenda with a proposed resolution.

Council President Murphy asked if Mr. Paluf received correspondence from Council Members with questions and comments regarding the development design for the former Catalano property. Mr. Paluf advised he did and that he is putting it together and he will talk to Mr. Osborne or his attorney sometime in the next couple days.

MAYOR'S REPORT: Mayor Coleman reported as follows:

- Mayor's Appointment. In July of 2011 he appointed Mark Ursu to the Tax Review Board and the appointment expired December 31, 2011. He asked Council to confirm the reappointment of Mark Ursu for 2012.
- Mayor Coleman was reelected to the NOACA Board by the Hillcrest Area Mayors and NOACA is the Northeast Ohio Areawide Coordinating Agency. He will once again represent the Hillcrest area.
- A letter has been received from the President of J&J Refuse advising that J&J is changing their name to Kimble. It is not a purchase; it is just a name change. Kimble Family owns J&J Refuse. There is very little organizational change other than the name Kimble will be on their trucks. There will be no interruption in service. A copy of the letter has been distributed to Council.

Council President's Report: No report.

ITEMS TO BE ADDED TO THE AGENDA: No items were added.

ITEM TO BE REMOVED FROM AGENDA AND REPLACED:

Motion authorizing a contract for the Municipal Lighting Improvement Project.

A motion was made by Mr. Lombardo to remove present Item No. 3 and replace it with a proposed resolution authorizing a contract with Lighting Services, Inc.; seconded by Mr. Hargate. Ayes all; motion carried.

MEETING OPENED TO THE PUBLIC: No one spoke.

NEW BUSINESS:

MAYOR'S APPOINTMENT: Tax Review Board. Mark Ursu.

It was moved by Miss Stickan to confirm the re-appointment of Mark Ursu to a one year term on the Tax Review Board, expiring 12/31/2012; seconded by Mr. Legan. Ayes all; motion carried.

CHANGE ORDER TO T C CONSTRUCTION CONTRACT FOR 2011 CONCRETE REPAIR PROGRAM: A motion was made by Mr. Lombardo authorizing a change order in the amount of \$2,754.00 in the contract with T C Construction for the 2011 Concrete Repair Program as authorized by Resolution 52-2011 and amended by Council motion on September 13, 2011; seconded by Miss Stickan.

ADOPTION OF RESOLUTION 1-2012: Council listened to the First Reading in title only of Proposed Resolution 1-2012 which description is: "A Resolution declaring Lighting Services, Inc. as the lowest and best bidder for the Municipal Lighting Improvement Program, authorizing the Mayor to enter into a contract with said bidder, rejecting all other bids received, and declaring an emergency." Council was requested to suspend the second and third readings of this legislation this evening for the reason that the bids were received in early December. Mr. Brunello moved to suspend the Second and Third Readings; seconded by Mr. Lombardo. Ayes all; motion carried. Mr. Lombardo moved to adopt; seconded by Miss Stickan. Mr. Mastrangelo

noted that the Energy Conservation Master Plan identified 14 items and asked which items are being done. Mr. Evans advised that everything that is lighting related is included. Additional items such as heating and air conditioning were not included. Ayes all; motion carried.

COUNCIL MEETINGS: Council President Murphy recommended canceling the 1/17/12 Committee of the Whole Meeting due to lack of agenda items. The following week on January 24, 2012, they will schedule a Committee of the Whole commencing at 7:30 p.m. The Regular Council Meeting will follow. Mr. Hargate advised that he is hosting a political event on the 24th and thus will not be present until 8:00 p.m.

MOTION TO ADJOURN INTO EXECUTIVE SESSION: A motion was made by Mr. Lombardo to adjourn into Executive Session to discuss pending litigation: Bass Energy vs. City of Highland Heights in accordance with Section 4.05 of the Charter of the City of Highland Heights and Section 121.22(g) of the Ohio Revised Code; seconded by Mr. Lombardo. Roll call on the motion: Ayes all; motion carried. Council adjourned at 8:24 p.m. and reconvened at 9:35 p.m.

ADJOURNMENT: A motion was made by Miss Stickan and seconded by Mr. Brunello to adjourn the meeting. Said meeting adjourned at 9:36 p.m.

Clerk of Council

President of Council