
**CITY OF HIGHLAND HEIGHTS
MINUTES OF A COUNCIL MEETING
HELD: APRIL 9, 2019
8:00 PM**

PRESENT: Mayor Brunello; Council Representatives D'Amico, Hargate, Mastrangelo, Murphy, Stickan; Clerk of Council Cahill; Fire Chief Turner; Police Chief Cook; Service Director Evans; Building Commissioner Grabfelder; Finance Director Filippo; City Engineer Mader; Law Director Paluf

EXCUSED: Council Representative DiLalla; Council Representative Lombardo

ACTION ON MINUTES:

The reading of the Minutes of the Regular Council Meeting held March 26, 2019 was dispensed with. Mrs. Murphy moved to accept the Minutes as written; seconded by Mr. Mastrangelo. Ayes all; motion carried.

DEPARTMENT HEAD REPORTS:

Fire Chief's Report: Chief Turner stated after the Children's Easter Party the Fire Department held their annual Open House. The Open House was well attended and enjoyed by all participants.

Chief Turner reported for the 1st quarter of 2019, the Fire Department responded to 402 calls which is an increase of 22 calls over the 1st quarter in 2018. Fire Prevention completed 140 occupancy inspections. Two CPR classes were provided to residents. There were 19 paramedic students shadowing the Fire Department operations for a total of 120 hours. Members of the Fire Department conducted 433 hours of training during the first quarter of 2019.

Police Chief's Report: Chief Cook stated a SPAN meeting was held today at the Highland Heights Police Department. A Highland Heights Police Officer has been assigned to the Bomb Squad for the SPAN unit.

Chief Cook requested Council suspend the readings on Item #3. The purchase of the 2019 Ford Utility Police Interceptor vehicle was discussed at the Committee of the Whole.

Mrs. Murphy questioned Chief Cook as to the reason for the suspension of the readings to purchase the Police vehicle. Chief Cook answered that the vehicle is being held for the Police Department; however, the purchase can wait.

Service Director's Report: Director Evans stated the street sweeping spring cleanup will begin tomorrow. The Computer Round Up will continue at the Service Department until the end of the month. The Service Department will hold a Shred Day on April 20th from 9 AM until 1 PM.

Director Evans stated item #4, #5, and #6 were discussed at the Committee of the Whole. Director Evans requested the addition and passage of a Resolution to enter into an agreement with ODOT for the purchase of Sodium Chloride (Rock Salt). The

suspension of the readings is necessary as ODOT has a commitment deadline of April 19, 2019.

Mr. Mastrangelo questioned if there are other alternatives than participating with ODOT to purchase rock salt. Mr. Evans stated the only alternative would be for the city to bid salt on our own which may not realize the best price available. Mayor Brunello stated participating with ODOT has generally provided a cost savings and Mr. Evans concurred.

Building Commissioner's Report: Mr. Grabfelder reported for the month of March, the Building Department issued 19 residential permits and 17 commercial permits. There were five zoning notices sent with three notices regarding commercial vehicles.

A Court date of April 24th has been set for the property violations at 5836 Highland Road.

The construction has started for the out-building between Denny's and Michael Christopher's. This building will house Dunkin Donuts and Panini's.

City Engineer's Report: Mr. Mader stated a pre-construction meeting has been scheduled for the Asphalt Road and Community Park project. The contractor stated he will be able to comply with completing the work in the Community Park by June 1st.

Mr. Mader stated the 2019 Concrete program will be out for bid in two weeks as soon as the plans are finalized.

The contractor has started work on Avion Park sidewalk.

Stage 1 and Stage 2 plans were reviewed for Brainard Road. Comments were submitted to the design engineer and the County.

Finance Director's Report: Director Filippo stated there are three pieces of legislation on tonight's agenda, the note ordinance and transfer ordinances. These items were discussed at Committee of the Whole and are on for First Reading.

Director Filippo stated there were three auditors at the Finance Department on Friday reviewing all the requisitions that the former mayor had signed in the last five years. These items will be reviewed, and the auditors anticipate a decision by early next week.

COMMITTEE REPORTS:

Commission on Aging: Ms. D'Amico stated this evening she attended the Partnership on Aging's Annual Fashion Show Fundraiser that was a sold-out event.

Reservations for the Tea Room are filling up quickly and may require two vans. Registration for The Planting event on May 31st is halfway filled.

The Commission on Aging will collaborate with the Partnership on Aging to hold a Grandma and Me Tea Party at Stonewater later this year.

The next meeting of the Commission on Aging will be held on April 15th at 9:00 AM at City Hall.

Safety and Service Committee: Ms. Stikkan no report.

Mrs. Murphy announced the Noise Abatement Council will be holding a quarterly meeting on April 11th at 10 AM at the Airport Administration Building.

Drainage Committee: Mrs. Murphy requested a Drainage Committee Meeting for April 23rd. The time will be determined and announced.

Legislative & Finance Committee: Mr. Hargate stated the L/F Committee met this evening and discussed with the Service Director the 5 Ton Truck body equipment, Item #4 on the Agenda. Director Evans sent a memo dated April 2nd explaining the purchase. The funding is included in the 2019 Capital budget. The L/F Committee recommended proceeding with the expenditure.

The Committee discussed the replacement of the 3/4 ton 4 x 4 pick up truck for the Service Department as requested in Director Evan's April 2nd memo. This is item #5 on tonight's Agenda. The funding is included in the 2019 Capital Budget. Both pieces of equipment are requested to assist in snow removal and generally there is a delay in receiving the equipment due to the equipment availability.

The Committee discussed the 2019 Ford Utility Police Interceptor which is item #3 on the Agenda. The funding is included in the 2019 Capital Budget. The L/F Committee recommended proceeding with the purchase of the police vehicle.

Mr. Hargate stated he intends to request a suspension of the readings on all three of the items in light of the fact that they deal with public safety.

The Committee discussed the 2019 Sewer projects as outlined by the Service Director at the Committee of the Whole meeting.

The Finance Director discussed with the Committee the ordinances on tonight's agenda regarding the note and transfer ordinances.

Planning and Zoning Commission: Mr. Mastrangelo stated a Planning and Zoning Commission meeting was held on April 8th and a public hearing was scheduled for Panini's, 6237 Wilson Mills Road on April 22nd. The request is for a variance to allow consumption of food and alcoholic beverages on an outdoor patio. The Commission will discuss with the Law Director ordinances that may require two conditional use permits.

Law Director's Report: Director Paluf stated item #10 was discussed at the Committee of the Whole. The ordinance to proclaim a water use emergency is required as part of the transfer water service agreement with the City of Cleveland.

Mrs. Murphy thanked Director Paluf for forwarding the Ohio Checkbook resolution and the Drainage Problem Correction Policy to Council.

MAYOR'S REPORT: Mr. Brunello stated he will be out-of-office from April 10 until April 14th. He will be available by telephone or text message and Ms. Kole will be available to assist.

The next Community Day meeting will be held April 25th at 7:30 PM at City Hall.

Mr. Brunello announced a meeting will be held next week with Franklin Development to review the vacant Milstein property on Highland Road.

Mr. Brunello thanked Director Ianiro and the Park & Rec Commission for a great Children's Easter party. Mr. Brunello thanked Chief Turner and the Fire Department for the Fire Department Open House.

Mr. Brunello stated on April 16th, he will be attending the Mayfield Superintendent's Advisory Council on Innovation Education meeting. The members consist of various mayors and business leaders throughout the Hillcrest area.

Mr. Brunello announced the part-time inspector position has been filled in the Building Department by Charlie Drazetic. There is still an open full-time position in the Building Department.

Council President's Report: President Stickan stated the Park and Rec Commission held a successful Children's Easter party this past weekend. The Fire Department Open House held in conjunction with the Children's Easter party was enjoyed by all the participants.

ITEMS TO BE ADDED TO THE AGENDA: Moved by Mr. Mastrangelo to add Resolution authorizing the Mayor to enter into a participation agreement with the Ohio Department of Transportation for the purchase of Sodium Chloride (Rock Salt) to the municipality and declaring an emergency; seconded by Mrs. Murphy. Ayes all; motion carried.

MEETING OPENED TO THE PUBLIC:

Mr. Thomas A. Hughes, 957 Millridge Road, addressed Council regarding the drainage issue on his property. Mr. Hughes has detailed the drainage problem in submitted Drainage Investigation forms. Mr. Hughes requested an opportunity to meet with city officials to resolve the issue.

NEW BUSINESS:

ADOPTION OF RESOLUTION 12-2019: Council listened to the First Reading in title only of proposed Resolution 12-2019 which description is: "A Resolution authorizing the Mayor to enter into a participation agreement with the Ohio Department of Transportation for the purchase of Sodium Chloride (Rock Salt) to the municipality and declaring an emergency." (Mayor Chuck Brunello, Jr. and Council as a Whole)

Council was asked to suspend the Second and Third readings to accommodate the ODOT's deadline. Mr. Mastrangelo moved to suspend the Second and Third readings; seconded by Mr. Hargate. Ayes all; motion carried.

Mr. Hargate moved to adopt; seconded by Mr. Mastrangelo. Ayes all; motion carried.

FIRST READING PROPOSED RESOLUTION 13-2019: Council listened to the First Reading in title only of proposed Resolution 13-2019 which description is: "A Resolution authorizing the Mayor and Council to participate in the Ohio Treasurer's Office OhioCheckbook.com and declaring an emergency." (Mayor Chuck Brunello, Jr. and Council as a Whole)

FIRST READING PROPOSED RESOLUTION 14-2019: Council listened to the First Reading in title only of proposed Resolution 14-2019 which description is: "A Resolution authorizing the adoption of a Drainage Problem Correction Policy in the City

of Highland Heights and declaring an emergency.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

FIRST READING PROPOSED RESOLUTION 15-2019: Council listened to the First reading in title only of proposed Resolution 15-2019 which description is: “A Resolution authorizing the Mayor to execute a contract with Statewide Ford Lincoln Mercury, Inc., for the purchase of one (1) 2019 Ford Utility Police Interceptor vehicle, including all emergency equipment and graphics, in an amount not to exceed Forty-One Thousand Dollars (\$41,000.00), pursuant to the Ohio Cooperative Purchasing Act, and declaring an emergency.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

Mr. Hargate moved to suspend the Second and Third readings; seconded by Ms. D’Amico.

Mr. Hargate indicated this Resolution is to purchase a police cruiser that is available, and his experience has been with items that involve public safety Council should act promptly on the requests. Mr. Hargate explained the expenditure has been discussed and appropriated in the budget.

Mrs. Murphy stated the rule of Council is to have three readings except for an emergency. Mrs. Murphy stated there is not an exceptional need to suspend the second and third reading and the Chief did indicate that he would be able to wait. Therefore, Mrs. Murphy will not be supporting the suspension.

Mr. Mastrangelo asked if there are any vehicles out of service. Chief Cook stated there are two vehicles out for service. Chief Cook concurred with Mr. Hargate and stated the legislation could have been brought forward sooner; however, the budget had not been approved. Chief Cook stated the monies have been appropriated.

Ms. D’Amico asked Chief Cook if there is a delay between the time of approval and delivery of the vehicle. Chief Cook stated the vehicle would be received within 7-10 days. However, the vehicle has been reserved at last year’s price. Chief Cook responded to Mrs. Murphy’s question that he assumed the vehicle will be able to be held for two weeks.

Mr. Hargate stated the money has been appropriated for in the capital budget and requested Council to move promptly.

Ms. D’Amico asked how long the two vehicles will be out of service. Chief Cook stated the time will depend on if the service can be performed at the Service Department or require service at the dealership.

Roll Call on Suspending the Second and Third Reading:

Yeas: D’Amico, Hargate, Stickan

Nays: Mastrangelo, Murphy

Suspension Failed.

FIRST READING PROPOSED RESOLUTION 16-2019: Council listened to the First reading in title only of proposed Resolution 16-2019 which description is: “A Resolution authorizing the Mayor to execute a contract with Concord Road Equipment Mfg., Inc. for the purchase and installation of a Concord Minuteman Dump Body and Snow and Ice Control Equipment in an amount not to exceed Eighty-Eight Thousand Five Hundred Dollars (\$88,500.00) pursuant to the Ohio Cooperative Purchasing Act and declaring an emergency.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

Mr. Hargate moved to suspend the Second and Third readings; seconded by Ms. D’Amico.

Mr. Hargate indicated that this Resolution is to purchase snow removal equipment and his experience has been to act promptly on service issues for residents. The capital budget has been approved for this purchase. The longer it takes for Council approval, the longer it will take for the equipment to be manufactured. Mr. Hargate would like to have the equipment delivered before the snowfall this winter.

Mr. Mastrangelo asked Mr. Evans when the chassis will be ready. Mr. Evans stated the chassis was approved by Council two weeks ago and the order has been placed. There is approximately 120-150 days required for construction and delivery. Mr. Evans was not optimistic that the equipment will be ready for this year’s snow season. Mr. Evans stated the new truck will be replacing the oldest truck in the fleet that is currently working.

Mrs. Murphy stated the current truck is still working and it was stated at L/F that it is not necessary to pass the legislation this evening. Mrs. Murphy reminded Council of the three reading rule that is only to be suspended in circumstances of necessity. Mrs. Murphy will not be supporting the motion to suspend as she stated at the L/F committee also.

Mr. Hargate stated it is important to move promptly and he is in favor of suspension.

Mr. Evans answered Ms. D’Amico stating he did not originally request suspension. The suspension was discussed at L/F. Mr. Evans agrees that timely order of this equipment would be beneficial. Mr. Evans stated after the 150 days the equipment would then go to the body builder to be completed.

Roll Call on Suspending the Second and Third Reading:

Yeas: D’Amico, Hargate, Sticksan

Nays: Mastrangelo, Murphy

Suspension Failed.

FIRST READING PROPOSED RESOLUTION 17-2019: Council listened to the First Reading in title only of proposed Resolution 17-2019 which description is: “A Resolution authorizing the Mayor to execute a contract with Middletown Ford Inc., for the purchase of a 2019 Ford F-250 Pickup Truck in an amount not to exceed Twenty-nine Thousand Dollars (\$29,000.00) pursuant to the Ohio Cooperative Purchasing Act and declaring an emergency.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

FIRST READING PROPOSED ORDINANCE 7-2019: Council listened to the First Reading in title only of proposed Ordinance 7-2019 which description is: “An Ordinance for the Resurfacing of Brainard Road from Cedar Road to Wilson Mills Road in cooperation with the County of Cuyahoga and declaring an emergency.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

FIRST READING PROPOSED ORDINANCE 8-2019: Council listened to the First Reading in title only of proposed Ordinance 8-2019 which description is: “An Ordinance authorizing transfers and declaring an emergency. (General Fund to Capital Improvement Fund in the amount of \$2,000,000)” (Mayor Chuck Brunello, Jr.)

FIRST READING PROPOSED ORDINANCE 9-2019: Council listened to the First Reading in title only of proposed Ordinance 9-2019 which description is: “An Ordinance authorizing transfers and declaring an emergency. (General Fund to #502 Police Pension Fund in the amount of \$305,000; and General Fund to #503 Fire Pension Fund in the amount of \$310,000)” (Mayor Chuck Brunello, Jr.)

FIRST READING PROPOSED ORDINANCE 10-2019: Council listened to the First Reading in title only of proposed Ordinance 10-2019 which description is: “An Ordinance providing for the issuance and sale of \$2,350,000 of notes, in anticipation of the issuance of bonds, for the purpose of widening and reconstructing Miner Road, resurfacing and otherwise improving Ford Road and other city streets, improving culvert No. 15 in Highland Road, replacing segments of concrete in city streets, and all drainage and other related improvements thereto, and declaring an emergency.” (Mayor Chuck Brunello, Jr.)

FIRST READING PROPOSED ORDINANCE 11-2019: Council listened to the First Reading in title only of proposed Ordinance 11-2019 which description is: “An Ordinance authorizing the Mayor to proclaim a water use emergency throughout the City of Highland Heights, Ohio upon notice by the City of Cleveland, Ohio that a water supply shortage exists, and declaring this to be an urgent measure.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

SECOND READING OF PROPOSED ORDINANCE 5-2019: Council listened to the Second Reading in title only of proposed Ordinance 5-2019 which description is: “An Ordinance establishing compensation for employees of the Recreation Department of the City of Highland Heights, Ohio for 2019, repealing all ordinances inconsistent herewith and declaring an emergency.” (Mayor Chuck Brunello, Jr.)

SECOND READING OF PROPOSED ORDINANCE 6-2019: Council listened to the Second Reading in title only of proposed Ordinance 6-2019 which description is: “An Ordinance authorizing and directing the Mayor to execute: (1) An Asset Transfer Agreement, (2) A Municipal Utility District Agreement and, (3) A restatement of the Water Service Agreement for Direct Service with the City of Cleveland, Ohio; and declaring this to be an urgent measure.” (Mayor Chuck Brunello, Jr. and Council as a Whole)

ADOPTION OF RESOLUTION 9-2019: Council listened to the Third Reading in title only of Proposed Resolution 9-2019 which description is: "A Resolution authorizing the Finance Director to make a payment to Progressive Casualty Insurance Company from nontax revenues in the amount of Two Hundred Fifty Thousand Dollars (\$250,000) pursuant to the Economic Development Grant Agreement dated December 28, 2017 and declaring an emergency. (Mayor Chuck Brunello, Jr. and Council as a Whole)

Mrs. Murphy moved to adopt; seconded by Mr. Mastrangelo. Ayes all; motion carried.

ADOPTION OF RESOLUTION 10-2019: Council listened to the Third Reading in title only of Proposed Resolution 10-2019 which description is: "A Resolution authorizing the Finance Director to make a payment to Swagelok Company from nontax revenues in the amount of Two Hundred Fifty Thousand Dollars (\$250,000) pursuant to the Economic Development Grant Agreement dated July 28, 2015 and declaring an emergency. (Mayor Chuck Brunello, Jr. and Council as a Whole)

Mrs. Murphy moved to adopt; seconded by Ms. D'Amico. Ayes all; motion carried.

MOTION TO ADJOURN INTO EXECUTIVE SESSION: Moved by Mr. Hargate to adjourn into Executive Session by roll call vote pursuant to Section 121.22(G)(4) of the Ohio Revised Code and Highland Heights Charter 4.05 to discuss labor negotiations; seconded by Mrs. Murphy. Roll Call: Ayes: unanimous.

Council adjourned into Executive Session at 8:45 p.m. and reconvened in public session at 9:00 p.m.

ADJOURNMENT: A motion was made by Mrs. Murphy and seconded by Mr. Mastrangelo to adjourn the meeting. Ayes all; motion carried. Said meeting adjourned at 9:00 p.m.

Clerk of Council

President of Council