

1
2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**
3 **MONDAY, APRIL 20, 2015**
4
5

6 The regular meeting of Council was called to order by Council President Kilbane at 7:03 p.m.
7

8 **MOMENT OF SILENT PRAYER/PLEDGE OF ALLEGIANCE**

9 **ROLL CALL:**

10 **PRESENT:** Council – B. McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
11 Administration – Mayor Patton, Ms. Rocco, Mrs. Fagnilli, Mr. Mackay

12 **ABSENT:** Mr. Berner
13

14 **THE CHAIR** called for a motion to approve the minutes of the Regular Meeting of Council held on Monday,
15 April 6, 2015.

16 Moved and seconded. No Discussion.

17 **ROLL CALL:** Vote: YES-7, NO-0 | Motion carries, minutes are approved.

18 YES: McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary
19

20 **COMMITTEE REPORTS:**

21 **COUNCILMAN MINEK** said, Thank You, The Environment, Public Works, Planning, Zoning & Development
22 Committee met on Monday, April 13, 2015. Guests present for the committee meeting were: Mayor Eileen
23 Patton, Law Director Sarah Fagnilli, Building Commissioner Sel Kulcsar and Development Administrator Matt
24 Hrubey. Two ordinances and an issue were on the agenda: The issue of Coffinberry Development was
25 discussed and after considerable exchange of information, legal opinions and that the Planning & Design
26 Commission will review the application for a Major Subdivision and their approval would be referred to City
27 Council via Chapter 1191.04 for consideration. It was suggested this would be a future opportunity to discuss
28 Coffinberry Development. A motion that the Coffinberry Development issue be removed from further
29 consideration of the committee was approved 6-1. Ord. 15-12 Authorizing bids, contract and engineering
30 services to repave Mastick Road hill. Motion to place the ordinance on second reading & subsequent third
31 reading was approved 7-0. Ord.15-13 Correcting zoning classification for property at 4394 W. 226 St. the
32 property was originally zoned correctly and when the zoning maps were updated, the zoning, absent any ballot
33 issues was changed in error. This certification will correct the error. Motion to place the ordinance on second
34 reading & subsequent third reading was approved 7-0.
35

36 **COUNCILWOMAN CLEARY** said, The Finance Committee met on Monday, April 13th. Mayor Eileen Patton
37 and Law Director Sara Fagnilli were in attendance to discuss the following: Resolution 15-11 authorizes the
38 city to participate in ODOT cooperative purchasing program. Per the ORC, the city can participate in the
39 program for the purchase of machinery, materials, supplies and other articles. The city purchases its road salt
40 through this program. A motion to place on 3rd reading and up for passage carried 6-0. Resolution 15-12
41 confirms and authorizes the city to submit an application to Northeast Ohio Areawide Coordinating Agency for
42 the Transportation for Livable Communities Initiative (TLCI) Grant Program. Development Administrator,
43 Matt Ruby was in attendance to provide an overview of the grant application that was submitted in
44 collaboration with Rocky River. He also reviewed the goals and costs that include a 20% match. Of the 20%
45 match, Fairview Park will be responsible for \$3,000 or 18% of the required matching funds. A motion to place
46 on 3rd reading and up for passage carried 7-0. Ordinance 15-14, authorizes the Mayor to enter into a contract
47 through the State Cooperative Purchasing Program for the purchase of a Ford F-250, 4x4 pickup truck and plow
48 for use by the Service Department. The truck and plow will be purchased from Valley Ford Truck. The cost is
49 not to exceed \$35,000 that will come from the 260 Permanent Improvement Fund. This purchase was discussed
50 and approved at the March 2015 budget hearings. A motion to place on 2nd, subsequent 3rd carried 7-0.

51 Ordinance 15-15 authorizes the Mayor to enter into a contract with Polen Implement, an authorized vendor for
52 the General Services Administration, for the purchase of a John Deere 2025 Compact Utility Tractor and H130
53 Loader for use by the Recreation Department. The cost of both items is not to exceed \$16,000 and will be paid
54 from the 260 Permanent Improvement Fund. This purchase was also discussed and approved at the March 2015
55 budget hearings. Mayor Patton requested that the ordinance be passed on 2nd so the City can receive the
56 equipment as soon as possible. Council requested a letter from the Recreation Director requesting the passage
57 without 3 reads. A motion to pass on 2nd reading carried 7-0. Ordinance 15-16 authorizes the city to participate
58 in a collaborative project with Rocky River to repave the Fairview Park portion of Carolyn Avenue. Rocky
59 River will put out the bids as well as manage the project. Fairview Park's cost is not to exceed \$45,000 and
60 will be paid from the 811 Permanent Improvement Fund. The cost of this project, along with the \$90,000 cost
61 for the Mastick Road street repair, is reflected in Ordinance 15-18, Supplemental Appropriations. A motion to
62 place on 2nd, subsequent 3rd carried 7-0. Ordinance 15-17 authorizes the Mayor to enter into a contract with
63 Ace Business Solutions, an authorized vendor selling 3 copiers at a price determined by the General Services
64 Administration and at a cost not to exceed \$20,000, paid for from the 260 Permanent Improvement Fund. The
65 copiers are for the administration, council and police. This expense was also discussed and approved during
66 March 2015 budget hearings. A motion to place on 2nd, subsequent 3rd carried 7-0. Ordinance 15-18, 2015
67 Supplemental Appropriations adjusts the budget to reflect items not previously budgeted or authorized in the
68 2015 Budget. The appropriations are for as follows: \$40,000 for the repaving of the Fairview Park portion of
69 Carolyn Avenue and \$90,000 for the repair of Mastick Road from Eaton to 100' west of the Mastick Road
70 Bridge. A motion to place on 2nd, subsequent 3rd carried 7-0. Ordinance 15-19 authorizes the Director of
71 Finance to sell the following 6 obsolete vehicles to be sold at public auction: 2-2003 & 1-2005 Crown
72 Victorias; 1989 Utility Truck; 1997 Dump Truck and a 1991 Chassis & Cab. The Mayor reported that there are
73 an additional 3 vehicles to be included in the list. Council will receive and updated exhibit that lists the 9
74 vehicles to be sold. A motion to amend Ordinance 15-19 to include three additional vehicles to be sold at public
75 auction carried 6-0. A motion to place on 2nd, subsequent 3rd carried 7-0. That concludes my report.
76

77 **LEGISLATION FOR FIRST READING**

78 COUNCILWOMAN CLEARY placed the following legislation up for introduction and first reading:
79 ORDINANCE NO. 15-20

80 REQUESTED BY: MAYOR EILEEN ANN PATTON
81 SPONSORED BY: COUNCILWOMAN CLEARY

82 *AN ORDINANCE AUTHORIZING THE CITY OF FAIRVIEW PARK TO ADVERTISE FOR REQUEST FOR*
83 *QUALIFICATIONS AND THE MAYOR TO ENTER INTO A CONTRACT WITH THE MOST QUALIFIED*
84 *FIRM AS DETERMINED BY THE BOARD OF CONTROL, FOR THE FAIRVIEW PARK CITY HALL*
85 *PARKING LOT RETROFIT PROJECT AND DECLARING AN EMERGENCY*

86 ACTION: Ordinance 15-20 was placed on first reading and referred to the Finance Committee.
87

88 RESOLUTION NO. 15-14

89 REQUESTED BY: MAYOR EILEEN ANN PATTON
90 SPONSORED BY: COUNCILWOMAN CLEARY

91 *A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FINANCIAL ASSISTANCE*
92 *UNDER THE STATE OF OHIO, DEPARTMENT OF NATURAL RESOURCES NATUREWORKS GRANT*
93 *PROGRAM, AND DECLARING AN EMERGENCY*

94 ACTION: Resolution 15-14 was placed on first reading and referred to the Finance Committee.
95

96 **LEGISLATION FOR SECOND READING**

97 COUNCILMAN MINEK placed the following legislation up for second reading:

98 ORDINANCE NO. 15-12

99 REQUESTED BY: MAYOR EILEEN ANN PATTON

100 SPONSORED BY: COUNCILMAN MINEK

101 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*
102 *ADVERTISE FOR BIDS, THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST*
103 *RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL AND TO*
104 *PROVIDE FOR ENGINEERING SERVICES FOR THE REPAVING NECESSARY OF THE MASTICK*
105 *ROAD HILL AND DECLARING AN EMERGENCY*
106 ACTION: Ordinance 15-12 was placed on second reading and subsequent third.
107
108 ORDINANCE NO. 15-13
109 REQUESTED BY: COUNCILMAN HINKEL
110 SPONSORED BY: COUNCILMAN MINEK
111 *AN ORDINANCE TO CORRECT THE ZONE MAP FOR THE CITY OF FAIRVIEW PARK AND*
112 *DECLARING AN EMERGENCY*
113 ACTION: Ordinance 15-13 was placed on was placed on second reading and subsequent third.
114
115 COUNCILWOMAN CLEARY placed the following legislation up for second reading:
116 ORDINANCE NO. 15-14
117 REQUESTED BY: MAYOR EILEEN ANN PATTON
118 SPONSORED BY: COUNCILWOMAN CLEARY
119 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT THROUGH THE STATE*
120 *OF OHIO COOPERATIVE PURCHASING PROGRAM WITH VALLEY FORD TRUCK FOR THE*
121 *PURCHASE OF A FORD F-250 4x4 PICKUP TRUCK AND PLOW AND DECLARING AN EMERGENCY*
122 ACTION: Ordinance 15-14 was placed on second reading and subsequent third.
123
124 ORDINANCE NO. 15-16
125 REQUESTED BY: MAYOR EILEEN ANN PATTON
126 SPONSORED BY: COUNCILWOMAN CLEARY
127 *CO-SPONSORED BY: COUNCILMAN MINEK*
128 *AN ORDINANCE AUTHORIZING THE CITY OF FAIRVIEW PARK TO PARTICIPATE WITH THE CITY*
129 *OF ROCKY RIVER TO REPAVE CAROLYN AVENUE AND DECLARING AN EMERGENCY*
130 ACTION: Ordinance 15-16 was placed on second reading and subsequent third.
131
132 ORDINANCE NO. 15-17
133 REQUESTED BY: MAYOR EILEEN ANN PATTON
134 SPONSORED BY: COUNCILWOMAN CLEARY
135 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT THROUGH THE STATE*
136 *OF OHIO COOPERATIVE PURCHASING PROGRAM WITH ACE BUSINESS SOLUTIONS FOR THE*
137 *PURCHASE OF THREE (3) COPIERS AND DECLARING AN EMERGENCY*
138 ACTION: Ordinance 15-17 was placed on second reading and subsequent third.
139
140 ORDINANCE NO. 15-18
141 ORIGINATED BY: THE FINANCE DEPARTMENT
142 REQUESTED BY: MAYOR EILEEN ANN PATTON
143 SPONSORED BY: COUNCILWOMAN CLEARY
144 *AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER EXPENDITURES*
145 *OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING JANUARY 1, 2015 AND*
146 *ENDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY*
147 ACTION: Ordinance 15-18 was placed on second reading and subsequent third.
148
149 ORDINANCE NO. 15-19
150 REQUESTED BY: MAYOR EILEEN ANN PATTON
151 SPONSORED BY: COUNCILWOMAN CLEARY

152 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF FINANCE TO SELL VARIOUS VEHICLES AND*
153 *DECLARING AN EMERGENCY*
154 ACTION: Ordinance 15-19 was placed on second reading and subsequent third.
155

156 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**
157

158 **LEGISLATION FOR PASSAGE UNDER SECOND READING SUSPENSION OF RULES**

159 COUNCILWOMAN CLEARY placed Ordinance 15-15 up for emergency passage.
160 ORDINANCE NO. 15-15
161 REQUESTED BY: MAYOR EILEEN ANN PATTON
162 SPONSORED BY: COUNCILWOMAN CLEARY
163 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT THROUGH THE STATE*
164 *OF OHIO COOPERATIVE PURCHASING PROGRAM WITH STATEWIDE EMERGENCY PRODUCTS*
165 *FOR THE PURCHASE OF A TRACTOR FOR THE RECREATION DEPARTMENT AND DECLARING AN*
166 *EMERGENCY*
167 Moved and Seconded
168 COUNCILWOMAN CLEARY made a motion to that the Charter Provision and Rule 50 requiring that the
169 legislation be read at three separate meetings be suspended, and that it be placed before Council for emergency
170 passage.
171 Moved and Seconded.
172 THE CHAIR called for discussion on the motion. No Discussion.
173 ROLL ON MOTION: Vote: YES-7, NO-0 | Motion carries.
174 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
175 THE CHAIR called for any discussion prior to passage. No Discussion.
176 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Ordinance 15-15 passes.
177 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
178

179 **LEGISLATION FOR THIRD READING/FINAL PASSAGE**

180 COUNCILMAN MINEK placed the following legislation up for third reading and final passage:
181 ORDINANCE NO. 15-10
182 REQUESTED BY: MAYOR EILEEN PATTON
183 SPONSORED BY: COUNCILMAN MINEK
184 *AN ORDINANCE ACCEPTING AND APPROVING THE PLAT OF THE CORRIGAN LAUMER FUNERAL*
185 *HOME FOR A LOT CONSOLIDATION AND SPLIT AS APPROVED BY THE PLANNING AND DESIGN*
186 *COMMISSION AT ITS REGULAR MEETING OF JUNE 18, 2014 AND DECLARING AN EMERGENCY.*
187 Moved and Seconded.
188 THE CHAIR called for discussion prior to passage. No Discussion.
189 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Ordinance 15-10 passes.
190 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
191
192 COUNCILMAN HINKEL placed the following legislation up for third reading and final passage:
193 ORDINANCE NO. 15-11
194 REQUESTED BY: MAYOR EILEEN PATTON
195 SPONSORED BY: COUNCILMAN HINKEL
196 *AN ORDINANCE AMENDING FAIRVIEW PARK CODIFIED ORDINANCE SECTION 1349.01 AND*
197 *DECLARING AN EMERGENCY.*
198 Moved and Seconded.
199 THE CHAIR called for discussion prior to passage. No Discussion.
200 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Ordinance 15-11 passes.
201 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
202

203 COUNCILWOMAN CLEARY placed the following legislation up for third reading and final passage:
204 RESOLUTION NO. 15-11
205 REQUESTED BY: MAYOR EILEEN ANN PATTON
206 SPONSORED BY: COUNCILMAN CLEARY
207 *A RESOLUTION AUTHORIZING THE CITY OF FAIRVIEW PARK TO PARTICIPATE IN THE ODOT*
208 *COOPERATIVE PURCHASING PROGRAM AND DECLARING AN EMERGENCY*
209 Moved and Seconded.
210 THE CHAIR called for discussion prior to passage. No Discussion.
211 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 15-11 passes.
212 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
213
214 RESOLUTION NO. 15-12
215 REQUESTED BY: MAYOR EILEEN ANN PATTON
216 SPONSORED BY: COUNCILWOMAN CLEARY
217 *A RESOLUTION CONFIRMING AND AUTHORIZING THE SUBMISSION OF AN APPLICATION TO*
218 *THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) FOR THE*
219 *TRANSPORTATION FOR LIVABLE COMMUNITIES INITIATIVE (TLCI) GRANT PROGRAM AND*
220 *DECLARING AN EMERGENCY*
221 Moved and Seconded.
222 THE CHAIR called for discussion prior to passage. No Discussion.
223 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 15-12 passes.
224 YES: McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
225
226 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**
227 **OFFICIALS:**
228 MAYOR PATTON announced that yard waste was not fully collected today and that Republic will continue
229 to be collect though tonight and tomorrow. Service Department crews have completed most potholes and
230 winter damage repairs and are now moving in to the neighborhoods. Catch basin repairs, street tree planting
231 and pruning will be done over the next several weeks. Fourteen (14) water main breaks have been repaired
232 this week. Certificates of occupancy were issued to the following businesses in March: Leather Naturally,
233 CDC Physicians Organizations and European Wax Center. MAYOR PATTON reported that last week's
234 Chamber of Commerce Business Showcase was well attended, and thanked everyone who came out. Over
235 the next few weeks, individual meetings will be held with property owners on Lorain Road to discuss the
236 business climate, condition of properties, and what the city can do to assist them with bringing new
237 businesses into the community. Capital Projects in the community include installation of flow meters and
238 rain gauges throughout the community. A monthly progress meeting will be held on April 24 with Black &
239 Veatch. They are working on storm and flow monitoring basins, mapped complaints for major events,
240 horizontal alignment of the parallel truck sewer lines into a GIS database for subsequent model input and the
241 start of vertical alignment of the pipes from record drawings and CAD files in the GIS database.
242
243 DIRECTOR ROCCO thanked council for the passage of financial legislation. The Finance Department
244 continues to work with the city auditors to complete the 2014 audit, and is scheduled to be completed by
245 May 31. DIRECTOR ROCCO reported that she met with Comp Management, the city's third party
246 administrator for workers compensation claims, and reported that the city qualifies for group rating for 2016
247 and there will be an estimated savings of approximately thirty-one thousand dollars (\$31,000). Work has
248 been started to start the process of accepting credit card payments for city fees. Once information is gathered
249 on this, council will be advised.
250
251 DIRECTOR FAGNILLI had no report.
252

253 ENGINEER MACKAY reported that plans and specifications for the 2015 water line project have been
254 submitted to Cleveland Water for review and approval prior to bidding. Plans and specifications for 2015
255 paving projects continue, and Council will be advised as the process continues for both projects.
256

257 **PUBLIC SESSION:**

258 MR. JOHN YOUNG - 19247 Henry Rd – MR. YOUNG said that he will be a 50 year resident of Fairview
259 Park next year, and that he and his wife, Diane have participated in many aspects of school and governance
260 functions. He served as the Ward 1 Council Representative from 1978-1982 and understands the highs and
261 low points of elected office. He asked how many residents of Ward 1 resident voted on the 2005 rezoning of
262 Coffinberry School based on the assurances that a public park and/or playground space would be included.
263 He stated that former Economic Director Jim Kennedy and others from the Administration promised a
264 playground space, and the Master Plan called for its implementation. He asked if the residents’ were owed a
265 realization of their assumption that this would happen, and stated that a promise is a debt unpaid. MR.
266 YOUNG said that a group of over 60 residents organized to promote a “no” vote on the rezoning site and
267 referenced a letter written and distributed from then, Law Director Lucien Rego which was sent to all Ward
268 1 homeowners and spoke to the number of houses, maintaining architecture of the neighborhood and
269 providing space for a neighborhood playground. He also referenced a quote from the Sun Herald quoting
270 school officials stating that if the property was rezoned and resold to developer that 42,000 square feet
271 would be allocated for a playground. MR. YOUNG asked if the costs associated with a reserve playground
272 could be paid from funds available in lieu of tax abatement. He said the space would become a true legacy
273 on behalf of the past generations of citizens who initially paid for it. He recommended that a meeting be
274 held on the neighborhood issue without delay and with all stakeholders involved. He stated that all are
275 working for a better working for a better quality of life for ourselves, our children and grandchildren.
276

277 MS. ROSS – 19357 Henry Rd – MS. ROSS said that she is a public school district and charged with
278 teaching concepts and character traits. She said that some traits are more difficult to teach to young learners,
279 including loyalty, leadership, respect and tolerance and integrity. She recalled the Master Plan meeting 10
280 years ago and how everyone was told of a unique collaboration between the school district and city would
281 bring wonderful things to the community. A new school and recreation center would be built in in return for
282 being team players, and a lovely park was promised. In the ten years that have passed, the school and
283 recreation center have been built, but the park still waits and is now in jeopardy. She reiterated that some
284 value traits are not always easy and can be scary, but as members of the collaborative body that presented
285 the plan, the obligation to do the right thing is here. MS. ROSS stated that the best way to teach value traits
286 to future leaders is for the adults in their lives to model them.
287

288 MR. GERHARD MOSKAL – 19070 Coffinberry Blvd – MR. MOSKAL said that he has enjoyed being a
289 resident of Fairview Park and considers himself a good citizen. He stated that he is not an objectionist to
290 building homes in Coffinberry, but did oppose the rezoning in 2005. He recalled saying that the tax
291 abatement would bring people in, but would not provide any tax relief for the current residents. He said the
292 end vote was close but was only accomplished with 20 votes. MR. MOSKAL said he is unsure if the
293 greenspace is now supported by elected officials, but that it was promised. He said that the opportunity for
294 the space does not look promising. He also commented on holding the developer accountable to make sure
295 he does things for the community and mentioned temporary fencing. The Service Department came to the
296 site recently to reposition a manhole cover that was lifted, which could have been serious. He said that there
297 are many things that will have to be done to ensure that things are done right during the process.
298

299 MS. JUSTINE ALLEN – 19346 Henry Road – MS. ALLEN requested a town hall meeting to make
300 productive decisions about the greenspace in Coffinberry. She stated she has been a resident for 13 years
301 and had the opportunity to raise her children who attend the wonderful schools. She mentioned the 2005
302 Master Plan started this, and is the reason why they go to the schools and participate in recreational
303 activities at the Gemini Center. MS. ALLEN said that she is looking forward to the new development and

304 thinks that the homes will bring a new flair to the neighborhood, and is going to be enhanced by proper and
305 appropriate greenspace. The residents of the new area will love the greenspace, and the city will be
306 enhanced by it. She asked that we continue to make Fairview Park a great place to live.
307

308 MS. KELLIE DUBAY GILLIS - 19164 Henry Road – MS. GILLIS said that she will continue to cheer for
309 the great things that are happening in the city, but will also get up and speak about the things that trouble
310 her. She asked that residents attending the meeting raise their hands to show of support to Coffinberry and
311 to help to dispel perception that they are a small radical group. She recalled that at the committee meeting
312 last week the Master Plan was called a suggestion, which she thought was a shocking statement. She said
313 that it was referenced as a blueprint in the 1999 Master Plan, which is something you adhere to closely if
314 you want the thing you are building to function according to plan. She stated in this case it is a park for the
315 future. MS. GILLIS said that her voice has been heard a lot on this issue, but that the mayor's voice has
316 been missing in the discussion and the residents would really like to hear from her. She recalled the
317 statement issued right before the school board vote on March 3 prior to the sale of the property and
318 appreciated it, but they would like to know how she feels about the connection to the Master Plans of 2005
319 and 2013. In researching what may have already been said in the past, she reported finding some articles and
320 literature. They mention meetings held and input from resident on what the property should be in the future.
321 During 2005, when this blueprint was being laid out, 12-15 homes and 42,000 square feet of greenspace
322 were mentioned. In 2012, this plan was reiterated in Focus Area 3 in the Master Plan with 15 homes and
323 reference to the previous Master Plan. MS GILLIS stated that somewhere between the last Master Plan and
324 today the plan the numbers have changed and asked when this happened. There are now 18 homes being
325 proposed. She questioned if it occurred during an executive session held on September 16, 2014 with the
326 Board of Education, Development Director Berner and Mayor Patton. There is no documentation to say for
327 sure, but she is sure that no one was present from Ward 1 when the discussion was held. She asked how
328 many additional conversations have happened between the Board of Education and city officials that
329 changed the equation used in the Master Plans without involving residents. MS GILLIS stated that Ward 1
330 residents would like the answer to the addition problem, and that she will continue to state that there has
331 been a bait and switch in the redevelopment of the Coffinberry property. She said that the bait, for getting
332 the rezoning to pass in Ward 1, was the commitment to greenspace. The switch was made by people within
333 City Administration and the Board of Education without adequately notifying residents, and likely occurred
334 in the run up to the auction of the property. The Board of Education meetings in late 2014 and early 2015
335 did not adequately notify the residents of selling the Coffinberry property. The word Coffinberry did not
336 show up in any Board of Education agenda or meeting minutes until March 3, the day of the vote to accept
337 the bid by Garland New Homes. This is a concern. MS GILLIS asked city council if they are willing to
338 continue to participate in the bait and switch conducted against of residents, or help to stop it. She
339 mentioned the questions for alternatives such as eminent domain during the committee meeting last week.
340 While some may not like the use of those terms, she appreciated that somebody put a new proposal out there
341 and asked the question. She wants to continue the conversation on the possibilities of how the city and
342 schools can turn this process around and get the redevelopment back on track with the city's blueprint for
343 the property. She said otherwise residents may ask what other plans are they willing to divert from and do
344 that are not aligned with the Master Plans, the blueprint for the future. MS GILLIS said that there needs to
345 be accountability as to why the blueprint was diverted from by the city and schools, and that an explanation
346 owed to the voting taxpaying residents of the city.
347

348 MS. ANNE MCDONOUGH – 4296 W 196th Street – MS MCDONOUGH said that she grew up in Fairview
349 Park and never planned on coming back once she left, but was drawn back by the many positive changes
350 that have taken place since then. She said she initially planned to address the meeting tonight as an attorney,
351 taxpayer and mother, but would rather read an email from her father, which was sent today to the mayor and
352 council. The email spoke on the accomplishments that have been made in the city through consensus and
353 collaboration and concern with the execution of the Master Plans and community input for the property in
354 Coffinberry. The issue is not only about greenspace, but also following a blueprint of collaboration and

355 consensus for all stakeholders. MS. MCDONOUGH doesn't believe that the Administration and developer
356 can be consistent with the 2005 Master Plan and asked that the leadership to do the right thing based on the
357 future and not the past.

358
359 MR. SCOTT HARRIS – 19494 N Sagamore Road – MR. HARRIS thanked officials for listening to the
360 residents and their concerns. He spoke on the joint meetings in 2005 with school board and city to rezone
361 the property. He stated that in presentation of the project he was not aware that the school board owned the
362 property and believed that they were just there to address what was going to happen to the property. MR
363 HARRIS said he was happy to vote for the rezoning and that phenomenal schools have been a result and
364 doesn't think that there have been any votes in the city that has produced a similar lasting result. He said
365 promises were made by individuals that are no longer here, and those that have replaced school officials did
366 not seem to care enough to receive input from the community before quickly selling. He feels that school
367 officials have left the city to deal with and fix a problem they created, which is why residents are now
368 appealing to the city. He said that interest and concern is growing, as evidenced by the increase of
369 attendance at meetings. The sale agreement has been done, but is not final since it has not yet closed or
370 recorded in the county records and he believes it can be slowed down. He said that he is sorry that the city is
371 now forced to take this issue on.

372
373 MS. DEB HAMMERLE - 22336 Haber Drive – MS. HAMMERLE said it is a wonderful thing to see
374 community and free speech in action, and that she and her husband have been regular attendees for years at
375 both school aboard and council meetings. She said that the chamber fills up whenever there is a problem in
376 the city, but there are usually only 3-5 in attendance with the regular reporters that attend. MS.
377 HAMMERLE stated that if the school board meetings were attended, there would be an understanding of
378 some of the actions that have taken place and that there is a lot more to democracy than just coming and
379 saying what you have to say. She said if it was in her power, she would exchange Nelson Russ Park in her
380 back yard for two acres in property.

381
382 MR. TOM WASSERBAUER – 19523 Coffinberry Blvd – MR. WASSERBAUER said that he and his wife
383 just celebrated their 21st anniversary of moving to Coffinberry a week ago. They have attended Master Plan
384 meetings, voted for the Gemini Project and one of their children has attending city schools. In thinking
385 about the history of events and listening to them being retold tonight, he remember thinking there were a lot
386 of benefits with it. He also remembers language for greenspace not appearing on the ballot, and even though
387 it wasn't, feels it was all but promised and can understand why everyone is saying the same thing. MR.
388 WASSERBAUER said that he and other families used to take their kids to the property when there was a
389 playground and they benefited from it. He thinks it would be beneficial for families in the future to have one
390 as well. He encouraged city leaders to continue to talk about it because it is an idea worth pursuing.

391
392 MS. MARYANN HORST NICOLAY – 19093 Coffinberry Blvd. – MS. NICOLAY said that she lives
393 across from where the new development will be. She has lived in Coffinberry for 13 years, and Fairview
394 Park is the only city that she and her husband have ever really known. She recalls living being at the
395 meetings where the Gemini Project was discussed. She said that she did not vote on suggestions of
396 greenspace and other great things but on promises of it. She asked that communication and compromises be
397 made to make this work for everybody's benefit.

398
399 MR. DALE FETTERLY – 19566 Henry Road – MR. FETTERLY said that he and his wife have lived in
400 Coffinberry for 7 years and have enjoyed living here. He said he has been walking the Coffinberry property
401 since moving here. He remembers being happy to find out that there was going to be greenspace included
402 when school was torn down because he knew the property was used as recreation space year round. He said
403 that recreational space is not just important for the residents living there, but also for the families that will
404 be living in the new homes. MR. FETTERLY said that he hopes that the conversation is taken seriously and
405 that it can progress. He advised that there are no radicals in the group and that they are about productive

406 governing. He feels that it is not just about talk of greenspace, and that what has been said and promised
407 publicly is a contract and hopes that it can be fulfilled.
408

409 MR. JOHN TAYLOR – 22405 Macbeth Ave – MR. TAYLOR said he understands the plight of
410 Coffinberry. He built a house 20 years ago and is two doors down from Nelson Russ Park, which is probably
411 the smallest greenspace in the city. He said he has watched the park transform into a landfill with clay and
412 sewer tiles and whatever is brought from construction is going on. He said that people are moving out and
413 new families are moving in with small children. He said it's a great thoroughfare for deer and a gentleman
414 that keeps his vehicles parked there, but no movement on the park itself. MR. TAYLOR said he thinks that
415 St. Mary Magdalene would benefit from something going on, and hates to think what will happen this fall
416 when children start to play football with drain tiles, hard clay and all other items put there as a drop zone.
417 He understands that the Coffinberry school came down and they are looking for greenspace, but he has been
418 looking for a better greenspace since at least 2004-2005. Follow-up needs to be made on promises for
419 greenspace and communities because it is changing and new families are moving here. He said that great
420 place to grow is a good slogan. MR. TAYLOR also mentioned streetlight issues that need to be addressed
421 for safety.
422

423 MS. KELLI EVANS - 19287 Henry Road – MS. EVANS said that she watched as Fairview has transformed
424 and improved over the years. She said that she moved here for all of the great things that Coffinberry offers
425 and greenspace. MS. EVANS thinks that giving the residents the opportunity to have a park that they can
426 walk to would continue to make the neighborhood thrive. She hopes that the fire that brought about the
427 changes to the city continues for the future residents of the city. She said that the residents would like to
428 meet with the mayor and know where she stands on the issue and where it is headed in order to move
429 forward.
430

431 MR. TOM LAVELLE – 4515 Valley Forge Drive - MR. LAVELLE said that he was speaking to support
432 greenspace in the community. He said that he thinks about children and everything north of Lorain (Rd) and
433 east of Wooster (Rd) does not have a park, and we can't expect them to safely cross these streets. He thinks
434 that it would help the entire city. Residential development is good, but costs more money in school and city
435 services, unlike something like a business park that would generate income more significantly. As a Valley
436 Forge resident he wanted to come out and support the Coffinberry group and greenspace initiative.
437

438 MR. KEVIN PATTON – 19159 S. Sagamore Road – MR. PATTON said that he been a resident for 25
439 years and attended fundraisers and events to get the Gemini Project on the ballot and getting people to vote
440 for it. He said he takes offense to being labeled as radical group.
441

442 MR. RAY HAMMERLE - 22336 Haber Drive – MR. HAMMERLE spoke on all the good and bad changes
443 he has seen in the city while he has lived here. He remembers the bad comments prior to the Gemini Center
444 bring built and thought it would not pass on the ballot. He believes we have the best recreation center in the
445 area. MR. HAMMERLE said that Former Superintendent Deitsch came in and did something, and that we
446 are much better than we used to be. He said he never thought he would live long enough to see a turnaround
447 in the schools.
448

449 MAYOR PATTON – Thanked everyone for coming to the meeting and said that she corresponded with
450 Councilman McDonough and a meeting would be set up. Some due diligence has been done on the land
451 being donated by Mr. Garland and what it could look like, but said that he needs to be at the meeting as a
452 key player. She said that the city does not own the land and hopes that everyone understands that. City-
453 owned land has been sold before, which is what allowed them to put agreements in place prior to selling, but
454 since the city has never owned this land they cannot do that for this land. MAYOR PATTON said that they
455 are working to set up a meeting for next week and believes that we need Matt Garland, as a key player to
456 attend.

457

458 COUNCILMAN MCDONOUGH said that he hopes that Mr. Garland would be able to attend a town hall
459 meeting next week to express his view of the property and vision for the property. Mr. Garland was unable
460 to attend the discussion at the committee meeting last week due to being on vacation. COUNCILMAN
461 MCDONOUGH invited residents to attend to voice what they would like on the property as taxpaying
462 residents and have a collaborative effort from both sides and be part of the process and see options
463 available.

464

465 MAYOR PATTON reiterated that the plan is to have a meeting and that Mr. Garland needs to be there as a
466 key player so that residents can sit and listen to what the ideas are for the neighborhood and what we need to
467 do. She spoke to emails regarding her integrity and confidence as mayor and asked that we work together on
468 the issue. She stated that she stands tall and proud and hasn't been the mayor since 2000 because she plays
469 games, doesn't speak the truth or listen to people. She asked that everyone take a deep breath, make sure the
470 key players are at the meeting and believes that there can be a win-win compromise on the situation. The
471 financial analysis is just about complete and a playground expert has come to look at the land to give an
472 idea. She said that over and over requests have been made for greenspace, and that greenspace has been
473 donated, it's just not the greenspace that residents want and now we need to let him know that that is not
474 what is desired. MAYOR PATTON said we are not the enemy and residents voices are important, so and
475 let's continue to move forward and work together and see what happens at the end.

476

477 MR. CHUCK SOTU – 20867 Fairpark Drive - MR. SOTU said he has been listening to what Coffinberry
478 residents have been saying during the meeting. He recalls many projects going on in the city, but can't recall
479 seeing anyone until the problem is in their back yard. He wondered how many residents know Coffinberry
480 and this issue exist. MR. SOTU said he knows it is important to those living there, but there are a lot of
481 questions and feels that there are a lot of people in the city that don't know what their fight is about.

482

483 MR. SCOTT HARRIS - 19494 N Sagamore Road – MR. HARRIS suggested bringing the school board into
484 the conversation in addition to the developer since they are still the owners of the property.

485

486 GERHARD MOSKAL – 19070 Coffinberry Blvd –MR. MOSKAL said that he remembered the Coffinberry
487 Association that was created by residents to resist building loft apartments on Lorain Road and ultimately
488 apartments were put there. He said that this issue may awaken a sleeping dog and that there is still money
489 available in that organizations treasury, but no leadership at the moment.

490

491 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL:**

492 COUNCILMAN MCDONOUGH thanked residents for coming out and voicing how they feel on the
493 Coffinberry issue. He said that as the councilman for the ward, issues that are important to them are also
494 important to him. It is clear what residents want and think is best, and town hall is a welcome suggestion so
495 that we can move forward to make it a win-win. He said that he doesn't think any option is off the table and
496 that there are many creative minds in Fairview. When something is important, there is a will to find a way to
497 make it happen whether through a development agreement, something in our code, a tax deduction for the
498 developer, a conservation easement grant, working with a third party or fundraising. COUNCILMAN
499 MCDONOUGH said he feels it is important for the residents to be invested as part of the progress and
500 solution. He agreed that at a typical meeting brings only 3-5 people, so it is wonderful to see so many
501 engaged. He announced that there is a new business called Valley Tavern at 19367 Lorain Road owned by
502 residents of Ward 1. He is excited to hear about the NatureWorks grant introduced tonight for the purchase
503 and installation of new playground equipment for Grannis Park. He said the business showcase was a
504 wonderful event and well attended. COUNCILMAN MCDONOUGH thanked council for moving forward
505 with the juvenile diversion program and looks forward to the legislation to put it in place and updating the
506 city's ordinance regarding sex offenders. He thanked residents for attending again and providing their input.

507

508 COUNCILMAN MINEK thanked Coffinberry residents for coming out and looks forward to continuing the
509 dialogue. He reported that the Planning and Design Commission met last week to discuss the following,
510 which were all approved: 22591 Lorain Road, Citizens Bank – review of plan for signage and replacing the
511 face on existing monument sign; 21154 Lorain Rd, Dominos- review of plan for signage, new wall sign and
512 panel change on existing pole sign; 22958 Loving Cup Kids Academy – review of plan for new monument
513 sign; and 22650 Lorain road- Leather Naturally- review of plan for sign, was approved. The Planning and
514 Design Commission will review subdivisions regulations and zoning ordinances, which is part of Part 11 of
515 the Planning and Zoning code, pursuant to Article 7, Section 2(b) of the Charter of the city. Meetings will be
516 noted in the paper and all are welcome to attend. It pertains to the major and minor subdivisions and rules
517 and regulations on planning.

518 COUNCILMAN MINEK made a motion to remove the issue of Coffinberry Development from further
519 consideration in the Environment, Public Works, Planning, Zoning and Development Committee.

520 Moved and Seconded.

521 THE CHAIR asked for discussion.

522 COUNCILMAN MCDONOUGH said that because it is such an important issue and with so many people
523 out to discuss the options, he thinks it would be premature to remove from committee. He said that the plan
524 was to be able to ask questions of the developer at the committee meeting, and since that was not able to
525 happen, requested the issue could remain in committee until it could be done.

526 COUNCILMAN MINEK said he believed that the town hall meeting would suffice and that there was no
527 committee action to be done at the present time. He asked that the issue be removed from further
528 consideration in committee.

529 COUNCILMAN MCDONOUGH asked that the issue be made inactive instead of removing it so that it can
530 be readily placed on the agenda.

531 THE CHAIR said that the issue could be reassigned if the city needed to take action on it.

532 COUNCILMAN RUSSO suggested that when there is something to bring in front of council that they can
533 act on that Councilman McDonough bring it before council again to be reassigned.

534 THE CHAIR asked if there was any further discussion on the motion. No discussion.

535 ROLL CALL: Vote: YES-6, NO-1 | Motion carries, issue is removed.

536 YES: B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary | NO: B. McDonough

537

538 COUNCILMAN WOJNAR announced that the Recreation committee will meet on April 23, 2015 at 6:00
539 pm at the Gemini Center.

540

541 COUNCILMAN HINKEL had no comments.

542

543 COUNCILMAN RUSSO said he was asked if he received a bunch of phone calls this week, and reported he
544 has not received any. He offered that is open to, and has spoken to people from other wards before, and if
545 anyone would like to have a discussion, he is more than welcome to talk.

546

547 COUNCILWOMAN CLEARY complimented the Business showcase that was held last week. She also
548 thanked the residents of Coffinberry for coming out and explained that council was not being dismissive by
549 removing the issue from committee. She said that the town hall is the proper venue to have the discussion on
550 this issue at this time.

551

552 THE CHAIR, with no further business before council, made a motion to adjourn.

553 Moved and Seconded.

554 ROLL CALL: Vote: YES-7, NO-0 | Motion carries, meeting adjourned at 8:48 p.m.

555 YES: B. McDonough, B. Minek M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary

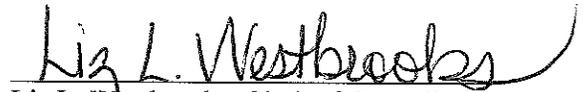
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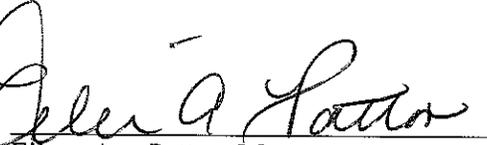
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Michael P. Kilbane, President of Council


Liz L. Westbrook, Clerk of Council


Eileen Ann Patton, Mayor