

1
2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**
3 **TUESDAY, SEPTEMBER 8, 2015**
4

5 The regular meeting of Council was called to order by Council President Kilbane at 7:00 p.m.

6 MOMENT OF SILENT PRAYER/PLEDGE OF ALLEGIANCE

7 ROLL CALL:

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

10
11 THE CHAIR called for a motion to suspend the rules to present special resolutions.

12 Moved and Seconded

13 THE CHAIR called for discussion on the motion. No Discussion.

14 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.

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

16 COUNCILMAN MINEK placed a resolution before council for emergency passage.

17 RESOLUTION NO. 15-20

18 REQUESTED BY: COUNCILMAN MINEK

19 SPONSORED BY: COUNCILMAN MINEK

20 CO-SPONSORED BY: COUNCILMEMBERS B. MCDONOUGH, P. WOJNAR, J. HINKEL,

21 A. RUSSO, P. CLEARY AND PRESIDENT KILBANE

22 *A RESOLUTION EXPRESSING APPRECIATION TO BILL HARRISON UPON HIS RETIREMENT*

23 THE CHAIR called for discussion.

24 COUNCILMAN MINEK made a motion that the Charter Provision and Rule 49 requiring that the legislation be
25 read at three separate meetings be suspended and that it be placed before Council for emergency passage.

26 Moved and Seconded.

27 THE CHAIR called for discussion on the motion. No Discussion.

28 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.

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

30 THE CHAIR called for discussion.

31 COUNCILMAN MINEK made a motion that Rule 53 requiring reference to Committee be dispensed with and
32 that Resolution 15-20 be placed on final passage.

33 THE CHAIR called for discussion prior to passage.

34 COUNCILMAN MINEK requested that the resolution be read in pertinent part. THE CLERK read the
35 resolution.

36 THE CHAIR called for further discussion prior to passage.

37 Council members and the Mayor thanked Officer Harrison for his service and wished him well in his
38 retirement.

39 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 15-20 passes.

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

41 Councilman Minek presented the resolution to Officer Harrison.

42
43 Councilwoman Cleary placed a resolution before council for emergency passage.

44 RESOLUTION NO. 15-21

45 REQUESTED BY: COUNCILWOMAN CLEARY

46 SPONSORED BY: COUNCILWOMAN CLEARY

47 CO-SPONSORED BY: COUNCILMEMBERS B. MCDONOUGH, B. MINEK, P. WOJNAR,

48 J. HINKEL, A. RUSSO, AND PRESIDENT M. KILBANE

49 *A RESOLUTION OF APPRECIATION & GRATITUDE TO JOE BROWN DIRECTOR OF RECREATION &*
50 *PARKS*

51 COUNCILWOMAN CLEARY made a motion that the Charter Provision and Rule 49 requiring that the
52 legislation be read at three separate meetings be suspended and that it be placed before Council for emergency
53 passage.
54 Moved and Seconded.
55 THE CHAIR called for discussion on the motion. No Discussion.
56 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.
57 YES: B. McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
58 THE CHAIR called for discussion.
59 COUNCILMAN WOJNAR made a motion that Rule 53 requiring reference to Committee be dispensed with
60 and that Resolution 15-21 be placed on final passage.
61 THE CHAIR called for discussion prior to passage.
62 COUNCILMAN WOJNAR requested that the resolution be read in pertinent part. THE CLERK read the
63 resolution.
64 THE CHAIR called for further discussion prior to passage.
65 COUNCILMAN HINKEL thanked Director Brown for taking on his request to develop and adapted Safety
66 Town for children with special needs and for his wife, Stacy's help in the schools, and particularly with
67 working with his son, Conner.
68 COUNCILMAN WOJNAR said that it has been a pleasure to work with Joe and expressed sincere appreciation
69 for what he has been able to accomplish in the short time that he has been here in Fairview Park. He stated his
70 is a consummate professional and ran the Recreation Department in that manner. He thanked Director Brown
71 for all that he has done, and wished him luck in his future endeavors.
72 COUNCILWOMAN CLEARY thanked Director Brown for all of the work he put in with recreation center and
73 maintenance of the parks. She wished him well in his future.
74 COUNCILMAN RUSSO thanked Director Brown for always getting back to him on any questions he had. He
75 wished him lots of luck and said he would be missed.
76 MAYOR PATTON, on behalf of the administration, thanked Director Brown for his time and said that he
77 brought a breath of fresh air and was wonderful to work with. She wished him and his family the best.
78 THE CHAIR thanked Joe for his work at the Recreation Department and wished the best to him and his family.
79 ROLL ON PASSAGE: Vote: YES-7, NO-0 | Resolution 15-21 passes.
80 YES: B. McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
81 Director Brown said that he appreciates the resolution and feels that he has accomplished some things that
82 needed to be done over the last 11 months and that it will continue to move in the right direction. He
83 thanked everyone for their time and commitment.
84 Councilman Wojnar presented the resolution to Joe Brown.
85
86 THE CHAIR called for a motion to approve the minutes of the Regular Meeting of Council held on Monday,
87 June 15, 2015.
88 Moved and seconded. No Discussion.
89 ROLL CALL: Vote: YES-7, NO-0, | Motion carries, minutes are approved.
90 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary
91
92 THE CHAIR called for a motion to approve the minutes of the Special Meeting of Council held on Thursday,
93 September 3, 2015.
94 Moved and seconded. No Discussion.
95 ROLL CALL: Vote: YES-6, NO-0, ABSTAIN-1 | Motion carries, minutes are approved.
96 YES: B. McDonough, P. Wojnar, J. Hinkel, A. Russo, P. Cleary | ABSTAIN: M. Kilbane
97 THE CHAIR stated said the reason for his abstention was because he was not at the meeting.
98
99 **LEGISLATION FOR FIRST READING**
100 COUNCILMAN MINEK placed the following legislation up for introduction and first reading:
101

102
103 ORDINANCE NO. 15-30
104 REQUESTED BY: MAYOR EILEEN ANN PATTON
105 SPONSORED BY: COUNCILMAN MINEK
106 CO-SPONSORED BY: COUNCILWOMAN CLEARY
107 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*
108 *ADVERTISE FOR BIDS, THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST*
109 *RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL, AND*
110 *PROVIDE FOR ENGINEERING SERVICES FOR THE WORK TO BE PERFORMED IN YEAR 27 OF THE*
111 *STREET REPAIR PROGRAM AND DECLARING AN EMERGENCY*
112 ACTION: Ordinance 15-30 was placed on first reading and referred to the Environment, Public Works,
113 Planning, Zoning and Development Committee.
114
115 ORDINANCE NO. 15-31
116 REQUESTED BY: MAYOR EILEEN ANN PATTON
117 SPONSORED BY: COUNCILMAN MINEK
118 *AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE PLANS AND SPECIFICATIONS*
119 *FOR THE WATER MAIN REPLACEMENT WITHIN CERTAIN STREETS AND DECLARING AN*
120 *EMERGENCY*
121 ACTION: Ordinance 15-31 was placed on first reading and referred to the Environment, Public Works,
122 Planning, Zoning and Development Committee.
123
124 ORDINANCE NO. 15-32
125 REQUESTED BY: MAYOR EILEEN ANN PATTON
126 SPONSORED BY: COUNCILMAN MINEK
127 CO-SPONSORED BY: COUNCILWOMAN CLEARY
128 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*
129 *ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT FOR WATER MAIN*
130 *REPLACEMENT WITHIN CERTAIN STREETS AS DETERMINED BY THE BOARD OF CONTROL AND*
131 *DECLARING AN EMERGENCY*
132 ACTION: Ordinance 15-32 was placed on first reading and referred to the Environment, Public Works,
133 Planning, Zoning and Development Committee.
134
135 COUNCILMAN HINKEL placed the following legislation up for introduction and first reading:
136 ORDINANCE NO. 15-33
137 REQUESTED BY: MAYOR EILEEN ANN PATTON
138 SPONSORED BY: COUNCILMAN HINKEL
139 *AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS*
140 *OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF FAIRVIEW PARK, OHIO*
141 *AND DECLARING AN EMERGENCY*
142 ACTION: Ordinance 15-33 was placed on first reading and referred to the Local Government and Community
143 Services Committee.
144
145 COUNCILWOMAN CLEARY placed the following legislation up for introduction and first reading:
146 ORDINANCE NO. 15-34
147 REQUESTED BY: LISA ROCCO, FINANCE DIRECTOR
148 SPONSORED BY: COUNCILWOMAN CLEARY
149 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MCGOWAN AND*
150 *COMPANY FOR THE PROFESSIONAL SERVICES OF PROVIDING INSURANCE REQUIREMENTS OF*
151 *COMPREHENSIVE GENERAL LIABILITY, POLICE PROFESSIONAL LIABILITY,*
152 *FIREFIGHTER/AMBULANCE ATTENDANTS LIABILITY, BOILER AND MACHINERY INSURANCE,*

153 *COMPREHENSIVE AUTOMOBILE AND PHYSICAL DAMAGE LIABILITY, PUBLIC OFFICIALS LIABILITY,*
154 *PROPERTY AND EQUIPMENT COVERAGES, "UMBRELLA" COVERAGE, AND CYBER PROTECTION*
155 *COVERAGE AND DECLARING AN EMERGENCY*

156 ACTION: Ordinance 15-34 was placed on first reading and referred to the Finance Committee.

157
158 ORDINANCE NO. 15-35
159 ORIGINATED BY: LISA ROCCO, FINANCE DIRECTOR
160 REQUESTED BY: MAYOR EILEEN ANN PATTON
161 SPONSORED BY: COUNCILWOMAN CLEARY
162 *AN ORDINANCE DIRECTING THE DIRECTOR OF FINANCE TO PAY FROM FUNDS TO BE*
163 *APPROPRIATED IN 2015 ALL NON-COLLECTIVE BARGAINING EMPLOYEES FOR THE 27TH PAY*
164 *PERIOD ENDING ON DECEMBER 31, 2015.*

165 ACTION: Ordinance 15-35 was placed on first reading and referred to the Finance Committee.

166
167 ORDINANCE NO. 15-36
168 REQUESTED BY: MAYOR EILEEN ANN PATTON
169 SPONSORED BY: COUNCILWOMAN CLEARY
170 CO-SPONSORED BY: COUNCILMAN MINEK
171 *AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO SEEK FINANCIAL*
172 *ASSISTANCE FROM THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT*
173 *AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS FOR FUNDING FOR THE*
174 *WOODSTOCK AVENUE STORM AND SANITARY SEWER REPLACEMENT AND DECLARING AN*
175 *EMERGENCY*

176 ACTION: Ordinance 15-36 was placed on first reading and referred to the Finance Committee.

177
178 ORDINANCE NO. 15-37
179 REQUESTED BY: MAYOR EILEEN ANN PATTON
180 SPONSORED BY: COUNCILWOMAN CLEARY
181 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH I-80*
182 *EQUIPMENT FOR THE PURCHASE OF A 2003 INTERNATIONAL BUCKET TRUCK AND DECLARING AN*
183 *EMERGENCY*

184 ACTION: Ordinance 15-37 was placed on first reading and referred to the Finance Committee.

185
186 RESOLUTION NO. 15-22
187 REQUESTED BY: LISA ROCCO, FINANCE DIRECTOR
188 SPONSORED BY: COUNCILWOMAN CLEARY
189 *RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE BUDGET*
190 *COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING THEM TO THE*
191 *COUNTY FISCAL OFFICER*

192 ACTION: Resolution 15-22 was placed on first reading and referred to the Finance Committee.

193
194 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**

195
196 **LEGISLATION UP FOR PASSAGE WITHOUT THREE READINGS**

197 COUNCILWOMAN CLEARY placed an ordinance before council for emergency passage.

198 ORDINANCE NO. 15-38
199 REQUESTED BY: MAYOR EILEEN ANN PATTON
200 SPONSORED BY: COUNCILWOMAN CLEARY
201 *AN ORDINANCE MAKING A WRITTEN RETURN TO THE FISCAL OFFICER OF CUYAHOGA COUNTY,*
202 *OHIO, FOR CHARGES FOR THE SERVICES OF THE CITY OF FAIRVIEW PARK, OHIO, FOR CUTTING*
203 *WEEDS ON CERTAIN PARCELS OF LAND DESCRIBED HEREIN, AND AUTHORIZING SAID CHARGES*

204 *TO BE PLACED UPON THE TAX DUPLICATE AND COLLECTED AS OTHER TAXES PURSUANT TO*
205 *SECTION 731.54 OF THE REVISED CODE OF OHIO, AND DECLARING AN EMERGENCY*
206 THE CHAIR called for any discussion.
207 COUNCILWOMAN CLEARY made a motion that the Charter Provision and Rule 49 requiring that the
208 legislation be read at three separate meetings be suspended and that it be placed before Council for emergency
209 passage.
210 Moved and Seconded.
211 THE CHAIR called for discussion on the motion. No Discussion.
212 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.
213 YES: B. McDonough, B. Minek, M. Kilbane, P. Wojnar, J. Hinkel, A. Russo, P. Cleary
214 THE CHAIR called for discussion.
215 COUNCILWOMAN CLEARY made a motion that Rule 53 requiring reference to Committee be dispensed with
216 and that Ordinance 15-38 be placed on final passage.
217 THE CHAIR called for discussion prior to passage. No Discussion.
218 ~~COUNCILMAN WOJNAR said, I just want to reiterate what the mayor said, this is a dangerous situation~~
219 ~~and we need to get it fixed as soon as possible, so therefore the emergency legislation. Thanks.~~
220 ~~THE CHAIR called for any further discussion prior to passage. No Discussion.~~
221 ROLL ON PASSAGE: Vote: YES-6 7, NO-0 | Ordinance 15-38 passes.
222 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary
223

224 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**
225 **OFFICIALS**

226 MAYOR PATTON welcomed everyone back from recess and gave the following departmental summer
227 highlights:
228 **Senior Life:**
229 - Distributed 131 sets of Senior Farmers Market Nutrition Program vouches to low-income seniors. Also had
230 Mobile Farmers Market set up once a week in Willowood parking lot through September
231 - Applied for Giant Eagle grant application (\$10,000) for Senior Transportation program operating expenses.
232 Awards to be announced in September.
233 - Submitted Older Americans Act Application Proposal to Western Reserve Area Agency on Aging for
234 Congregate Nutrition Program (\$18,931).
235 - 90+ Luncheon honoring 32 residents 90 or older; two were 100 yrs. old
236 - Volunteers luncheon – 50 volunteers honored; -Annual Picnic w/ fiesta theme where over 100 seniors
237 participated
238 - 4 Lunch & Learns; and
239 - Two special Dementia Care training sessions for caregivers
240
241 **Fire Department:**
242 - Karl Bort was selected as a delegate to attend a national conference in Washington DC for his volunteer work
243 with Camp Phoenix, a burn camp for children
244 - Lieutenants Draves and Fink enrolled in a course to complete certification as Fire Officer I
245 - Fire departments from the region met with Senator Sherrod Brown to explain risks to the community from
246 Rail Transports.
247 - Chief Raffin, along with 14 other Chiefs from Ohio, was selected by Ohio Fire Chiefs to attend the Ohio Fire
248 Chief Symposium on September 12-13.
249 - Lieutenant Fink attended National Fire Academy in Emmitsburg, Maryland during July for the Ohio weekend
250 symposium
251 - Captain Kavulic was selected and appointed by the Westshore SWAT Team as a SWAT medic; and
252 -Regional Search and Rescue training was held at Bohlken Park. The training used a trailer from the State Fire
253 Academy that was received through a grant.
254

255 **Police Dept:**

- 256 - Police entrance exam given with 128 applicants taking the test. The police agility test was given on June 27th
257 with the top 30 applicants invited, 27 showed, 24 passed. An extensive pre-hire process including background
258 checks, interview, polygraph, psychological and physicals was initiated. Two exemplary candidates were
259 extended a conditional offer of employment pending their passing of the medical physical. They will both be
260 sworn in at our next council meeting on September 21.
- 261 - Patrolman Chase Porter graduated from the Ohio State Highway Patrol Basic Police Academy. Chief
262 Upperman and Lieutenant Shepard attended his graduation ceremony in Columbus.
- 263 - The Police Department was awarded a \$20,000 grant towards the purchase of dash cams for the police
264 cruisers. Matt Hrubey assisted in the grant submission, where we asked for \$50,000 for cameras and the
265 server/storage infrastructure. The grant requests were capped at a limit of \$20,000 per department. The
266 department has ordered the cameras and other required items to equip 2 of our 8 patrol units, as well as the
267 server/storage infrastructure, which includes a wireless upload capability. We are treating this as a pilot
268 program to evaluate the usefulness and effectiveness of having cameras in the cars. If the program does indeed
269 assist in prosecutions and investigation, we will then look to adding 1-2 cameras per year, until all units are
270 equipped.
- 271 - Members of the Fairview Park Police Department SWAT and Crowd Control Units responded as part of the
272 Westshore Enforcement Bureau (WEB) contingent, assisting with security and crowd control for the
273 Republican Debate in Cleveland.
- 274 - Auxiliary officers displayed our newest police cars, the motorcycle and the WEB SWAT vehicle to attendees
275 of Westgate's and the Gemini Center's Touch-a-Truck community outreach events.
- 276 - Police and auxiliary officers saturated the area around the schools for the first day of school. Extra officers
277 were on duty to maintain safety, welcome the kids to school and educate parents of the traffic patterns
278 necessary to safely and efficiently drop off and pick up their children near the schools. An auxiliary officer was
279 assigned to the schools during those times for the first two weeks of school.
- 280 - Police participated in the national DRIVE SOBER OR GET PULLED OVER campaign from August 21 –
281 September 7th – to educate and increase enforcement of impaired drivers.
- 282 -New Patrol Officer Matthew McIntyre completed the Lakeland Community Basic Police Academy. He has
283 begun his 3 month Field Training Officer Program under Patrolman Jonathan Bandi. He takes the state police
284 certification test on September 17th, where upon passing, he will receive his commission as a police officer in
285 the State of Ohio.
- 286 - Chief Upperman, Patrolmen Jonathan Bandi and Justin Brewer conducted ALICE training for the staff of
287 Messiah Lutheran School. ALICE is a protocol for dealing with active shooter situations in schools. Our
288 department has already conducted training in all the public schools in Fairview Park.
- 289 - Promotional test for Lieutenant of Police was administered to the two eligible Sergeants, Michael Wickes and
290 Dennis Wilson. The individual with the highest score will be promoted to fill the open Lieutenant position
291 created by the retirement of Lieutenant Samuel Zummo. Patrolman Justin Brewer will then be promoted to
292 Sergeant to fill the vacancy created by the Lieutenant promotion.
- 293 - Lieutenant Samuel Zummo retired with 31 years of service on September 5.
- 294 MAYOR PATTON announced the following upcoming events:
- 295 -Friday, Sept 11 is Movie Night at Bain Cabin at 9 PM.
- 296 - Recycle Round-up will be held on Saturday, September 26th from 9 a.m. until noon behind city hall.
297 Shredding will also be available along with computers and scrap tires. If anyone has time to help volunteer on
298 this community outreach day, please let Bridget know.
- 299 MAYOR PATTON reported that a staff member from the Office of the Auditor of State David Yost was at city
300 hall today to present the city with the Auditor of State Award with Distinction. This award is given to those
301 entities that file an annual Comprehensive Annual Finance Report and timely financial reports in accordance
302 with GAAP, as well as receive a "clean" audit report. The "clean" audit report means that your financial audit
303 did not contain findings for recovery, material citations, material weaknesses, significant deficiencies, Single
304 Audit findings or any questioned costs. MAYOR PATTON thanked Finance Director Lisa Rocco, Deanna

305 Lebiedz and Carlene Hayes from our finance department, along with the Chiefs, Department Directors and City
306 Council for working together with Lisa in receiving this award.

307

308 DIRECTOR BERNER gave the following updates from the summer:

309 **Service Department**

310 -The Service Department took delivery of most of the new equipment authorized by city council this
311 summer, including an F-350 Pick-up truck and F-550 Dump truck, both with snow plows, an E35 Bobcat
312 mini-excavator and an S65 Bobcat Skid Steer

313 - Barriers were installed on the Lorain Rd Sidewalk between near West 192nd on South side of the roadway
314 per ODOT Specifications

315 - A meeting with Director Berner, the mayor and ODOT District 12 officials regarding the condition of the
316 Brookpark Rd. Bridge railings. They have committed to replacing the railings and overlaying the bridge
317 deck in the spring of 2017. Until then, we will keep the north side sidewalk closed because the railing is
318 dangerous.

319 -Service Department was busy this summer doing multiple sewer repairs, road way repairs from water
320 breaks, sewer cleaning and jetting, catch basin rebuilds, cleaning Coe Creek, Painting crosswalks and stop
321 bars and multiple tree trimming and removal.

322 -The Parks and Recreation Department had a successful summer of program activities. The parks crew
323 pruned trees in several parks and repaired a number of different playground apparatuses. The field turf was
324 replaced at James B. Daley Stadium.

325

326 **Development Department**

327 -Mayor Patton and Director Berner met with officials from the Buxton Group over the summer and have
328 invited them to make a presentation at committee meeting next Monday, September 14th.

329 -A group of residents, property owners and business owners interested in Lorain Road business met this
330 summer to discuss ways to improve Lorain Road properties.

331 -The Building Department Issued Certificates of Occupancies to the following businesses: Larry Chu,
332 Riyas's Nails – 22080 Lorain Road; Diyana George, dba Nates Deli – 22098 Lorain Rd.; Nick Opritz, dba
333 Broke Ass Phone – 21065 Center Ridge; and Edward Difiore Jr. dba Westside Music and Pawn – 22370
334 Lorain Rd.

335

336 **Capital Projects**

337 -The 2015 Street program is nearly complete. Cross-Roads Asphalt Recycling was the contractor and the
338 streets were: Mastick Road Hill, Sharon Lane, Riviera Drive, South Valley Drive and West 214th Street-The
339 Mastick Road repair is progressing. Last Wednesday Shirmer Construction poured the footer for the wall
340 and they plan to pour the wall on Friday. Once the wall is done, they will do the backfill and then
341 resurfacing of the road. The project is moving ahead of schedule.

342

343 THE CHAIR asked if there was any update on the NASA development.

344 DIRECTOR BERNER said that there have been several conversations with potential buyers and renters, but
345 at this point three have fallen through.

346 THE CHAIR asked what has happened with the Gallaghers.

347 DIRECTOR BERNER stated that they still own the property and have had offers from two different buyers
348 in the last year, but neither materialized. He said that it is a challenge for us, and that we are part of a
349 forming group called circle NASA, which is comparable to the University Circle Group, a Development
350 Corporation. NASA has been a focus of their group as well. DIRECTOR BERNER said that the challenge is
351 finding someone who wants that much square footage, and if not someone who wants to subdivide it.

352

353 DIRECTOR ROCCO thanked council for the passage of the finance emergency legislation, which is
354 required to be filed on or before September 14. The 2014 audit has been released for review by the State
355 Auditor's Office, and can be found under the Auditor's state website under the City of Fairview Park.

356 DIRECTOR ROCCO announced that the city has received the Auditor's Award with Distinction and
357 thanked Deanna Leibold and Carlene Hayes in the Finance Department, all city Departments and staff,
358 including the Clerk of Council for their work and dedication. The award of distinction is the highest award
359 given and is a team effort. The state auditor's office has extended the city auditors, Cuini and Panichi's
360 contract with the city for an additional four years. DIRECTOR ROCCO said that she is currently working
361 on the 2016 annual budget for submission to council in November, and that she and Director Fagnilli are
362 currently working on preparing the new income tax ordinance for council's review and passage pursuant to
363 House Bill 5. Both have attended meetings held by the regional tax agency over the summer on the new law
364 and its requirements. DIRECTOR ROCCO reported that she also attended a meeting at the County Fiscal
365 Office regarding the 2015 triennial update last week and the city's estimated residential value increased
366 overall at 6.6%

367

368 ENGINEER MACKAY reported that we are very pleased with the progress of the Mastick Road retaining
369 wall and look forward to its completion in October. In regard to the 2015 water line projects and after
370 consultation with the Cleveland Water Department, it was agreed that the project would be rebid this month
371 and the the project would be completed next year in 2016. He stated he would keep everyone informed with
372 that process.

373

374 PUBLIC SESSION

375 MS. KELLIE DUBAY GILLIS - 19164 Henry Road – MS. GILLIS said that she wanted to speak on
376 greenspace in Fairview Park, specifically related to Director Brown. She said that as a resident and taxpayer
377 she wanted to voice that she appreciated the work that he was doing during his year tenure here, and had the
378 vision to continue doing, specifically for master planning for the parks. She said she is hopeful that that we
379 will find someone as qualified and with the vision that Director Brown had to bring into the city. She said it
380 was a shock to hear of him leaving as they had become a part of the community. One item she did get to
381 discuss with him was the idea of little free libraries in the city parks. She said it could bring opportunities
382 for scout troop projects and would be a great way to bring literacy and a book exchange program to Fairview
383 Park.

384

385 CHUCK SOTU - 20867 Fairpark Drive - MR. SOTU said he attended the Coffinberry meeting held in the
386 summer and how hard it was to hear at the meeting in the back of the room. He wasn't sure if it was the
387 conversations between the lawyers in the room contributed, but said that perhaps we should consider
388 updating the sound system.

389 COUNCILWOMAN CLEARY said that she was also at the meeting and missed a lot of what they said, but
390 believes that one of the reasons was because at times it turned into conversations and discussion and those
391 speaking did not come to the microphones. She said that when we hold meetings like that, we need to be
392 mindful to make sure individuals speak at the microphones.

393

394 MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL

395 COUNCILMAN MCDONOUGH welcomed everyone back from summer session.

396

397 COUNCILMAN MINEK reported that the Board of Control met August 10, 2015 to award a contract for the
398 city hall parking lot and retrofit project. The project is for permeable pavement which will serve as a storm
399 water management tool. The Ohio EPA awarded the city an eighty-four thousand dollar (\$84,000) grant
400 which will cover 60% of the project, and the remaining fifty-six thousand (\$56,000) will be provided by the
401 city as a cash match through Fund 811. The contract was awarded to F. Buddie Contracting, Ltd. In an
402 amount not to exceed \$140,000. The contract was awarded to the company for the best demonstrated
403 creativity and comprehension of the project's objective – a functional storm water management system that
404 incorporates education and pleasing aesthetics.

405

406

407 COUNCILMAN HINKEL welcomed everyone on council and the administration back from recess. He said
408 that he received a lot of calls over the summer about the upkeep of homes and he wanted to thank them for
409 their time and efforts. He said he also had a chance to do two ride-alongs with Lieutenant Paul Shepard in
410 relation to complaints of speeding on W. 228th St. He thanked Lt. Shepard for that opportunity, and said it
411 was nice getting to know him and to see the situation for himself. COUNCILMAN HINKEL said that his
412 neighbor was one of the attendees at the 90+ luncheon and that she really enjoyed the lunch and her time
413 with the mayor. He recognized Finance department for their award and thanked them for their hard work.

414
415 COUNCILMAN RUSSO welcomed everyone back and thanked the Administration for being available and
416 able to answer questions over the summer.

417
418 COUNCILWOMAN CLEARY acknowledged Director Rocco and the Finance department for their
419 distinguished award. This is the fourth year in a row it has been received, and is evidence to the tremendous
420 effort that is put forth. She offered congratulations to Sergeant Bruce Mihalak and new Lieutenant Thomas
421 Zinsmayer. COUNCILWOMAN CLEARY wished the Council Clerk a happy birthday.

422
423 THE CHAIR made a motion to adjourn into executive session to discuss the employment of a public
424 employee.

425 Moved and Seconded.

426 ROLL CALL: Vote: YES-7, NO-0 | Motion carries.

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

428 THE CHAIR made a motion to return to the regular meeting.

429 Moved and Seconded.

430 ROLL CALL: Vote: YES-7, NO-0 | Motion carries

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

432 THE CHAIR made a motion to adjourn meeting with no further business before council.

433 Moved and Seconded.

434 ROLL CALL: Vote: YES-7, NO-0 | Meeting adjourned at 8:15 p.m.

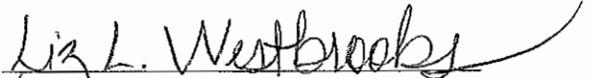
435 YES: B. McDonough, B. Minek, P. Wojnar, M. Kilbane, J. Hinkel, A. Russo, P. Cleary

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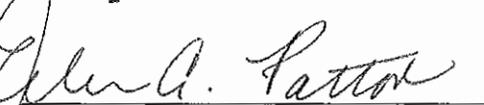
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440 Michael P. Kilbane, President of Council


Liz L. Westbrooks, Clerk of Council

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443 Eileen Ann Patton, Mayor

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448 **Minutes originally disposed of on: 09.21.15**

449 **Amended on: 10.05.15**

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