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2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**  
3 **MONDAY, OCTOBER 5, 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, 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 excuse Councilman P. Wojnar.

12 Moved and Seconded

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

14 ROLL CALL: Vote: YES-6, NO-0 | Motion carries, Councilman P. Wojnar is excused.

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

16  
17 THE CHAIR called for a motion to suspend the normal order of business to present a special resolution.

18 Moved and Seconded

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

20 ROLL CALL: Vote: YES-6, NO-0 | Motion carries.

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

22  
23 COUNCILWOMAN CLEARY placed a resolution before council for emergency passage.

24 RESOLUTION NO. 15-25

25 REQUESTED BY: COUNCILWOMAN CLEARY AND COUNCILMAN WOJNAR

26 SPONSORED BY: COUNCIL AS A WHOLE

27 *A RESOLUTION HONORING LISA M. ROCCO UPON HER SEPARATION FROM THE FINANCE*

28 *DEPARTMENT*

29 THE CHAIR called for discussion.

30 COUNCILWOMAN CLEARY made a motion that the Charter Provision and Rule 49 requiring that the  
31 legislation be read at three separate meetings be suspended and that it be placed before Council for  
32 emergency passage.

33 Moved and Seconded.

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

35 ROLL CALL: Vote: YES -6, NO-0 | Motion carries.

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

37 THE CHAIR called for discussion.

38 COUNCILWOMAN CLEARY made a motion that Rule 53 requiring reference to Committee be dispensed  
39 with and that Resolution 15-25 be placed on final passage.

40 THE CHAIR called for discussion prior to passage.

41 COUNCILWOMAN CLEARY requested that the resolution be read in pertinent part. Council concurred.

42 THE CLERK read the resolution.

43 THE CHAIR called for further discussion prior to passage.

44 COUNCILMAN MINEK thanked Director Rocco for attending committee meetings when requested and her  
45 council reports and said she would be missed.

46 COUNCILMAN RUSSO said that he was just starting to understand how the budget worked and was now  
47 making intelligent questions. He thanked Director Rocco for making it so easy and wished her the best of  
48 luck.

49 COUNCILMAN HINKEL said that he appreciated Director Rocco's patience and "teacher" qualities in  
50 explaining governmental accounting and that she will definitely be missed.

51 COUNCILWOMAN CLEARY said it has been a joy to work with Director Rocco and appreciates how she  
52 was able to put municipal finance in an everyday language that everyone could understand. She said the  
53 Director Rocco is the unsung hero at city hall and she will be missed.

54 COUNCILMAN MCDONOUGH said that this is another big loss for Fairview Park, but a big gain for  
55 Cuyahoga County. He thanked Director Rocco for enduring and staying with the city as long as she has and  
56 wished her the best of success in the future.

57 THE CHAIR thanked Director Rocco for the great job she has done for the citizens and making things easy  
58 during his time on council. He thanked her for her service and said that she will be missed.

59 MAYOR PATTON thanked the employees that came to the meeting. She commended Director Lisa for  
60 guiding the city throughout the country has seen in decades and how she helped employees as they  
61 contemplated difficult decisions such as retirement, worker's comp issues and health insurance issues. She  
62 wished Director Rocco the best in her career in the finance world with Cuyahoga County and said our loss is  
63 certainly their gain and that we will always be grateful to have had her here and she will truly be missed.

64 DIRECTOR FAGNILLI said that she has had a great almost ten years working with Director Rocco on a  
65 professional and personal level.

66 ENGINEER MACKAY said it was a pleasure working with Director Rocco all these years. She has been  
67 always been very helpful to his firm and wishes her success in her new position.

68 DIRECTOR BERNER said that Director Rocco certainly ranks up with the best of all the Finance Directors  
69 he has worked with over the years and will be missed.

70 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Resolution 15-25 passes.

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

72 Councilwoman Cleary presented the resolution to Director Lisa Rocco.

73 DIRECTOR ROCCO said that she couldn't have accomplished anything without her staff and that they are  
74 the ones who make the city run. She thanked council and the administration for allowing her to do this for 9  
75 ½ years and preparing her to be able to make this next step. She said that there are some great people here  
76 that will be missed, and that the community is well served.

77

78 THE CHAIR called for a motion to approve the minutes of the Regular Meeting of Council held on Monday,  
79 September 8, 2015.

80 THE CHAIR made a motion to amend the minutes by to striking lines 218-220 and correcting the vote  
81 information on lines 221 and 222.

82 Moved and seconded.

83 ROLL CALL: Vote: YES-6, NO-0, | Motion carries, amended minutes are approved.

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

85

86 THE CHAIR called for a motion to approve the minutes of the Regular Meeting of Council held on  
87 Monday, September 21, 2015.

88 Moved and seconded. No Discussion.

89 ROLL CALL: Vote: YES-6, NO-0, | Motion carries, minutes are approved.

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

91

## 92 COMMITTEE REPORTS

93 COUNCILWOMAN CLEARY said, The Finance Committee met on Monday, September 28th at 7pm. Finance  
94 Director, Lisa Rocco and Development Administrator, Matt Hrubey were in attendance. The first item on the  
95 agenda, **Resolution 15-24** Authorizes the Application for Assistance to be submitted under the 2016 Cuyahoga  
96 County Competitive Municipal Grant Program. Mr. Hrubey reported that the grant will award up to \$150,000  
97 for projects that benefit targeted areas within the city. He said the administration would like to consider using  
98 the grant award to hire Buxton Company, a Texas retail recruiting firm to attract and fill store fronts along  
99 Lorain Road. Council expressed concern for hiring an out-of-state firm for this purpose as well as paying, up  
100 front, the annual \$50,000 fee for three years. When asked what other possible projects the grant could fund,  
101 Matt Hrubey offered projects that include: local match for parking lot project; hire a director for the Lorain Rd

102 Rehabilitation Group; improving the safety of the fencing on the Lorain Road Bridge; partnering with Rocky  
103 River and North Olmsted on Waste Water Treatment projects; burying utilities on Lorain Road; community Wi-  
104 Fi and bike lanes on Lorain Road. Mr. Hurbey was asked to look into the eligibility for funding from the ideas  
105 mentioned as Council did not support using the grant hire the Buxton Company. Councilwoman Cleary  
106 mentioned that she had spoken with Nate Kelly, Cuyahoga County Director of Economic Development who  
107 was also former Director of Lakewood's Department of Economic Development about possible local resources  
108 and options for Economic Development within the city. She had also spoken with Eddie Krause, Director of  
109 Regional Collaboration for the County about this same issue. It was suggested that they, along with a member  
110 of the Planning Commission, be invited to a Committee Meeting, along with Mayor Patton, Director Berner and  
111 Matt Hrubey to discuss what local options, resources and in-house efforts could be used to facilitate increased  
112 development along Lorain Road. It was agreed that Council Clerk, Liz Westbrooks would reach out to Director  
113 Kelly and Krause to determine their availability to attend a committee meeting. A motion to place on 2nd and  
114 return to committee carried 6-0. Finance Director, Lisa Rocco was in attendance to offer an update on the  
115 status of the city's finances. It had been previously agreed that the director would be invited quarterly to review  
116 the budget. Director Rocco offered the following budget updates: Receipts thru September are up 5%;  
117 Expenditures are at 67% through September; a balance of \$2.9 million at start of year; estimating \$1.4 million  
118 for end of year that could be higher depending on receipts through end of year; receipts are up and could bring  
119 in and additional \$158,000 to general fund real property at estimated \$2.9 million, and the city could see and  
120 additional \$160,000 based on county 6.6% increase for residential (not considering appeals of homeowners or  
121 other adjustments); no info has been received for commercial properties; Local Government estimate is up for  
122 next year \$35,000-40,000; Union Contracts and Healthcare to be negotiated next year; Purchasing healthcare  
123 though the county exchange saves the city about \$300,000 annually; Supplemental budget will be forth coming.  
124 This will be a reappropriation of funds; Director Rocco reviewed that all levies are Charter driven except the  
125 Fire Levy which is we are looking at to renew and place on next March ballot with the possibly of adding to  
126 Charter in 2019. Matt Hrubey and Director Rocco are working together to look for funding of capital projects  
127 outside of budget to take some pressure off general fund and special hold funds; Historically, the Cable TV  
128 Fund is rainy day fund kept in account until something large happened; \$250,000 is received annually and the  
129 balance at Jan 1, 2016 should be approximately \$551,000. Council was asked to check their schedules to secure  
130 a Saturday date in January or February for budget hearings. That concludes my report, thank you.

131  
132 **LEGISLATION FOR FIRST READING**

133 COUNCILWOMAN CLEARY placed the following legislation up for introduction and first reading:

134 ORDINANCE NO. 15-39

135 REQUESTED BY: MAYOR EILEEN ANN PATTON

136 SPONSORED BY: COUNCILWOMAN CLEARY

137 *AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH GO2IT GROUP*  
138 *FOR PROFESSIONAL SUPPORT SERVICES FOR THE CITY'S COMPUTER SYSTEMS AND*  
139 *DECLARING AN EMERGENCY*

140 ACTION: Resolution 15-39 was placed on second reading and returned to the Finance Committee.

141  
142 **LEGISLATION FOR SECOND READING**

143 RESOLUTION NO. 15-24

144 REQUESTED BY: MAYOR EILEEN ANN PATTON

145 *SPONSORED BY: COUNCILWOMAN CLEARY*

146 *A RESOLUTION ACCEPTING THE PROJECTS PROPOSED BY THE MAYOR TO BE FUNDED AND*  
147 *AUTHORIZING THE APPLICATIONS FOR ASSISTANCE TO BE SUBMITTED UNDER THE 2016*  
148 *CUYAHOGA COUNTY COMPETITIVE MUNICIPAL GRANT PROGRAM AND DECLARING AN*  
149 *EMERGENCY*

150 ACTION: Resolution 15-24 was placed on second reading and returned to the Finance Committee.

151  
152 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE** None

153

154 **LEGISLATION UP FOR PASSAGE WITHOUT THREE READINGS**

155 COUNCILMAN MINEK placed the following legislation up for third reading and final passage.

156 ORDINANCE NO. 15-30

157 REQUESTED BY: MAYOR EILEEN ANN PATTON

158 SPONSORED BY: COUNCILMAN MINEK

159 CO-SPONSORED BY: COUNCILWOMAN CLEARY

160 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*

161 *ADVERTISE FOR BIDS, THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST*

162 *RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL, AND*

163 *PROVIDE FOR ENGINEERING SERVICES FOR THE WORK TO BE PERFORMED IN YEAR 27 OF THE*

164 *STREET REPAIR PROGRAM AND DECLARING AN EMERGENCY*

165 Moved and Seconded.

166 THE CHAIR called for any discussion prior to passage. No discussion.

167 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-30 passes.

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

169

170 ORDINANCE NO. 15-31

171 REQUESTED BY: MAYOR EILEEN ANN PATTON

172 SPONSORED BY: COUNCILMAN MINEK

173 *AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE PLANS AND SPECIFICATIONS*

174 *FOR THE WATER MAIN REPLACEMENT WITHIN CERTAIN STREETS AND DECLARING AN*

175 *EMERGENCY*

176 Moved and Seconded.

177 THE CHAIR called for any discussion prior to passage. No discussion.

178 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-31 passes.

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

180

181 ORDINANCE NO. 15-32

182 REQUESTED BY: MAYOR EILEEN ANN PATTON

183 SPONSORED BY: COUNCILMAN MINEK

184 CO-SPONSORED BY: COUNCILWOMAN CLEARY

185 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*

186 *ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT FOR WATER MAIN*

187 *REPLACEMENT WITHIN CERTAIN STREETS AS DETERMINED BY THE BOARD OF CONTROL AND*

188 *DECLARING AN EMERGENCY*

189 Moved and Seconded.

190 THE CHAIR called for any discussion prior to passage. No discussion.

191 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-32 passes.

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

193

194 COUNCILMAN HINKEL placed the following legislation up for third reading and final passage.

195 ORDINANCE NO. 15-33

196 REQUESTED BY: MAYOR EILEEN ANN PATTON

197 SPONSORED BY: COUNCILMAN HINKEL

198 *AN ORDINANCE APPROVING THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS*

199 *OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES OF FAIRVIEW PARK,*

200 *OHIO AND DECLARING AN EMERGENCY*

201 Moved and Seconded.

202 THE CHAIR called for any discussion prior to passage. No discussion.

203 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-33 passes.

204 YES: B. McDonough, B. Minek, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
205  
206 COUNCILWOMAN CLEARY placed the following legislation up for third reading and final passage:  
207 ORDINANCE NO. 15-35  
208 ORIGINATED BY: LISA ROCCO, FINANCE DIRECTOR  
209 REQUESTED BY: MAYOR EILEEN ANN PATTON  
210 SPONSORED BY: COUNCILWOMAN CLEARY  
211 *AN ORDINANCE DIRECTING THE DIRECTOR OF FINANCE TO PAY FROM FUNDS TO BE*  
212 *APPROPRIATED IN 2015 ALL NON-COLLECTIVE BARGAINING EMPLOYEES FOR THE 27TH PAY*  
213 *PERIOD ENDING ON DECEMBER 31, 2015.*  
214 Moved and Seconded.  
215 THE CHAIR called for any discussion prior to passage. No discussion.  
216 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-35 passes.  
217 YES: B. McDonough, B. Minek, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
218

219 ORDINANCE NO. 15-36  
220 REQUESTED BY: MAYOR EILEEN ANN PATTON  
221 SPONSORED BY: COUNCILWOMAN CLEARY  
222 CO-SPONSORED BY: COUNCILMAN MINEK  
223 *AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO SEEK FINANCIAL*  
224 *ASSISTANCE FROM THE OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT*  
225 *AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAMS FOR FUNDING FOR THE*  
226 *WOODSTOCK AVENUE STORM AND SANITARY SEWER REPLACEMENT AND DECLARING AN*  
227 *EMERGENCY*  
228 Moved and Seconded.  
229 THE CHAIR called for any discussion prior to passage. No discussion.  
230 ROLL ON PASSAGE: Vote: YES-6, NO-0 | Ordinance 15-36 passes.  
231 YES: B. McDonough, B. Minek, M. Kilbane, J. Hinkel, A. Russo, P. Cleary  
232

233 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**  
234 **OFFICIALS**

235 MAYOR PATTON reported that the Lorain Rd development group met last week. Urban planner, Kevin  
236 Hudson spoke, and the group selected a name of "Forward Fairview Park." In preparation of the meeting and  
237 future meetings, a Lorain Rd. business map is displayed temporarily in the Dunson Room. This view of Lorain  
238 Rd identifies, through pictures, all the businesses, their location and the design and buildings from West 210 to  
239 the North Olmsted border. The next meeting will be held on Tuesday, October 27th at 7pm. The Civil Service  
240 Commission is meeting tomorrow to prepare for a fire test in the coming months. MAYOR PATTON thanked  
241 the Recreation Commission, who will be here this week as interviews begin for the Recreation Director's  
242 position. The Recreation Commission will meet on October 22 at 6:00 p.m. October is International Walk to  
243 School Day, a global event aimed at building awareness for the need for walkable communities. This year's  
244 event falls on Wednesday, October 7 and is being celebrated by the Fairview Park Safe Routes to School  
245 Committee and several of our local schools, including Gilles-Sweet Elementary School, St. Angela Merici  
246 School, and Mayer Middle School. MAYOR PATTON encourages all pedestrians and motorists to be extra  
247 attentive the morning of October 7 to ensure the safety of our students and parents traveling through the  
248 community. Friday, October 16 the students at St Angela will be arriving at city hall at 9 am for their annual  
249 third grade Fall city hall tour. Thank all the departments for their help in the field trip. Students from Gillis  
250 sweet arrive in the springtime for the tour. MAYOR PATTON announced that Trick or Treat Night will be on  
251 Saturday, October 31st from 6:00-8:00 pm  
252

253 DIRECTOR BERNER reported that the Service Department is readying for the autumn leaf pick-up season.  
254 We will begin curbside pick-up beginning the week of October 19<sup>th</sup>. He reminded everyone to not rake

255 leaves into the roadway. Please keep all leaves piled off the road surface on the tree lawns. The service  
256 crews finished some curb repairs last week on Lorain Road and the contractor for Dominion Gas completed  
257 the sidewalk repair at W220th and Lorain. We received our settlement from the Rock Salt Antitrust  
258 litigation. The City of Fairview Park received \$9,825.63. DIRECTOR BERNER said he and members of  
259 the administration walked all of Lorain Road over the last 2 weeks to update our list of businesses and  
260 vacant buildings. Based on the commercial-only addresses on Lorain Road we have approximately 14%  
261 vacant properties. He announced that Westgate Shopping Center, Mattress Warehouse expanded its store  
262 size and we have confirmed Pita Pit intends to open a location at Westgate. DIRECTOR BERNER reported  
263 that Dave Bobeczko has purchased the franchise and the equipment for East Coast Custard in Fairview Park.  
264 Dave currently operates two East Coast Custard stores on the east side and we are working with him to  
265 secure a location in Fairview Park. The Mastick Road culvert repairs project will be pouring concrete this  
266 week for the roadway. The current schedule has the road opening on October 30<sup>th</sup>. The bridge project is  
267 also progressing. The core sampling is scheduled to begin this week with Bark Engineering doing GEO  
268 drilling samples.

269  
270 DIRECTOR ROCCO thanked council for the passage of the finance legislation. The year-end budget and  
271 annual budget for 2016 are being worked on, as well as House Bill 5, the new income tax chapter. Open  
272 enrollment for 2016 healthcare will be occurring in the next week as well. Director Rocco is hoping that all  
273 of this can be done before her last day on October 14. She reiterated that she is working to make the  
274 transition of Finance Directors as easy as possible. She thanked council for the recognition and the kind  
275 words from Mayor Patton. She has enjoyed working together to bring consistency and transparency to the  
276 Finance Department and will miss Fairview Park, but is excited for the new opportunity she has been given.

277  
278 DIRECTOR FAGNILLI reported that House Bill 5 and other year-end legislation will be presented for the  
279 meeting on October 19.

280  
281 ENGINEER MACKAY reported that 4 bids were received for the 2015 Waterline Project. Once approval  
282 approval of the low bidder is received from the Cleveland Water Department, we will submit our  
283 recommendation on the bids to the Board of Control.

284  
285 **PUBLIC SESSION**

286  
287 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL**

288 THE CHAIR assigned the issue of Community Development to the Environment, Public Works, Planning,  
289 Zoning and Development Committee.

290 THE CHAIR assigned the issue of Qualifications for Finance Director to the Finance Committee.

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

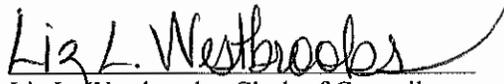
292 Moved and Seconded.

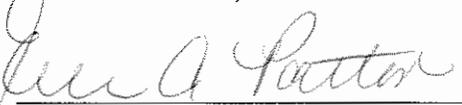
293 ROLL CALL: Vote: YES-6, NO-0 | Meeting adjourned at 7:37 p.m.

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

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298   
299 Michael P. Kilbane, President of Council

  
Liz L. Westbrooks, Clerk of Council

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301   
302  
303 Eileen Ann Patton, Mayor

304  
305