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2 **MINUTES OF THE REGULAR MEETING OF FAIRVIEW PARK CITY COUNCIL**
3 **MONDAY, FEBRUARY 18, 2019**
4

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

6 MOMENT OF SILENT PRAYER

7 PLEDGE OF ALLEGIANCE

8 ROLL CALL | PRESENT:

9 Council - B. Minek, S. Wering, A. Russo and T. Smith

10 Administration - Mayor Patton, Director Leininger, Director Cingle, Director Gibbons, Engineer Mackay
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12 THE CHAIR made a motion to excuse Council President Kilbane from the meeting.

13 Moved and Seconded.

14 ROLL ON MOTION: Vote: YES-4, NO-0 | Motion carried.

15 YES: B. Minek, S. Wering, A. Russo and T. Smith
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17 THE CHAIR made a motion to excuse Councilman McDonough from the meeting.

18 Moved and Seconded.

19 ROLL ON MOTION: Vote: YES-4, NO-0 | Motion carried.

20 YES: B. Minek, S. Wering, A. Russo and T. Smith
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22 THE CHAIR made a motion to excuse Councilman Wojnar from the meeting.

23 Moved and Seconded.

24 ROLL ON MOTION: Vote: YES-4, NO-0 | Motion carried.

25 YES: B. Minek, S. Wering, A. Russo and T. Smith
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27 THE CHAIR made a motion to approve the minutes of the regular meeting of February 4, 2019.

28 Moved and Seconded.

29 ROLL ON MOTION: Vote: YES-4, NO-0 | Motion carried.

30 YES: B. Minek, S. Wering, A. Russo and T. Smith
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32 **COMMITTEE REPORTS**

33 COUNCILMAN SMITH reported that the Finance Committee met on Saturday, February 9, 2019 at 8:00
34 am to discuss the following: Ordinance 19-10 Appropriates funds for current expenses and other
35 expenditures beginning January 1, 2019 and ending December 31, 2019. In addition to council members,
36 the following were in attendance to review the budgets for the Police, Fire, Recreation and Public Service
37 & Development: Finance Director Greg Cingle, Assistant Finance Director Deanna Lebiedz, Mayor Eileen
38 Patton, Fire Chief Tony Raffin, Police Chief Erich Upperman, Director Steve Owens and Gemini Center
39 Office Manager Mary Long and Director Shawn Leininger. Each department head provided an overview
40 of highlights from the previous year and reviewed significant changes in revenue and proposed
41 expenditures for 2019. The budget hearings continued Monday, February 11, 2019 at 7:00 pm to examine
42 the remaining budgets for the departments of Building, Senior Center, Finance Law, Mayor's Office and
43 Council. Council members, Finance Director Greg Cingle, Director Shawn Leininger, Building
44 Commissioner Walt Maynard, Director Sillasen and Council Clerk Westbrook were in attendance to
45 discuss. Director Cingle advised that this legislation will be requested for amendments for some clerical
46 errors and to adjust for some additional changes since introduction. He asked that the legislation remain in
47 committee in case there were any additional amendments prior to the March 31 deadline for passage. A
48 motion to place Ordinance 19-10 on second reading and return to committee carried on a 7-0 vote. The
49 Finance committee ended at 8:24 pm.
50

51 THE CHAIR reported that the Environment, Public Works, Planning, Zoning and Development
52 Committee met The Environment, Public Works, Planning, Zoning & Development Committee met on
53 Monday, February 11, 2019 at 8:35 pm to discuss the following: Ordinance 19-07 Plans & specifications
54 for 2019 Street Repair Program, year 30 and companion Ordinance 19-08 Bids & Contracts for 2019
55 Street Repair Program, Year 30. Public Service/Development Director Leininger was present and stated
56 due to the harsh winter, Eaton Road between W. 210 St. to W. 213 St., sustained pavement damage
57 requiring that portion of the roadway be renovated. Director Leininger is waiting for the City Engineer to
58 submit a cost factor for the renovation. Motion that both ordinances be placed on second reading and
59 returned to committee for further review was approved 7-0. This completes my report.

60

61 **LEGISLATION ON SECOND READING**

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

63 ORDINANCE NO. 19-07

64 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE & DEVELOPMENT

65 SPONSORED BY: COUNCILMAN MINEK

66 *AN ORDINANCE AUTHORIZING THE CITY ENGINEER TO PREPARE PLANS AND*
67 *SPECIFICATIONS AND PROVIDE CONSTRUCTION ADMINISTRATION SERVICES FOR THE*
68 *REPAIR AND RECONSTRUCTION OF CITY STREETS IN YEAR 30 OF THE STREET REPAIR*
69 *PROGRAM AND DECLARING AN EMERGENCY*

70 ACTION: Ordinance 19-07 was placed on second reading and returned to the Environment, Public Works,
71 Planning, Zoning and Development Committee.

72

73 ORDINANCE NO. 19-08

74 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT

75 SPONSORED BY: COUNCILMAN MINEK

76 *AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT TO*
77 *ADVERTISE FOR BIDS AND THE MAYOR TO ENTER INTO A CONTRACT WITH THE LOWEST*
78 *RESPONSIVE AND RESPONSIBLE BIDDER AS DETERMINED BY THE BOARD OF CONTROL FOR*
79 *THE WORK TO BE PERFORMED IN YEAR 30 OF THE STREET REPAIR PROGRAM AND*
80 *DECLARING AN EMERGENCY*

81 ACTION: Ordinance 19-08 was placed on second reading and returned to the Environment, Public Works,
82 Planning, Zoning and Development Committee.

83

84 COUNCILMAN SMITH placed the following legislation up for second:

85 ORDINANCE NO. 19-09

86 REQUESTED BY: SHAWN LEININGER, DIRECTOR OF PUBLIC SERVICE AND DEVELOPMENT

87 SPONSORED BY: COUNCILMAN WOJNAR

88 *AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT THE 2019 NORTHEAST*
89 *OHIO PUBLIC ENERGY COUNCIL ENERGIZED COMMUNITY GRANT TO PROVIDE FINANCIAL*
90 *ASSISTANCE FOR ENERGY EFFICIENCY PROJECTS OR ENERGY INFRASTRUCTURE*
91 *IMPROVEMENTS AND AUTHORIZING THE MAYOR TO FILE ALL DOCUMENTS AND EXECUTE*
92 *ALL AGREEMENTS NECESSARY TO RECEIVE ANY AWARDED GRANT FUNDS AND DECLARING*
93 *AN EMERGENCY*

94 ACTION: Ordinance 19-09 was placed on second reading and subsequent third reading.

95

96 ORDINANCE NO. 19-10

97 ORIGINATED BY: GREG CINGLE, FINANCE DIRECTOR

98 REQUESTED BY: MAYOR EILEEN ANN PATTON

99 SPONSORED BY: COUNCILMAN WOJNAR

100 AN ORDINANCE APPROPRIATING FUNDS FOR CURRENT EXPENSES AND OTHER
101 EXPENDITURES OF THE CITY OF FAIRVIEW PARK, OHIO FOR THE PERIOD COMMENCING
102 JANUARY 1, 2019 AND ENDING DECEMBER 31, 2019 AND DECLARING AN EMERGENCY
103 ACTION: Ordinance 19-10 was placed on second reading and returned to the Finance Committee.
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105 **AUDIENCE INPUT ON LEGISLATION UP FOR PASSAGE**

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107 **LEGISLATION ON FOR THIRD READING AND FINAL PASSAGE**

108 COUNCILMAN MINEK placed the following legislation up for third reading and final passage:

109 ORDINANCE NO. 19-03

110 REQUESTED BY: COUNCILMAN MINEK

111 SPONSORED BY: CITY COUNCIL

112 AN ORDINANCE AMENDING SECTION 921.05 (a)(3) OF THE CODIFIED ORDINANCES OF THE
113 CITY OF FAIRVIEW PARK TO PERMIT THE SALE OF BEER AND WINE COOLERS ONLY TO BE
114 SOLD AND CONSUMED AT SUMMER FEST 2019 TO BE HELD IN BOHLKEN PARK ON JULY 25, 26,
115 27 and 28, 2019 AND DECLARING AN EMERGENCY

116 THE CHAIR asked for any further discussion before passage. No Discussion.

117 ROLL ON PASSAGE: Vote: YES-4, NO-0 | Motion carried, Ordinance 19-03 passes.

118 YES: B. Minek, S. Wering, A. Russo and T. Smith
119

120 ORDINANCE NO. 19-04

121 REQUESTED BY: COUNCILMAN MINEK

122 SPONSORED BY: COUNCILMAN MINEK

123 AN ORDINANCE TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA
124 COUNTY SOLID WASTE MANAGEMENT DISTRICT AND DECLARING AN EMERGENCY

125 THE CHAIR asked for any further discussion before passage.

126 THE CHAIR made a motion to amend Ordinance 19-04 in Section 1 by striking the word “disapproves”.

127 Moved and Seconded.

128 THE CHAIR asked for any discussion on the motion. No Discussion.

129 ROLL ON MOTION: Vote: YES-4, NO-0 | Motion carried.

130 YES: B. Minek, S. Wering, A. Russo and T. Smith

131 THE CHAIR asked for any further discussion before passage. No Discussion.

132 ROLL ON PASSAGE: Vote: YES-4, NO-0 | Motion carried, Ordinance 19-04 Amended passes.

133 YES: B. Minek, S. Wering, A. Russo and T. Smith
134

135 **REPORTS AND COMMUNICATION FROM THE MAYOR, DIRECTORS, AND OTHER CITY**
136 **OFFICIALS**

137 MAYOR PATTON reported that the Police department has received an award for the purchase of body
138 armor for police officers in the amount of \$5,187. The Lorain Road fence project has been scheduled, and
139 will begin May 1st with concrete repairs and installation of fencing during Memorial week. There will be
140 daily lane restrictions while the project is being done, and is anticipated to be complete in late August of
141 this year.
142

143 DIRECTOR LEININGER reminded everyone second public meeting #2 for the Lorain Road Corridor
144 study will be on Wednesday, March 6th at the Gemini Center from 7-8:30pm in the Oak and Maple
145 Rooms. It will be a drop-in, open format that will allow residents to stop in as they can and offer input.
146 Gunselman’s Tavern was selected as the 2018 Business of the Year by the Chamber of Commerce and on
147 behalf of Mayor Patton a proclamation was presented to them recognizing them for their achievement.
148 They have many plans moving forward including expansion of their business and food line products.
149 DIRECTOR LEININGER congratulated Mayor Patton on the birth of her latest grandchild.

150
151 DIRECTOR CINGLE said if anyone has questions in regard to the 2019 appropriations budget, Ordinance
152 19-10, please let him know. He also advised that the notes for Gemini Roof Repair will close on Thursday,
153 February 21.

154
155 DIRECTOR GIBBONS reported that the city's Civil Service police agility test was held on Saturday,
156 February 16 with a total of 33 candidates. Thirty individuals showed up and twenty three passed.
157 Individual interviews will take place shortly. He thanked director Owens and the Gemini staff for their
158 assistance in the process. The next Charter Review Commission meeting will be held on Wednesday,
159 February 20th at 6:30pm at City Hall, and all meetings are open to the public. He congratulated Mayor
160 Patton on the birth of her grandchild.

161
162 ENGINEER MACKAY reported that the Campus and West 210th St water line project continues to be
163 worked on and expect to bid this sometime this spring. He congratulated Mayor Patton on the birth of her
164 grandchild.

165
166 **PUBLIC SESSION**

167 MS. DEB HAMMERLE – 22326 Haber Drive – MS. HAMMERLE asked how much longer the Street
168 Repair Program will be in place without having to do anything.

169 DIRECTOR LEINGINGER said that the current income tax expires in 2021.

170 MS. HAMMERLE asked if the Lorain Road Fence project road closures will be concurrent with the
171 Mastick closures.

172 MAYOR PATTON responded that lanes will always be open on the Lorain Road ridge, they will just be
173 limited to one lane for certain hours going in the morning to east and the west coming back.

174
175 **MISCELLANEOUS BUSINESS AND COMMENTS BY MEMBERS OF COUNCIL**

176 COUNCILWOMAN WERING said that she attended the Fairview Park Women's Club wine tasting event
177 over the weekend, the sixth event she has attended of theirs, and they did a fantastic job. They also do
178 wonderful work in the community, which she feels is important to recognize. She encouraged everyone to
179 attend one of their events in the future. She congratulated the Mayor on her grandchild.

180
181 COUNCILMAN RUSSO congratulated Gunselman's on their award, the Mayor on her grandchild and the
182 Fairview High basketball team on their winning season and future play in the playoffs.

183
184 COUNCILMAN SMITH congratulated the Mayor on her grandchild, and Gunselman's on their Business
185 of the Year. He said that he believes they have done a great job and have a jumpstart on what people want
186 and are looking to do getting people on and walking on Lorain Road. He wished Councilman Minek a
187 Happy Belated Birthday.

188
189 THE CHAIR reported that the Board of Control met on Friday, February 8, 2019 at 10:00 AM to award
190 the contract for the Gemini Natatorium Roof Replacement Project. Public Service/Development Director
191 Leininger stated five (5) bids were received ranging from \$1,060,180.00 to \$1,900,000.00. All bidders
192 were required to demonstrate four certain experience and training qualifications. There was a lengthy
193 discussion pertaining to the project including the spread in bid pricing, change orders, inspection of the
194 work and the responsibilities of all bidders. The low bidder Willham Roofing Company, Inc. of
195 Strongsville, Ohio submitted a bid of \$1,060,180.00 has demonstrated compliance with the experience and
196 qualification requirements, provided all required documentation and had numerous favorable references
197 supporting the quality of their work and service. A motion to award the contract to Willham Roofing
198 Company, Inc. in the amount of \$1,060,180.00 plus a 5% contingency of \$53,009.00 for total award not to

199 exceed \$1,113,189.00 was approved. The Planning and Design Commission will meet on February 20
200 with one docket item: 20827 Lorain Road; review of plan for a sign scheme. THE CHAIR congratulated
201 the Mayor on her grandchild and Gunselman’s on their business award and is proud to say that they are
202 located in Ward 2.

203
204 THE CHAIR entertained a motion to adjourn the regular meeting with no further business.
205 Moved and Seconded.

206 ROLL ON MOTION: Vote: YES-4, NO-0 | Meeting adjourned at 7:21 p.m.
207 YES: B. Minek, S. Wering, A. Russo and T. Smith

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Michael P. Kilbane, President of Council

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Liz L. Westbrooks, Clerk of Council

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Eileen Ann Patton, Mayor

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