

**CITY OF BEREА, OHIO**

**MINUTES OF A REGULAR COUNCIL MEETING  
HELD JANUARY 4, 2010**

Council of the City of Berea, Ohio, met in the Council Chamber on January 2, 2010, and was called to order at 7:30 p.m. by President of Council James J. Brown, with Cheryl A. Banaszak, Nick Haschka, Margarettе S. Key, Dale A. Lange, Richard T. Malott, Jim Maxwell, Dean W. Van Dress. Absent: None. The Pledge of Allegiance followed.

The Clerk's certificate of compliance with C.O. Section 109 and Section 121.22 of the Ohio Revised Code was filed with Council records in the Clerk's office.

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There were no minutes available for approval tonight.

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**MAYOR'S ADMINISTRATIVE REPORT**

Mayor Kleem suggested that Council and the general public look at their copy of the City Newsletter because it has useful information about water main breaks.

**PETITIONS** - None

**AUDIENCE PARTICIPATION**

**Phillip Danzey**, addressed Council with his concerns regarding parking at the rental property at 32/34 Adams Street. Mayor Kleem said he was not aware of this situation, but would follow up with Mr. Danzey the next day after he has had opportunity to investigate the situation.

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**LEGISLATION**

The following Ordinance was read by title for third reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ONE OR MORE CONTRACTS FOR THE DEMOLITION AND RAZING, INCLUDING BACKFILLING AND GRADING AS NEEDED, OF THE FORMER BEREА FAMILY BOWLING CENTER, LOCATED AT 451 FRONT STREET. (12-2)

Moved by Lange, seconded by Haschka that the Ordinance be adopted. In

response to Mr. Maxwell, Mayor Kleem said the City has not made a selection yet. In response to Mr. Malott, the Mayor said Council would receive a recap of the bids received for the project. In response to Mrs. Key, the Mayor said there would no interruption of services at the Rec Center but there may be some interruptions with the traffic flow.

Vote on motion to adopt was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell, Van Dress. Nays: none. The motion carried. Ordinance No. 2010- passed.

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The following Resolution was read in its entirety for first reading:

A RESOLUTION SUPPORTING THE 2009 CELEBRATION OF THE ANNIVERSARY OF THE BIRTH OF MARTIN LUTHER KING, JR. (1-1)

Moved by Key, seconded by Van Dress that the Resolution be adopted. Mrs. Key encouraged everyone to participate in one of the events honoring Martin Luther King, Jr.

Vote on motion to adopt was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell, Van Dress. Nays: none. The motion carried. Ordinance No. 2010-2 was adopted.

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The following Ordinance was read by title for first reading:

AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE BEREA FIREFIGHTERS REPRESENTED BY LOCAL 1836 OF THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. (1-2)

It was moved by Lange, seconded by Haschka to suspend the three reading rule. After a brief discussion, Messrs. Lange and Haschka rescinded their motions. Several Council members wanted to review the Collective Bargaining Agreement that was identified as Exhibit "A" in the legislation, but had not yet been made available to Council. Council did receive a copy of the Fact-finders report.

Proposed Ordinance No. 1-2 stands on first reading.

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The following Ordinance was read by title for first reading:

AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREА AND THE BEREА POLICE DISPATCHERS REPRESENTED BY THE OHIO PATROLMEN'S BENEVOLENT ASSOCIATION, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY. (1-3)

In response to Mr. Haschka, Mayor Kleem said this Collective Bargaining Agreement did not go to fact-finding. The dispatchers have not voted yet on this contract but it will be very similar to the Firefighters contract.

Proposed Ordinance No. 1-3 stands on first reading.

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### REPORTS

#### James J. Brown, President of Council

Mr. Brown reported that Council had their swearing-in ceremony yesterday and welcome the new and returning Council members.

#### Cheryl A. Banaszak

Mrs. Banaszak said it was an honor to be able to serve on City Council and have a chance to give back to the City. She thanked the residents of Ward 4 who support and enabled her to be here.

She extended a special thank you the residents of the "Old Berea" area for the warm welcome they extended to her family at the holiday party.

#### Nick Haschka, Ward 2

Mr. Haschka wished everyone a Happy New Year. He also said it was a privilege to serve another term on Berea City Council and work for the residents of Ward 2.

#### Margarette S. Key, Ward 1

Mrs. Key said she was very proud to be able to serve on Berea City Council and serve the residents of Ward 1. She asked everyone to think positively about the new bridge. Lastly, she thanked the Clerk of Council for her help when she came back to Council

#### Dale A. Lange, At-Large

Mr. Lange said he was happy to serve the residents of the City in his fourth term on City Council. He wished everyone a Healthy and Prosperous New Year.

Lastly, he asked the members of Council to consider “thinking outside the box” during the next couple of years because of the current economic situation. He said the City might have to consider sharing the cost of some projects, i.e. sidewalk and apron replacements, with the residents. He also suggested looking into automated water meter readings.

Richard T. Malott, Ward 5

Mr. Malott said it was a pleasure to be back on City Council and serve the residents of Ward 5. He wished everyone a Happy New Year.

Jim Maxwell, Ward 3

Mr. Maxwell said he was in agreement that Council should try to “think outside the box”.

Dean W. Van Dress, At-Large

Mr. Van Dress wished everyone a Happy New Year. He said it was an honor to be elected to Council and he will do his best to serve the residents of Berea.

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CORRESPONDENCE

The President of Council noted that a listing of correspondence received by Council for the period of December 17, 2009 through December 30, 2009 has been provided to Council and the referenced material is on file in the office of the Clerk and available for public inspection.

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OTHER BUSINESS

Moved by Lange, seconded by Key that the Work Session scheduled for January 11, 2010 be cancelled due to a lack of business for that meeting. Vote on the motion was all ayes and no nays. The motion carried.

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There being no further business to come before Council, moved by Haschka, seconded by Van Dress to adjourn the meeting. Vote on the motion to adjourn was all ayes and no nays. The motion carried. President of Council Brown declared the meeting adjourned at 8:02 p.m.

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James J. Brown  
President of Council

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Kathleen Russell Olmeda, MMC  
Clerk of Council

### CERTIFICATE OF COMPLIANCE

The regular meeting of Council of the City of Berea, Ohio, held on the 4th day of January, 2010, was conducted in compliance with Codified Ordinances Section 109 and Ohio Revised Code Section 121.22.

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Kathleen Russell Olmeda, MMC  
Clerk of Council