

CITY OF BEREA, OHIO

**MINUTES OF A REGULAR COUNCIL MEETING
HELD APRIL 19, 2010**

Council of the City of Berea, Ohio, met in the Council Chamber on April 19, 2010, and was called to order at 7:30 p.m. by President of Council James J. Brown, with Cheryl A. Banaszak, Nick Haschka, Dale A. Lange, Margarett S. Key, 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.

There were no minutes available for approval tonight.

MAYOR'S ADMINISTRATIVE REPORT

Mayor Kleem reminded the residents that the Rotary Club of Berea and the City of Berea are sponsoring a Shredfest on Saturday, May 1st at Roehm Middle School from 9:00 a.m. to 4:00 p.m.

The Mayor announced that the Cuyahoga County Department of Development has awarded a \$100,000 CDBG grant to the City for the replacement of sidewalks in the Polish Village neighborhood. The total cost of the project is estimated to be \$198,000

R. James Brown, Director of Public Service

Director Brown said the City is continuing with flushing of fire hydrants until the first of May. This is done Sunday through Thursday 11:00 p.m. to 7:00 a.m.

He announced the Cuyahoga County Solid Waste District would be holding their hazardous roundup at the Cuyahoga County Fairgrounds on Saturday, May 8th from 9 to 4.

He announced the Cuyahoga County Solid Waste District and the City of Berea would be holding their computer roundup on Saturday, May 22nd from 9 to 1 at the Coe Lake parking lot.

Director Brown reported First Energy is doing tree trimming in the City and are notifying the residents by putting door hangers at their residences.

PETITIONS - None

AUDIENCE PARTICIPATION

Karen Goodson, Area Manager for The Illuminating Company, introduced herself to the members of Council and Mayor as the new First Energy representative for the Berea area.

COUNCIL COMMITTEE REPORTS AND COMMITTEE ANNOUNCEMENTS

Finance Committee

Chairman Lange reported he had attended a recent staff meeting of the administration and reported that the results of the first quarter seem to be in line with the proposed budget.

LEGISLATION

The following Ordinance was read by title for third reading:

AN ORDINANCE ESTABLISHING THE CITY OF BEREA'S JOB CREATION TAX CREDIT. (3-11)

Moved by Van Dress, seconded by Haschka that the Ordinance be adopted. Vote on motion to adopt was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell, Van Dress. Nays: none. Motion carried. Ordinance No. 2010-29 passed.

The following Resolution was read by title for third reading:

A RESOLUTION AFFIRMING THE CITY'S INTEREST IN PARTICIPATING AND PURSUING THE DEVELOPMENT AND FINANCIAL PLANNING TO CREATE A REGIONAL FIRE AND EMERGENCY MEDICAL SERVICE (EMS) DISPATCH CENTER TO IMPROVE THE STANDARD OF CARE, IMPROVE SAFETY OF OUR CITIZENS, IMPROVE SAFETY OF OUR FIREFIGHTERS, AS AN INITIAL ACTION TOWARDS POSSIBLE REGIONALIZED FIRE AND EMS SERVICES. (3-12)

Moved by Haschka, seconded by Key that the Resolution be adopted.

In response to Mr. Maxwell, Mr. Van Dress said this should have no impact on the possible future strategic partnership between Southwest General

Hospital and Parma Hospital. He understood that this legislation gives permission to explore additional funding for a possible grant with Southwest being the hub for the regionalized EMS dispatch. Mayor Kleem agreed with Mr. Van Dress and said that in Section 1 of the legislation it states that it is for continuing research and development of a plan to regionalize. He said once the plan is done, there may be some additional information that addresses partnerships with another hospital.

Vote on motion to adopt was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell, Van Dress. Nays: none. Motion carried. Resolution No. 2010-30 was adopted.

The following Ordinance was read by title for second reading:

AN ORDINANCE AUTHORIZING GRANTING A UTILITIES EASEMENT OVER CERTAIN LAND OWNED BY THE CITY AND LOCATED ON WEST BRIDGE STREET, ALL RELATED TO THE WEST BRIDGE STREET BRIDGE PROJECT. (4-2)

In response to Councilman Lange, Service Director Brown said the construction project is scheduled for the beginning of June.

Proposed Ordinance No. 4-2 stands on second reading.

The following Ordinance was read by title for second reading:

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE APPLICATION FOR AND, IF AWARDED, TO ACCEPT FINANCIAL ASSISTANCE UNDER THE ATTORNEY GENERAL'S DRUG USE PREVENTION (FORMERLY "DARE") LAW ENFORCEMENT GRANTS PROGRAM. (4-3)

Proposed Ordinance No. 4-3 stands on second reading.

The following Resolution was read in its entirety:

A RESOLUTION DECLARING MAY 1, 2010 AS SILVER STAR SERVICE BANNER DAY IN THE CITY OF BEREA. (4-5)

Mr. Malott said Council had received information regarding this organization and reported that there are approximately 2,500 cities and counties nationwide that have honored the wounded with similar resolutions. By way of

this resolution, the City of Berea will honor our veterans and let them know that they have not been forgotten for their personal sacrifices for our Country.

Moved by Malott, seconded by Maxwell that the Resolution be adopted. Vote on motion to adopt was ayes: Banaszak, Haschka, Key, Lange, Malott, Maxwell, Van Dress. Nays: none. Motion carried. Resolution No. 2010-31 was adopted.

The following Ordinance was read by title for first reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS FOR ASPHALT OVERLAYS, CONCRETE REMOVAL AND REPLACEMENT, CRACK SEALING AND BITUMINOUS SURFACE TREATMENTS TO VARIOUS CITY STREETS FOR THE ANNUAL STREET MAINTENANCE AND REHABILITATION PROGRAM, AND DECLARING AN EMERGENCY. (4-6)

In response to Mr. Lange, Director Brown said the list of streets being considered for this year's road program would be provided to Council on its second reading. He added most of this year's road program will not be full width pavement work but larger road patch work on many streets.

Proposed Ordinance No. 4-6 stands on first reading.

The following Ordinance was read by title for first reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ONE OR MORE CONTRACTS FOR ASPHALT OVERLAYS, CONCRETE REMOVAL AND REPLACEMENT, CRACK SEALING AND BITUMINOUS SURFACE TREATMENTS TO VARIOUS CITY STREETS FOR THE ANNUAL STREET MAINTENANCE AND REHABILITATION PROGRAM, AND DECLARING AN EMERGENCY. (4-7)

Proposed Ordinance no. 4-7 stands on first reading.

The following Ordinance was read by title for first reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR THE REPAIR AND IMPROVEMENT OF THE INDOOR MUNICIPAL POOL, AND DECLARING AN EMERGENCY. (4-8)

Mr. Lange said \$40,000 had been budgeted for this project. In response to Mr. Maxwell, the Service Director said this is similar to what was done to the pool several years ago by explaining that it is an ongoing maintenance situation.

Proposed Ordinance No. 4-8 stands on first reading.

The following Ordinance was read by title for first reading:

AN ORDINANCE APPROVING, RATIFYING AND AFFIRMING THE 2010 ANNUAL REPORT AND ACTIONS OF THE TAX INCENTIVE REVIEW COUNCIL FOR ENTERPRISE ZONE OF THE CITY OF BEREA. (4-9)

Proposed Ordinance No. 4-9 stands on first reading.

PRESIDENT OF COUNCIL BROWN ANNOUNCED THAT THE FISCAL OFFICER'S CERTIFICATE FOR ORDINANCE 4-10 HAD BEEN FILED WITH THE CLERK OF COUNCIL PRIOR TO ITS FIRST READING.

The following Ordinance was read by title for first reading:

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF \$600,000 NOTES, IN ANTICIPATION OF THE ISSUANCE OF BONDS, TO PAY COSTS OF IMPROVING THE CITY'S RECREATION CENTER, AND DECLARING AN EMERGENCY. (4-10)

Proposed Ordinance No. 4-10 stands on first reading.

The following Ordinance was read by title for first reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS FOR THE DORLAND AVENUE RECONSTRUCTION PROJECT FROM PROSPECT ROAD TO EDWARDS DRIVE, AND DECLARING AN EMERGENCY. (4-11)

At Mr. Malott's request, Director Brown discussed the history of previous work done in the Milton/Dorland Avenue neighborhood including waterline work on short Milton and Maplelawn and the need to reconstruct Dorland Avenue.

Proposed Ordinance No. 4-11 stands on first reading.

The following Ordinance was read by title for first reading:

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO ONE OR MORE CONTRACTS FOR THE DORLAND AVENUE RECONSTRUCTION PROJECT FROM PROSPECT ROAD TO EDWARDS DRIVE, AND DECLARING AN EMERGENCY. (4-12)

Proposed Ordinance No. 4-12 stands on first reading.

REPORTS

Cheryl A. Banaszak, Ward 4

Mrs. Banaszak reminded everyone that the Berea Baseball Association will be kicking off their 2010 season with opening day on May 8th at Groza Field at approximately 9:00 a.m.

Nick Haschka, Ward 2

Mr. Haschka announced the car shows at Coe Lake will start up again on Sunday, May 2nd and will be held through the end of September.

He also reminded everyone of the benefit car show scheduled for Father's Day, June 20th, on the triangle which will benefit the Berea Welfare program this year. Volunteers are needed. Anyone interested in volunteering can contact Mr. Haschka at 655-9110.

Dale A. Lange, At-Large

Mr. Lange announced that the monthly lunches at Berea Lake Towers will be resuming this Thursday.

He also reminded everyone of the Grindstone Award dinner on Tuesday, April 20th honoring this year's recipient, Dr. Edward White.

Richard T. Malott, Ward 5

Mr. Malott reported that the Berea Kiwanis had sponsored a recent fundraiser which included soup in hand made soup bowls made by art students from Berea and Midpark High Schools. Funds raised were donated to Berea Welfare, SCAN and other similar organizations.

CORRESPONDENCE

The President of Council noted that a listing of correspondence received by Council for the period of April 1, 2010 through April 14, 2010 has been

provided to Council and the referenced material is on file in the office of the Clerk and available for public inspection.

There being no further business to come before Council, moved by Van Dress, seconded by Haschka to adjourn the meeting. Vote on the motion to adjourn was all ayes and no nays. President of Council Brown declared the meeting adjourned at 7:57 p.m.

James J. Brown
President of Council

Kathleen Russell Olmeda, MMC
Clerk of Council

CERTIFICATE OF COMPLIANCE

The regular meeting of Council of the City of Berea, Ohio, held on the 19th day of April, 2010, was conducted in compliance with Codified Ordinances Section 109 and Ohio Revised Code Section 121.22.

Kathleen Russell Olmeda, MMC
Clerk of Council