

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

May 13, 2013

7:00 p.m.

Present: Tom Murphy
Kathy Pucci
Tony DeMarco
Ron Van Kirk
Colleen Gallagher
Kevin Tanski

Absent: Katie Gallagher (ill)

Pledge of Allegiance.

Council President Pucci asked that the Agenda be amended to include Ordinance 2013-35, Amending Section 1 of Ord. 2010-11, 'Establishing the registration fee for the Day Camp Program within the Recreation Department.' This is due to the change of hours that employees can work. **MOTION** by C.Gallagher, second by Van Kirk to amend the Agenda. **VOTE RESULTED:** Amend Agenda: Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(AGENDA AMENDED)**

President Pucci, on behalf of the City Council, offered condolences to the family of Mrs. Phyllis Swann, longtime resident and former school employee.

APPROVAL OF MINUTES:

MOTION by C.Gallagher, second by Van Kirk to approve the minutes from April 22, 2013. **VOTE RESULTED:** Approve: Yes: Murphy, Pucci, DeMarco, Van Kirk, C.Gallagher, Tanski. No: None. **(APPROVED)**

PUBLIC SESSION:

James Oper of 4823 Elizabeth Lane, on behalf of the Board of Education and School District, thanked the citizens of Brooklyn for voting to pass the bond/levy issue. Thanked everyone for their help in working for and supporting the campaign. Also thanked the Mayor, Councilmembers DeMarco, Pucci and C.Gallagher for their support. Planning and design meetings will be scheduled for the building and renovation of the athletic fields. They will be evaluating all expenditures and be good stewards of the finances.

REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:

Finance Committee (Councilwoman Pucci): The Committee met at 6:15 and recommended approval of legislation on the Agenda.

Economic Development Committee (Councilwoman Pucci): The Committee met May 8th. A company operating a foundry is interested in occupying 57,000 sq. ft., for a 15 year lease, at 8500 Clinton Rd. A property on Parkside Dr. currently in the County Landbank, and maintained by the city, will be checked into for usage and responsibility. A foreclosed house on Idlewood, which the city has been unable to have maintained, will be pursued for demolition, possibly looking into using the property for a community garden. Some Glencoe residents are interested in purchasing some city property behind their homes (on Biddulph Rd.) The Committee is getting more information on numbers of interested residents, their intentions for usage, and protection of a water area. The Tiedeman Rd. ramp project begins mid-June, completed in November, with two lanes added to each ramp. The turn lane project onto 480 westbound from Tiedeman is on the NOACA tiplist and scheduled for approval for July 1st. The city is responsible for putting plans together, and ODOT will let the project. ~~There~~ *They* will also include repaving 450 feet north and 250 feet south of the bridge. 100% of the project will be paid from federal appropriation, and be administered by ODOT. Funds were approved for Associate Avenue work, with completion in November.

The city will be working with Budget Engine because some of their property will be needed for this project. The City Administration is launching a marketing campaign at the Mayor's breakfast for the business community on June 11th. Dir. Migliorino and Jill Ludwig are developing a PowerPoint presentation outlining the process. A work session of Council will be scheduled to review the presentation in the next couple weeks. Council will also be asked to assist again with making follow-up phone calls for the breakfast.

Recreation Board (Councilman Tanski): The next Board meeting is May 20th at 6:30 p.m. in the Mayor's Court.

Planning Commission (Mayor Balbier for Councilwoman K. Gallagher): The Commission met May 2nd for a request from Brilliant Electric Sign Co. to install a sign panel replacement and update the current freestanding sign at Memphis Kiddie Park, 10340 Memphis Ave.; and a request from Global Signs and Graphics to install a business identification sign of "good cents grocery and more" at 4798 Ridge Road (current Valu King.)

REPORTS OF COUNCIL:

Tom Murphy: Congratulated the School Board and those that worked to pass the levy. Thanked Acting Dir. Fitzgerald and Sgt. Knapp for assistance on complaints the past couple weeks. Reminded everyone the Memorial Day parade is coming up, beginning with the ceremony at West Park Cemetery.

Tony DeMarco: Extended his and his family's condolences to the Swann family. Congratulated all involved in the levy effort for the successful passage, which he supported. He hopes we all work together to ensure it does not divide the community, but brings everyone together. Had some general comments on Ords. 2013-16 and 17, passed at the last meeting 6-1, for authorization of notes. Said it was a contentious issue last year, when they were not authorized. He supported it last year, and again this year. Several Councilmembers changed their position on it this year, and is relieved they understand the importance of this appropriated capital structure. Councilman Van Kirk was the lone no vote last meeting, and lead opponent of issuing notes last year, further suggesting to establish a sinking fund to solve our problems. The city has several accounts funded from General Fund – the Capital Improvement, Rainy Day, etc. Additional funds are impractical and inefficient, and there is the question of how to fund them. Everything should be done to build the balances in the General and Rainy Day Funds for upcoming events. He said he met with the Mayor last week to discuss several items, including economic development. They disagree on economic development. The Mayor said earlier in the year he would consider a full time person to assist the current Economic Development Dir. in efforts; but last week indicated he is satisfied with our economic development activity and not pursue an additional employee. He disagrees with that also. He commented that Clinton Road is basically a ghost town today. Economic development should be a mainstream focus for the city, like the safety forces and services are. He thinks residents should be aware there is no contingency plan to deal with adverse circumstances, such as the departure of a large employer. But the Mayor is our elected leader and he will respect his decision, though he disagrees with him.

Ron Van Kirk: No report.

Colleen Gallagher: Thanked the residents who supported the school levy. Attended the drug awareness night at the Auditorium. Thanked the Superintendent and others for addressing this huge problem, and the speakers. Condolences to the family of Phyllis Swann.

Kevin Tanski: Congratulated the School Board on the passing of the levy.

Kathy Pucci: Thanked the guest speakers, Sgt. Eschweiler, Det. Frey and Acting Chief Knapp, Asst. County Prosecutor Michael O'Malley, Judge David Matia, Ron S., and family of Brett Bayard (who died as a result of an overdose) for the drug awareness night program. The community needs to come together to address these problems and support families. Safe Routes to School Committee met April 23rd, to focus on Bike Rodeo (held May 4th), and Walking Wednesdays, Memorial Parade, and grant funding applications. Thanked everyone for a successful Bike Rodeo. The Community Improvement Corp. met May 10th. Two offers were received for the property at Memphis and Ridge – one for a Family Dollar store (offered \$50,000), the other for Faith Christian School/Day Care (offered \$65,000); both offers rejected for not

enough money or desirable projects at community entrance. Discussed status of lease of city property by Hugo Boss for parking. A Shady Lane resident expressed interested in purchasing some of a lot adjacent to his home, which is in the city's landbank; which was deferred pending further information on lot size and purchase amount, *and part of the reason it became part of our Landbank is because the parcel is where the priority route is for the neighborhood trail connector plan.* The passage of the levy/bond issue will be good for the community as a whole, as the value of a home is tied to a strong school system. Income to the city will also be provided by permits and income tax on construction workers. It shows the community is committed to provide appropriate facilities and support for a strong school system. It can attract new homeowners to the city.

MAYOR'S REPORT:

Mayor Balbier: The Senior Center extended thanks to those who attended the successful pasta dinner. Also thanked the Police Dept. for a good showing at the awareness night. The City Hall roof will hopefully be done the end of the week. Attended a First Suburbs Consortium meeting, with the topic being HB 5 (municipal income tax), where they will hire a consulting service/lobbyist to represent the Consortium in Columbus. Congratulated the school on the passage of the levy. The Memorial Day parade is May 27th, beginning at 11:00 in front of the high school, ending at City Hall for the program. April 26th was Arbor Day, with third graders from Brookridge, St. Thomas More and Cleveland Baptist Church; trees were planted and each child given a seedling to take home. Will also meet with third graders to discuss government. The Laurel Garden Club will have a speaker on composting at 7 p.m. on May 14th at the Fire Station.

DIRECTORS' REPORTS:

Acting Recreation Mgr. McGinty: Super Sign-Up will be May 18th and 19th from 11-1, registering for Learn to Swim, Learn to Skate, soccer, swim team and Day Camp only.

Finance Dir. Esarey: Received an e-mail from RITA announced the launching of a new, redesigned website. Visit www.ritaohio.com for information.

Service Dir. Verba: Reminded residents that special pickups are on Fridays only, for anything that does not fit in the container on pickup day. Call 635-4232 to notify the Service Dept.

REQUESTS:

Request from Dir. Migliorino to accept the CDBG grant funds for the upgrading of parks and recreation areas of the city in the amount of \$150,000. **MOTION** by Van Kirk, second by C.Gallagher to accept the grant. **VOTE RESULTED:** *Accept the Grant:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ACCEPTED)**

Request from Acting Chief Knapp to dispose of a non-working fixed asset in the Police Dept.– Ricoh copier. **MOTION** by Van Kirk, second by Tanski to authorized disposal. **VOTE RESULTED:** *Authorize Disposal:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(AUTHORIZED)**

LEGISLATION:

ORDINANCE 2013-18: Amending Sections 1360.16(b) and (e), License Application Form and Fee, of Chapter 1360, Property Maintenance and Rental Licensing Code, of the Brooklyn Codified Ordinances. (fee from \$50 to \$100; late fee from \$50 to \$100) **MOTION** by Van Kirk, second by C.Gallagher to adopt. **VOTE RESULTED:** *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-20: Amending Section 1361.05, Occupancy Permit Fee, of Chapter 1361, Occupancy Permits, of the Brooklyn Codified Ordinances. (fee from \$25 for permanent and \$25 for temporary to \$75 for

each) **MOTION** by C.Gallagher, second by Tanski to adopt. **VOTE RESULTED:** *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-26: Authorizing the Mayor to enter into agreements with the Emergency Communications Network, LLC to provide CodeRED and MyDaily Call services for the City of Brooklyn. (Reverse 911 system and check-up calls) **MOTION** by C.Gallagher, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-27: Amending Section 1345.01 Fee Scheduled, of Chapter 1345 Permit Fees, of the Brooklyn Codified Ordinances. (updating of fees for Building Dept.) **(SECOND READING)**

ORDINANCE 2013-28: Amending Section 1 of Ord. 2004-9, adopted 2/26/04, "Providing for fees for the Slap Shot Hockey Program being offered at the Brooklyn Multi-Purpose Indoor Recreation Center." (range will be between \$10-\$15 per session) **MOTION** by C.Gallagher, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-29: Authorizing the purchase of various equipment for the weight room at the John M. Coyne Recreation Center through the Domino Trust Fund. (not to exceed \$29,300) **MOTION** by C.Gallagher, second by Tanski to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-30: Authorizing the Mayor to enter into an agreement with Civil and Environmental Consultants, Inc. (CEC, Inc) to provide additional services for the Sanitary Landfill in the amount of \$6,450. (updated drawings for composting area and a response to a letter) **MOTION** by C.Gallagher, second by Tanski to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-31: To provide for the policy governing the maximum hours worked for part-time employees for the City of Brooklyn. (no more than 29 hours per week; adds exception of a special classification with the Law Director, Prosecutor and Magistrate) **MOTION** by Tanski, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-32: Authorizing the purchase of various equipment for the weight room at the John M. Coyne Recreation Center. (balance of equipment, paid through city funds) **MOTION** by Van Kirk, second by Tanski to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-33: Authorizing the purchase and installation of ancillary equipment to the newly purchased Police vehicles. (\$14,050.19) **MOTION** by C.Gallagher, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-34: Authorizing the purchase and installation of additional equipment for the video service and wireless cameras for the Police Department. (\$736.60 for dedicated computer for surveillance system) **MOTION** by C.Gallagher, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2013-35: Amending Section 1 of Ord. 2010-11, "Establishing the registration fee for the Day Camp Program within the Recreation Department." (new range for resident children, between \$215-\$250; non-resident, Brooklyn school student, between \$275-\$320) **MOTION** by C.Gallagher, second by Tanski to

suspend the rules. **VOTE RESULTED:** *Suspend the Rules:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. *Adopt:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None. **(ADOPTED)**

President Pucci said that because of the Memorial Day holiday, the next Council meeting will be Tuesday, May 28th.

Mayor Balbier said there is a Coffee with the Mayor at 9 a.m. tomorrow morning, with directors, for answers to any questions, at the Senior Center. Also, he met with the Cleveland Water Dept., which wants the city to sign a contract, which he hopes to have a work session to discuss the changes with Council.

There being no further business, **MOTION** by Tanski, second by Van Kirk to adjourn. **VOTE RESULTED:** *Adjourn:* Yes: Murphy, Pucci, DeMarco, VanKirk, C.Gallagher, Tanski. No: None **(ADJOURNED)**

Asst. Clerk of Council

President of Council