

## MINUTES OF A REGULAR MEETING

### BROOKLYN CITY COUNCIL

**March 28, 2016**

**7:00 p.m.**

Present: Barb Paulitzky  
Ron Van Kirk  
Debbie Tomusko  
Kathy Pucci  
Kevin Tanski

Absent: Tony DeMarco  
Mary Balbier

Pledge of Allegiance.

#### **APPROVAL OF MINUTES:**

Due to absences, Int. Pres. Van Kirk suggested waiting for the next meeting to approve minutes.

Int. Pres. Van Kirk hoped everyone had a great Easter celebration. Welcomed back Councilwoman Tomusko. At the conclusion of the last Council mtg. (and after executive session) Council confirmed Jim McDonnell as Brooklyn's new Prosecutor. Tonight's Agenda: confirmation of appt. to Econ. Dev. Comm.; Ord. 2015-77, in abeyance, for full-time Econ. Dev. Director; Ord. 2016-9, (3<sup>rd</sup> reading/adoption) for a service agreement renewal with Bailey Comm. for network and software services for the city; Ord. 2016-15, -16, -17, -18 and -19 all updating fees for the Rec Center (all third reading/adoption); Ord. 2016-22, authorizing internet auction sale of vehicles through GovDeals (2<sup>nd</sup> reading); Ord. 2016-23, fees for advertising at the Rec Center (2<sup>nd</sup> reading); Res. 2016-1, honoring and recognizing Margaret Hovan for service to City; Ord. 2016-25, fee for participation in City's Farmer's Market; Ord. 2016-26, authorize agreement with James Zupka, Inc. for audit services to the City for 2015-2018; and executive session at end of mtg. to discuss matters of personnel.

#### **PUBLIC SESSION:**

*None.*

#### **REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:**

Finance Committee (Councilwoman Pucci): The Comm. recommended adoption of: Ord. 2016-9 (agreement with Bailey Comm.); and the following Rec Center Ords. 2016-15 (amend fees for evening basketball); -16 (fees for evening volleyball); -17 (amend fees for ice skating instructions); -18 (fees for softball, baseball, soccer field use); -19 (fees for t-ball and baseball); -25 (fee for Farmer's Market participation); 2016-26 (agreement with James Zupka for audit services for 2015-2018). Received an update from the Mayor relating to Time Warner, which the Mayor will address.

Recreation Board (Councilman Tanski): Youth soccer registration is still going on. Youth baseball registration is going on through March 31<sup>st</sup>. Costs and all other information and requirements available at the Rec Center at 216-351-5334. The next Board meeting is Monday, April 18<sup>th</sup> at 7 p.m. in the Rec Center meeting room.

Domestic Abuse Comm. (Councilwoman Paulitzky): The Comm. met March 16<sup>th</sup>, where a former victim addressed the Committee on her thoughts of difficulty to access the system and get needed help in a crisis situation. The Comm. will invite personnel to address how the city can make that process easier. Referenced an article in yesterday's Plain Dealer about this matter. Our residents should know Brooklyn's law enforcement is doing everything possible to keep victims safe and prosecute offenders. She will update with information as time goes on.

Planning Commission (Councilwoman Pucci): The next Comm. meeting is April 7<sup>th</sup> at 6 p.m. in City Hall Conference Room for: request from S. Clifford for TDA Architects for site plan approval at 4500 Ridge Rd. (former Brookridge Elementary) and 4525 Rodoan Rd. (former Rodoan School), previously presented on July 9, 2015, and deferred from March 3<sup>rd</sup> meeting because there was no quorum of eligible members to vote (a member on School Bd.); any other business. All are welcome to attend/comment.

School Bd. Liaison (Councilman Van Kirk): The Board met March 15<sup>th</sup> and discussed: waiting on structural analysis on stadium fire for cost to repair; go out to bid on new softball field and football practice field (to open at end of month); working with city on shared services for city baseball programs; the Oliver production had 130 participating students; reviewed the State Report Card; picked a new football coach (Sean Belviel) (welcome and best of luck to Hurricanes); for Polaris, Brooklyn has highest number of juniors, seniors enrolled than any other participating school; 48 winter scholar athletes received honors (maintained a 3.0 or higher GPA). The next Bd. mtg. is April 19<sup>th</sup> at 6 p.m. All are welcome.

### **REPORTS OF COUNCIL:**

**Barb Paulitzky:** She's been a member for several years of the Laurel Garden Club, which was established in 1953. There will be a meeting April 12<sup>th</sup> at 7 p.m. in the Fire Station's community room, with a speaker from Ohio State's Extension Service about their programs. See how the Club can partner with OSU in making Brooklyn where young and old can benefit from planting gardens at home and the community. Youth today are at risk and need ways to occupy their time, and gardening is an option.

**Debbie Tomusko:** Happy to be back after a necessary major surgery. She stayed up to date with Council minutes, and thanked everyone for well wishes, especially colleagues Pucci, DeMarco and Balbier for reaching out to her. She's only been assigned to the Safety Committee, and wants to start having meetings, so if anyone has a concern to address contact her – she wants to make the committee as meaningful as possible. On economic development, she was out during the IKEA setback, and commented she'd like us to try to get an article in Crain's Cleveland Business, to reiterate we're open for business; maybe Andi (Econ. Dev. Dir.) can write to them about how much open land we do have for open development, and maybe even an ad for open land. She thinks he might have been misquoted in an article, which said we were out of developable land in Brooklyn. Crain's is a good venue to get information out. Also, Andi is working on a SWOT (strengths, weaknesses, opportunities and threats) analysis as part of a marketing plan for the city. Last year she did a pro bono marketing project for the city with many focus groups (young professionals, seniors, churches, etc.) to get answers to questions about Brooklyn, so there is an analysis in place to go with Andi's work and do a good marketing plan. It's a great place to live and do business. Thanked everyone again – it's great to be back.

**Kathy Pucci:** Welcomed back Councilwoman Tomusko. Hoped all enjoyed Easter. Congratulated Councilwoman Balbier and her family on Cleveland naming a street (Sokolowski's Way) after her grandparents who founded the restaurant, their long history and commitment. Asked Councilwoman Paulitzky if the domestic violence person was from Brooklyn and expressing concern. She replied the person wasn't concerned with Brooklyn, but her problems getting the protection order from the county. Told Chief Mielke she asked in fall copies of the camera policy when it was in place; he said he would send it to her. The Brooklyn Community Improvement Corp. (CIC) met earlier today at 6 p.m. and reported another trustee was elected (two applied), and Andy Celcherts will be the newest member. The 2015 annual report was approved and will be filed by March 31<sup>st</sup>. Approved the 2015 Auditor's annual report. Went into executive session for potential sale of real estate, then adjourned after reconvening to regular session. Congratulated Peggy Hovan, retiring from the Police Dept., serving since 1983, and active at St. Thomas More. She's been a wonderful, dedicated employee, gone above and beyond what's expected. She wishes her a long and healthy retirement.

**Kevin Tanski:** Reminded that Youth Opportunities is accepting applications for summer work program, questions and registration at [www.youthopportunities.org](http://www.youthopportunities.org), at City Hall, the Rec Center, the High School, and the Library. Registration ends May 2<sup>nd</sup>.

**Ron Van Kirk:** Wanted to clarify, not correct, Councilwoman Tomusko's comment about a misunderstood comment by Econ. Dev. Dir. Udris: "For a community like Brooklyn we have no other undeveloped land." He referred to land zoned for this particular purpose. There is a lot of land available, even have a developer

working on the American Greetings property to develop the land, working tirelessly to get things moving. That is the clarification of his comment in the article. Councilwoman Tomusko said that's why we should write a letter to Crain's to clarify. As stated before, we can't do any kind of development there until Amer. Greetings is gone, per their contract when they sold the property to the developers. IKEA has hit a roadblock, but we're still optimistic something will come with the Army Corps. of Engineers; but working with the Federal Govt. things move very slowly. We are trying, letters have been sent to our Senators and Congresswoman, and we hope to see something come to fruition.

#### **MAYOR'S REPORT:**

**Mayor Gallagher:** Hope all had a wonderful Easter. Congratulated Karen Fratto, named the new Senior Director last week. Thanked Peggy Hovan for her service to the City; she's a staple in the Police Station and will be missed by everyone there. Welcomed Jim McDonnell to the city as new Prosecutor. As she stated last meeting, Mr. Enovitch is retiring, so JoAnn Haig will be Interim Finance Dir. until she officially announces the next Finance Director. If interested in home renovations, but missed the Heritage Home program presentations, information is on the city's website, or [www.heritagehomeprogram.org](http://www.heritagehomeprogram.org), at the reception desk, and in the Building Dept. The Service Dept. released their 2015 annual report, it's on the city's website. The last couple weeks, she and Econ. Dev. Dir. Udris have continued meeting with community business leaders; met with Chuck Matthews of Matthews Metal Work; Michael Knall, owners of property at 4550 Tiedeman (currently leased by Waleski Trucking); and Bernie Galias of Metal Fabricating Corp. All these businesses are happy in Brooklyn, and she learned Metal Fabricating will be expanding this year. As part of expanding wellness program and working with University Hospital, all the directors, some employees, and Councilwoman Paulitzky will be trained in CPR tomorrow; another session will be hosted for Councilmembers and any other employees wishing to participate. This might be extended to the public. Happy to see Farmer's Market on the Agenda; this was brought up a couple years ago with the marketing meetings with the young professionals, and this idea was very popular. She's glad the program is being kick started now. This week Bldg. Comm. Kulcsar and Econ. Dev. Dir. Udris and she will be meeting with Jim Rokakis in Thriving Communities and the County Landbank, where we start to develop a City Neighborhood Stabilization Plan for this year. It's one of the most complained about subjects in the city, and we need to stabilize our housing stock in the city; so we're going through everything, creating ordinances, and creating a plan to make it happen over the next coming years. Council meetings on TV: AT&T Uverse is up and running, with WOW launching in the next week. Time Warner will take time, they've submitted a bill for \$21,000 to build the fiber circuit, equipment, on-going maintenance. This bill is high to host the program, so she's going back and forth with our rep to reduce the price. She's asking Council to weigh in on what number they're comfortable with to provide this service. Councilwoman Pucci asked to put on our website and an e-mail blast that AT&T is up and running, and then WOW. She had some residents ask what channel on AT&T – so if we can give that information also. A resident chimed in Channel 99; and the Mayor said it is also On-Demand, and accessible anytime.

#### **DIRECTORS REPORTS:**

Police Chief Mielke: Reiterated the importance that Friday is Peggy Hovan's last day, which is also her birthday. She served 28 years for the city: as a Para-Police Officer, a dispatcher, and assistant to the Police Chief. She served four different Police Chiefs, and is the logistical backbone for the department. She's their "Aunt Peg", kind, compassionate, caring, and feeds everyone. She's very active at St. Thomas More, and will be even more active. She will be sincerely and truly missed, by himself and the many people over her 28 years, employees and residents. He wishes her a happy and healthy retirement, and will see her at church every Sunday.

#### **REQUESTS:**

Request from Mayor Gallagher for confirmation of David Hill for appointment to the Economic Development Committee. Mr. Hill is branch officer at Dollar Bank in Brooklyn, and former Brooklyn Chamber of Commerce president. His resume was attached for Council's review. Councilwoman Pucci explained she will abstain and why. Though she knows Mr. Hill and thinks he's a great asset in the community, the other members of this Committee are from Administration, Mayor, a rep. from Council.

She's not sure we've done enough to reach out and recruit someone with a background in econ. Development, commercial real estate or the like. So, though no reflection on Mr. Hill, she will remain consistent in her abstaining. **MOTION** by Van Kirk, second by Tomusko to confirm. **VOTE RESULTED:** *To Confirm:* Yes: Paulitzky, Van Kirk, Tomusko, Tanski. Abstain: Pucci. No: None. **(CONFIRMED)**

**LEGISLATION:**

**ORDINANCE 2015-77**, Establishing the full-time position of Economic Development Director of the City of Brooklyn. He would have liked to have taken a vote on it, but the Councilmember who introduced it is absent. **(IN ABEYANCE)**

**ORDINANCE 2016-9**, Authorizing the Mayor to enter into a service agreement renewal with Bailey Communication to provide maintenance of network, software, support, and other related services for the City of Brooklyn. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-15**, Amending Section 1 of 2008-65, Establishing the fee for the Evening Basketball Program within the Recreation Dept. of the City of Brooklyn. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-16**, Establishing the fee for the Evening Volleyball Program within the Recreation Dept. of the City of Brooklyn. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-17**, Amending Section 1 of Ord. 2009-7, Providing for fees for instruction in ice skating within the City of Brooklyn Recreation Dept. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-18**, Amending Section 1 of Ord. 2009-23, Providing for fees for softball/baseball/soccer field usage within the City of Brooklyn Recreation Dept. **MOTION** by Tanski, second by Van Kirk to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-19**, Establishing registration fees for the t-ball and baseball programs within the Recreation Dept. of the City of Brooklyn, and repealing Ords. 2010-10 and 2011-15. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To Adopt:* Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-22:** Authorizing the sale of certain city owned vehicles through GovDeals, public internet auctioneers, for the purpose of disposing of city vehicles and equipment at public sale. **(SECOND READING)**

**ORDINANCE 2016-23:** Establishing fees for advertising at the John M. Coyne Recreation Center. **(SECOND READING)**

**RESOLUTION 2016-1**, To honor and recognize Margaret Hovan for her service to the City of Brooklyn, Ohio. It was read in its entirety: "Whereas, Brooklyn City Council takes pride in recognizing outstanding citizens and public servants in our community who have contributed to the benefit of the City of Brooklyn; and Whereas, Margaret 'Peggy' Hovan began with the City of Brooklyn in 1983 as a part-time "Para-Police Officer", and then as full-time Dispatcher since 1989, also serving as secretary to the Chief of Police for the Brooklyn Police Department; and Whereas, during her time with the city, Peggy Hovan has served with four Mayors, four Police Chiefs, and nearly 100 Police Officers, Dispatchers, and other Police and city employees; and Whereas, Peggy Hovan has a great love of family, church, community, and her work family, always doing

good for others in many countless ways. Now, therefore, be it Resolved by the Council of the City of Brooklyn, County of Cuyahoga and State of Ohio: Section 1. The Administration of the City of Brooklyn and the Brooklyn City Council, on behalf of the entire community, do hereby recognize and honor Margaret Hovan, and congratulate and commend her on her outstanding and dedicated service to the City of Brooklyn, and further, wish her well on her retirement." **MOTION** by Pucci, second by Tanski to Suspend the Rules. **VOTE RESULTED: To Suspend the Rules:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **To Adopt:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADOPTED)**

**ORDINANCE 2016-25**, Establishing the fee for participation in the City of Brooklyn's Farmer's Market. **(FIRST READING)**

**ORDINANCE 2016-26**, Authorizing an agreement with James G. Zupka, CPA, Inc. to provide Audit Services to the City of Brooklyn for the audit periods of 2015-2018, pursuant to authorization of the Auditor of State. **(FIRST READING)**

**MOTION** by Pucci, second by Tanski to adjourn to Executive Session for matters of personnel relating to the position of Magistrate (with the Mayor and Law Director). Mayor Gallagher added she will discuss personnel matters in the Finance Dept. Int. Pres. Van Kirk said after Executive Session, Council will reconvene for the purposes of possibly confirming the appointment of Magistrate, with no further action following. **VOTE RESULTED: Adjourn to Executive Session:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tansk. No: None. **(ADJOURNED TO EXECUTIVE SESSION)**

**MOTION** by Pucci, second by Paulitzky to reconvene. **VOTE RESULTED: To Reconvene:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tansk. No: None. **(RECONVENED TO REGULAR SESSION)**

**REQUEST:**

Request from Mayor Gallagher for confirmation of Vince Ruffa for appointment to position of Magistrate. A letter was read stating he has filled in as Magistrate two times in the past in Brooklyn, and has served as Magistrate and Prosecutor in other cities, and his resume had been presented to Council. If confirmed his starting salary will be \$15,000. **MOTION** by Pucci, second by Tanski to confirm. **VOTE RESULTED: To Confirm:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(CONFIRMED)**

There being no further business, **MOTION** by Van Kirk, second by Pucci to adjourn. **VOTE RESULTED: To Adjourn:** Yes: Paulitzky, Van Kirk, Tomusko, Pucci, Tanski. No: None. **(ADJOURNED)**

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Clerk of Council

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President of Council