

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

November 27, 2017

7:00 p.m.

Present: Barb Paulitzky
Ron Van Kirk
Tony DeMarco
Debbie Tomusko
Kathy Pucci
Mary Balbier
Kevin Tanski

Absent: None

Pledge of Allegiance.

APPROVAL OF MINUTES:

MOTION by Tanski, second by Paulitzky to approve the minutes of Nov. 13, 2017. **VOTE RESULTED:** *To approve:* Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **(APPROVED)**

PUBLIC SESSION:

None.

REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:

Recreation Board (Councilwoman Balbier): The Board met last week and discussed having private swimming lessons (children and adults). Extended holiday hours: Dec. 26-29, Jan. 3-5 will open 1-4 p.m. Skate with Santa is Dec. 10th from 2:45-3:45 p.m. Ugly Sweater skate party is Dec. 15th from 8-9:15 p.m. The themed event last month had a large response. The Rec Center will offer Fun Day packages: Dec. 26 - Jan. 2 will be open skate with a snack, and 3-4 p.m. is open swim – for \$10 (swimming, skating, skate rental, snack, and tickets to the Brooklyn High School basketball game). This is for children 17 and under; children under six must be accompanied by an adult. For information call the Rec Center. -There will be a Friday Night Basketball program at the Brooklyn Field House, beginning Jan. 12 – Feb. 16, for residents only, grades two to six, for \$35 for the session. If interested call Jen O'Banion at 216-635-4274.

Board of Zoning Appeals (Commissioner Kulcsar): The Board met Nov. 16th and approved requests: from G. Roman for variances for AC unit at 8901 Biddulph; from Re-Pros, Inc. for Great Work Employment for variances for wall sign at 7020 Biddulph; from M. Weber for variance to max. height to construct four-story hotel on Tiedeman (PP#433-09-018/017). The next Bd. mtg. is Dec. 21st at 6 p.m. in the conference room.

Planning Commission (Councilman DeMarco): The next Commission meeting is Dec. 7th at 6 p.m. in the conference room to hear request from Labella Assoc. for amendment to plans approved at 9/7/17 Planning mtg. for new truck entrance drive and deletion of additional pkg. area in front of 9500 Brookpark Rd.

Economic Dev. Committee (Councilwoman Pucci): The Committee met at 6 p.m. today and discussed Ords. 2017-81, -82, -83 and -84 all dealing with purchase of properties (seven parcels at Tiedeman and Memphis and assemble for a potential developer for office or commercial use). Estimated price for all seven is \$844,000 – to come from our Econ. Dev. Fund. Mentioned the advantages of assembling these parcels, including options for restricting/prohibiting retail as a primary use. The Comm. recommended Council approve the ordinances.

Finance Committee (Councilman Van Kirk): He reviewed items for adoption and new on the Agenda: Res. 2017-13 (for adoption), requesting County Fiscal Officer advance proceeds of 2017 tax levies; Ord. 2017-77

(for adoption), to amend Sect. 182.02 of Ch. 182 Income Tax-January 1, 2016 of Codified Ordinances (update regarding lottery winnings); Ord. 2017-79 (2nd reading), Annual Appropriations for 2018 (reviewed some changes, with total proposed 2018 for all funds is \$25,025,223 which includes \$2,243,702 of capital expenditures, \$1.5M of that for road construction for 2018); Ord. 2017-81, 82, 83 and 84 (1st readings), were alluded to by Councilwoman Pucci already; Ord. 2017-85 (requested emergency adoption), Establishing fees for private learn to swim classes at the Natatorium.

REPORTS OF COUNCIL:

Barb Paulitzky: Hope all had a good Thanksgiving, with much to be thankful for in 2017. –This is the last change for Medicare beneficiaries to choose a new supplement or drug plan for 2018 (deadline is Dec. 7). Appoints are available on Fri., Dec. 1st at the Senior Center, call if interested at 216-635-4222. –Looking forward to Christmas season and decorations, contest, Santa arriving with candy, concerts, and shopping. She will say Merry Christmas. –She saw the decorations at Public Square, see it if you can.

Tony DeMarco: No report.

Debbie Tomusko: Commented we'll be discussing the four properties on Memphis/Tiedeman. On economic development as we move forward, it's good we're looking at getting the properties, as it will give Brooklyn control of them, which has been a problem in the past. We've had undeveloped land we didn't own, and were at the mercy of owners with what and when they put something there. She asks how many office buildings are enough in the city; Dir. Udris assures that there's demand for that in Brooklyn. We are a great location. She hopes if we do office buildings there it would preclude us having to even talk about the park again. She reads in Crain's that there are a lot of vacant office parks in the county. Doesn't think sole goal of econ. development is to bring revenue into the city; but to enhance the city. Every bit of vacant land doesn't have to be turned into a revenue generating machine. Parks and green space are nice. When building something keep trees. She wants to see econ. development enhance the city, and as part of a global plan for the city. –Issue 3 was defeated, but the Mayor commented at a prior mtg., that she had thoughts/plans on the future of the Recreation Center but wouldn't talk about them until after the election. She hopes we'll hear about it now. She's asking for an econ. development plan that looks at where to focus on putting office buildings, keep parks, Rec Center, etc. We need to be more open with people and share, so the next time a zoning vote goes to the public they know what they're voting for, and the context of the future of the city. She doesn't want to see vacant buildings where there once was park land.

Kathy Pucci: Welcomed Acting Fire Chief Kevin Paul to the mtg. –Condolences to family/friends of Jordan Taylor, the young man killed.

Mary Albier: No report.

Kevin Tanski: Thanked directors, especially Dir. Verba, and Service workers to get things accomplished with less workers than we've had in the past. –Thanked Comm. Kulcsar for keeping up with vacant properties and rental house ordinances. –Thanked Chief Mielke for speedy call backs and handling situations on various resident concerns, and keeping our city safe.

Ron Van Kirk: No report.

MAYOR'S REPORT:

Mayor Gallagher: Hoped all had a good Thanksgiving. –Thanked Triad Engineering in Brooklyn for donating all the turkeys for the Thanksgiving baskets for families in need in Brooklyn, as well as St. Thomas More parishioners for food donations; and the students and school council for putting together all the baskets, and Westbrook Apts. for food donations. We have terrific community of people who give to those in need here. –Reminded that Santa comes to Brooklyn on Dec. 9th and 10th; the schedule is on the city's website, newsletter and Facebook, or call City Hall. –The Law Dir. put together a guide to trees for the city, on Facebook and the city's website. It addresses trees on tree lawns, trees on their property, what happens if they fall and liability. –Roadoan will be closing up on final paving this week. Thanked everyone for their

patience; everyone will be happy with the results and final outcome. Some things will have to be revisited in the spring (including fixing tree lawns). –Welcomed Kevin Paul, named Acting Fire Chief. –Thanked for comments on consolidation of the properties and Council's consideration. Dir. Udris and she have been working with the Jehovah's Witness property owners for over a year. There were many irons in the fire. –Issue 3 has been brought up many many times. When she and Dir. Udris started together last Jan. they put a lot of irons in the fire, to see what pans out and what doesn't. A new administration has to work on and continue to work on things. –Councilwoman Tomusko mentioned Rec Center. Said she's been working on it since day one in office, and exploring every possible option. A lesson she learned from Issue 3 is residents need a finalized plan before they're willing to look at anything. Until she feels a finalized plan is ready to present to the Council, she will not put anything forward. –There are a lot of moving parts in everything we do at City Hall, legally, contractually with City Council (administrative body working with legislative body). She'll go in the manner fit to present to the public and to Council where the most strategic plan will be best for the city moving forward.

DIRECTORS REPORTS:

Finance Dir. Schaeffer: RITA auditors are on site at City Hall Mon.-Wed. this week fulfilling the city's Administrative subpoena program. If anyone received a letter from RITA requesting documentation for non-filed years, and did not respond, you were issued an administrative subpoena. Call RITA directly with any questions at 1-800-860-7482. –The 2018 permanent appropriations are on 2nd reading, and 3rd reading/adoption Dec. 11, along with the transfers and advances for 2017. He'll also ask Council to approve change #2 to the 2017 permanent appropriations by emergency. All the changes will be in Council's packet on Thurs., Dec. 7th. The emergency is so he can get the change approved by the County Fiscal Officer and keep the Certificate of Estimated Resources in balance for 2017. –If there is an unforeseen expenditure in the last three weeks of 2017 and there is a necessity for change #3, he will get it to Council immediately. –He'll be working with departments and liquidating what we can and move money and see where it all needs to go. There are three pay periods in December, and we don't know as far as overtime (snow, etc.); so watching it close and keeping Council apprised of that. Pres. Van Kirk thanked Dir. Schaeffer (and his team) for getting everything done for this year.

Service Dir. Verba: Reported that Wed., Nov. 29th CATTs Const. will be putting down the final layer of asphalt on Rodoan, beginning at 7 a.m. After the final paving is completed it should be open to traffic both ways. Also, there is still work to be completed, but should have no impact on traffic. –Gave this week's leaf pickup schedule. Councilwoman Pucci asked when the deferred work on Rodoan (especially the tree lawns) is done in the spring that we look closely, as we've had problems elsewhere with trying to get the tree lawns to come back and with weeds, etc. Dir. Verba replied they filled in the west side tree lawns with soil and will do the same on the east side, then seed in the spring, and according to specs. Money has been held back until satisfied that it has to grow.

Police Chief Mielke: There was a homicide on Nov. 18th; he read a brief statement from the Police Dept.: (in part) The homicide investigation of Jordan Taylor is still active and ongoing. The Police Dept. is actively working and collaborating with other agencies to find answers. Working with Ohio Bureau of Criminal Investigation to process and analyze the mostly physical evidence. The investigation points to it not being a random act. They are diligently working to find justice for the Taylor family. He can say it's changing every day, and they working very hard to get answers. There is no suspect information to release at this moment, but when they do it will get released to the public. –Santa Claus will be here on Sat. and Sun, and he gave the schedule. This tradition has been for well over 50 years in the making. He thanks the Brooklyn Police Auxiliaries, Mr. Wally Parker (doing it at least for that long), and Mayor Gallagher for donating the candy again this year.

Econ. Dev Dir. Udris: Regarding the properties at the corner of Tiedeman and Memphis, reiterated a problem on Memphis is the perception that the area is a little run down (particularly at the corner), and by consolidating the seven acres, and being able to attract new businesses, we can eliminate that blight influence and increase the property values of adjacent properties.

REQUESTS:

Request from Police Chief Mielke to accept a community grant of \$2,500 from Wal-Mart, to be used towards the Shop with a Cop program. **MOTION** by Pucci, second by Tanski to authorize acceptance of the grant. **VOTE RESULTED: To accept the grant:** Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **(APPROVED)**

LEGISLATION:

RESOLUTION 2017-13, Requesting the County Fiscal Officer to advance taxes from the proceeds of the 2017 tax levies pursuant to the Ohio Revised Code Section 321.34. **MOTION** by Pucci, second by Paulitzky to adopt. **VOTE RESULTED: To adopt:** Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2017-77, To amend Section 182.02 of Chapter 182 Income Tax-Effective Jan. 1, 2016 of the Codified Ordinances of the City of Brooklyn, Ohio. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED: To adopt:** Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **(ADOPTED)**

ORDINANCE 2017-78, Authorizing inter-fund transfers and advances during 2017. **(SECOND READING)**

ORDINANCE 2017-79, Annual appropriations for 2018. **(SECOND READING)**

ORDINANCE 2017-81, Authorizing the Mayor to enter into an agreement with the Midwest Congregation of Jehovah's Witnesses for the purchase of certain real property known as 4346 Tiedeman Rd. PP#432-03-001, -007, -008. **(FIRST READING)**

ORDINANCE 2017-82, Authorizing the Mayor to enter into an agreement with Eli A. Mina for the purchase of certain real property known as 10139 Memphis Ave. PP#432-03-002. **(FIRST READING)**

ORDINANCE 2017-83, Authorizing the Mayor to enter into an agreement with Allyson Lawry for the purchase of certain real property known as 4302 Tiedeman Rd. PP#432-03-003. **(FIRST READING)**

ORDINANCE 2017-84, Authorizing the Mayor to enter into an agreement with Lottie Taylor-Blake for the purchase of certain real property known as 10100 Manilla Ave. PP#432-03-004, -005, -006. **(FIRST READING)**

ORDINANCE 2017-85 (requested emergency adoption), Establishing fees for private learn to swim classes at the City of Brooklyn Natatorium and Outdoor Swim Complex. **MOTION** by Pucci, second by Tanski to suspend the rules. **VOTE RESULTED: To suspend the rules:** Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **VOTE RESULTED: To adopt:** Yes: Paulitzky, Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski. No: None. **(ADOPTED)**

Pres. Van Kirk said there was going to be an executive session, but the Law Director asked to defer it to the next mtg.

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

Clerk of Council

President of Council