

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

April 9, 2018

7:00 p.m.

Present: Barb Paulitzky
Ron Van Kirk
Meg Ryan Shockey
Andy Celcherts
Kathy Pucci
Kevin Tanski

Absent: Mary Balbier

Pledge of Allegiance.

Opening Prayer was offered by Fr. Naim Kahlil of St. Elias Church.

APPROVAL OF MINUTES:

-Feb. 26, 2018. **MOTION** by Van Kirk, second by Celcherts to approve. **VOTE RESULTED:** *To approve:*
Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. **(APPROVED)**

Pres. Van Kirk notified that at the conclusion of the Council mtg. will be a brief Public Works Comm. mtg. to elect a chair person and select dates/times.

PUBLIC SESSION:

None.

REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:

Recreation Board (Councilman Tanski): The next Bd. mtg. is April 16th in the Rec Center mtg. room at 7 p.m.

Bd. of Zoning Appeals (Comm. Kulcsar): The next Bd. meeting is April 19th in the City Hall conference room at 6 p.m. for requests from: Cicogna for two sign variances for number of identification signs permitted on a building face for Marc's at 7359 Northcliff; from American Fence Co. for barbed wire fence, (not permitted in commercial district) for All State Peterbilt at 9500 Brookpark; Labella Assoc. for 4-ft variance to max. width of access drive for All State Peterbilt at 9500 Brookpark; from Labella Assoc. for 2-ft variance for 8-ft tall fence in commercial district for All State Peterbilt at 9500 Brookpark.

Planning Commission (Councilman Van Kirk): The Comm. met April 5th to hear requests from: approved M.Martin for building addition sign package and parking lot alteration at McDonald's at 4738 Ridge; deferred Suresight for additional three antennas on existing cell tower for 10904 Brookpark; approved Brilliant Sign Co. for wall mounted LED channel letter sign for nail supply store at 6606 Biddulph; approved contingent upon Zoning Bd. approval of variance, Cicogna Electric and Sign Co. for two additional identification signs on a storefront for Marc's at 7359 Northcliff; deferred J.Cliff for two wall signs, one wall mounted LED channel letter sign, and one business identification at 4315 Ridge. The next mtg. is May 3rd at 6 p.m.

Sustainability Advisory Committee (Councilman Tanski): The Comm. met March 28th to discuss Ord. 2018-17, which was deferred by Council. Updated the three questions asked by the Comm.: 1. Concerned competitive proposals weren't sought for balance of site and the rent of Enerlogics less than fair market value. –Rent per megawatt is same as under earlier lease and vetted in 2017 as fair market value. Enerlogics agreed to match rent paid by IGS for southern half in all respects (with full pre-payment). 2. What else could be built on site, ex. a towing yard. –CEC (our environmental consultants) identified the use as not just the only one approved by Ohio EPA, but best re-use of landfill site. 3. Could CPP's offloading of solar power from site could mean lower rates for Memphis municipal facilities. –Reviewed internally with various

advisors, it's confirmed the CPP rates (approved at last Council mtg) are more competitive than the rates generated on the site. The Comm. is waiting on Law Dir. Butler on further negotiations with Enerlogics on possibly increasing more rent for the land to the city. The Comm. unanimously recommended Ord. #2018-17 to Council for approval. Upon further negotiations with Enerlogics, they are asking for it to be held in abeyance until Dir. Butler has completed his discussions.

Finance Committee (Councilman Van Kirk): The Comm. met and recommended: Ord. 2018-33, agreement for sale/purchase of Land Bank property on Shady Ln.; Ord. 2018-34 (3rd reading, asking to hold in abeyance), authorize Job Retention and Creation Grant with Hopebridge LLC (lease fell through, but still plan on coming to Brooklyn, need to find new location); Ord. 2018-37 (2nd reading), ratification of updated statement of investment policy; Ord. 2018-38 (2nd reading, request suspension, adoption), amends Code sections to be in conformance with newly updated state municipal income tax legislation (an appeal process is going on, but a 'stay' did not take effect so it is law, it brings Brooklyn into compliance with ORC); Ord. 2018-40, amends Ord. 2016-6, fees for sports sponsorship program (increases rate range); Ord. 2018-41, amends Ord. 2016-23, fees for advertising at Rec Center (adds center ice and dasher board advertising); Ord. 2018-42, authorizes updated Capital Improvement Plan for 2018 (for the Ridge Slope repair project, addition, updates the amount). -There was a lengthy discussion regarding Parma Regional Dispatch Center. Our contract is up end of July; if we stay a significant increase of \$41,158/month (\$494,000/yr). The Mayor and administration looking at different options (possible Chagrin Valley Dispatch Center at same yearly rate plus a buy-in over five years). The Mayor has to give them our intentions by May. Negotiations are ongoing, but this is the update.

REPORTS OF COUNCIL:

Barb Paulitzky: Hope all had good Easter week. Spring break is over, classes resumed. Drive carefully. -Attended the solar array anti-ground breaking on April 4th. Brooklyn first again (seatbelt law, cell phone law, first solar farm in Ohio on a landfill and public land). County officials, public and private energy providers, and numerous agencies attended, citing Brooklyn being an example on innovative ways to use unusable land. -Thanked Councilman Tanski for his idea, with Mike Foley, and their research and findings; to Mayor Gallagher and Dir. Butler for their time bringing the Ord. to Council; to all Councilmembers who agreed it's best use of land. -When voting on May 8, remember Brooklyn's moving in good direction, and can't continue if our schools are in trouble. Vote and consider the importance of this renewal levy (that won't increase taxes).

Meg Ryan Shockey: Thanked Dir. McGinty for taking her around the Rec Center and meet staff. Looks forward to working next two years for best interest of the residents. -Today was last day to register to vote for May Primaries; tomorrow starts early voting. She encourages residents to vote yes on the school levy; it doesn't raise taxes, and is important for the children and the city. -Other issues include Issue 1 (redistricting) and federal, state, judicial candidates. -Reminded she will be hosting her first coffee chat on April 18th at 7:15 at Dunkin' Donuts, Ridge Park Sq. Please stop by.

Andy Celcherts: Reminded that April 28th 7-10 p.m. at Copperstone the Chamber of Commerce hosts Brooklyn and All That Jazz, to raise money for scholarships (\$15 pre-sale, \$20 at door). -April 13 is deadline to postmark scholarship applications. -Congratulated 7th grader Briana Slawinski and 8th graders Maria Lukanc and Laila Schwin advancing to state competitions for Pen-Ohio qualifier. -Prior to our mtgs. today he went to a mtg. at Metrohealth, and updated their construction plans: 1500 space parking garage, with a new hospital plan to be complete by 2022, with patients admitted in summer. Half of our squad runs go to Metro Hosp. or Metro on Snow Rd. The W. 25th campus plans include an echo district (park, LEED approved, rehab areas, making greener/park setting...) Their economic footprint/budget for the community of Cuyahoga County is \$1.2B. -Economic development committees in the area have combined and formed MetroWest.

Kathy Pucci: As mentioned, today is the deadline to register to vote to be effective for the Primary; tomorrow vote by mail ballots start to go out. There's plenty of time, and she encourages people, to use this convenient method of voting. Issue 4 is the school issue. Signs are out, phone banking will start, and a door to door campaign. It's very important to schools and the community. Our property values are tied to a strong and stable school system. The renewal is a zero increase, and represents almost 14% of their budget.

–Asked Dir. Kulcsar in his report to explain why there's a request for a barbed wire fence on Brookpark.
–Safe Routes to School next mtg. is April 11th at 9:30 in room 173 in the school/

Kevin Tanski: The Brooklyn Solar Panel project anti-groundbreaking held April 4th was well attended. Thanked Mayor Gallagher, community leaders, and residents present for this event. Public officials included County Executive Armand Budish, Dir. of Sustainability Mike Foley, reps from Enerlogics, IGS, CPP. The Mayor and he gave short presentations on solar energy, approximate cost savings of \$3M over 25 years, and why it's good for our community. A ceremonial signing of a solar panel concluded the event.

Ron Van Kirk: He received a letter in the mail from a resident who was appreciate of Council voting in favor of adding prayer to the beginning of our Council mtgs. (Added he's received five or six from the past mtg. thanking for doing it.) The person said, 'Do not let political correctness keep you from doing the right thing.' He encourages everyone to say it that way. This was encouraging to get. He thanked Fr. Kahlil for coming. The Pastor from Dr. Martin Luther Church will be here at the next Council mtg.

MAYOR'S REPORT:

Mayor Gallagher: Thanked the Westbrook Apts. for hosting her last week so she could speak to some residents. Councilman Celcherts joined the mtg. It was very productive, and allowed residents to have an open dialogue and ask questions about what is going on in the community. She will continue to hit different spots in the area; keep a look out for it. –Thanked the Brooklyn Historical Society for having her for their spring potluck. The volunteers there do a great job of preserving Brooklyn's history. Check it out; it's a great center, open on Tuesdays. A longtime Brooklyn resident just told her they went for first time and were impressed about the amount of information. –She's a representative for the Mayors and Managers Assoc. on the Water Council of Govts. Updated the Water Dept. making investments to work order system, and will use 2018 to work out kinks in it. Next year hope to roll live monitoring to our Fire Depts., when flushing hydrants, dirty water, etc., to tell city what work has been done there, live. Asked her to pass on their thanks for residents' patience; this past Jan. was the most watermain breaks in their entire history, and they worked overtime to fix around the county. –Behnke Landscape Architects is ready for three conceptual plans for the Hurricane Alley joint project with the school; she reached out to those representing Council for some dates to meet on the sub-committee. Excited to see the plans. The public is welcome to join and give some input.

DIRECTORS REPORTS:

Recreation Mgr. McGinty: Youth baseball registration extended to April 30th. For information and rates, call Program Coord. Jennifer O'Banion at 216-635-4274 or email at jobanion@brooklynohio.gov.

Finance Dir. Schaeffer: Asked Council to let him know if they can't attend the first 2019 budget work session, scheduled for May 21. He'll have legislation from the work session at the May 28th Council mtg., change number one to 2018 appropriations. Also planning to introduce 2019 Tax Budget, three readings, prior to the summer recess. It's required to make sure municipalities plan for and appropriate enough funding to cover next year's obligations for debt service. At that point (May) the city will have received the five months worth of 2018 income tax collections from RITA; he'll have a better idea where the city stands with the largest source of revenue. The city receives the April reconciliation distribution from RITA this Friday; he'll update and forward the first four months of collections to City Council and directors when it's available.

Comm. Kulcsar responded to Councilwoman Pucci's question, that he doesn't recall what was on the application submitted by the fence contract. But they did have an existing 6-ft. fence with barbed wire, and what they currently have. It's for security reasons that they feel they need it, along with the 8-ft. fence in the front and gates. Councilwoman Pucci asked if they were grandfathered in or had a variance for; he replied their existing fence was 6-ft with barbed wire, but can't say how many years it's been there, but looks like a long time.

REQUESTS:

Liquor permit transfer request from McG's Pub and Grill. The Administration and Police Chief have no objections. **MOTION** by Pucci, second by Celcherts for a position of no objection. **VOTE RESULTED:** *No objection:* Yes: Paulitzky, Ryan Shockey, Celcherts, Pucci, Tanski. Abstain: Van Kirk (for religion reasons) No: None. **(NO OBJECTION)**

LEGISLATION:

ORD. 2018-17, Authorize the Mayor to enter into a ground lease with Enerlogics Solar, LLC for the development, design, installation, and operation of a solar powered electric generation facility on a portion of land located at 9400 Memphis Ave. **(IN ABEYANCE)**

ORD. 2018-33, Authorizing the Mayor to enter into an agreement for the sale and purchase of vacant City of Brooklyn Land Bank property on Shady Lane (PP#433-11-099) for \$100 and other good and valuable consideration. **MOTION** by Celcherts, second by Ryan Shockey to approve. **VOTE RESULTED:** *To adopt:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. **(ADOPTED)**

ORD. 2018-34, Authorizing the Mayor to enter into a Job Retention and Creation Grant Agreement with Hopebridge, LLC. **MOTION** by Van Kirk, second by Celcherts to hold in abeyance. **VOTE RESULTED:** *To hold in abeyance:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. **(IN ABEYANCE)**

ORD. 2018-37, To ratify the City of Brooklyn's Updated Statement of Investment Policy. **(SECOND READING)**

ORD. 2018-38, Amending Sections 182.03 and 182.05 and enacting Section 182.051 of the Codified Ordinances of the City of Brooklyn, to bring the Code into conformance with recently updated State Municipal Income Tax Legislation. **MOTION** by Pucci, second by Celcherts to suspend the rules. **VOTE RESULTED:** *To suspend the rules:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. *To adopt:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. **(ADOPTED)**

ORD. 2018-39, Amending Ex. A of Ord. 2016-88, 'Providing for the compensation for the part-time, full-time and administrative employees (non-bargaining agreement) of the City of Brooklyn, Ohio. **(SECOND READING)**

RES. 2018-3, Recognizing the 50th Anniversary of the passage of the Fair Housing Act. Councilwoman Ryan Shockey introduced it; she said being on the Fair Housing Bd. it's important for her to recognize it and keep it in our thoughts over the year, what we can do to make sure we're welcoming to all residents who live in Brooklyn and would like to live in Brooklyn. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED:** *To suspend the rules:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. *To adopt:* Yes: Paulitzky, Van Kirk, Ryan Shockey, Celcherts, Pucci, Tanski. No: None. **(ADOPTED)**

ORD. 2018-40, Amending Sect. 1 of Ord. 2016-6, 'Establishing fees for the Sports Sponsorship Program at the John M. Coyne Recreation Center. **(FIRST READING)**

ORD. 2018-41, Amending Sect. 1 of Ord. 2016-23, 'Establishing fees for advertising at the John M. Coyne Recreation Center. **(FIRST READING)**

ORD. 2018-42, Authorizing the Updated Capital Improvement Plan for 2018. **(FIRST READING)**

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