

MINUTES OF A REGULAR MEETING

BROOKLYN CITY COUNCIL

February 27, 2017

7:00 p.m.

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

Absent: None

Pledge of Allegiance.

Pres. Van Kirk asked to amend the Agenda to change Ord. 2017-16 (from 1st reading to 2nd reading), and Ord. 2017-24 (change from Quality Control Inspection to Eclipse Construction LLC). **MOTION** by Pucci, second by Van Kirk to amend the agenda. **VOTE RESULTED: Amend Agenda:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **(AGENDA AMENDED)** **MOTION** by Van Kirk, to approve the minutes of January 3, 2017. Councilwoman Pucci made some corrections *reflected in the minutes, pgs. 2 & remarks at end of mtg*, and made a **MOTION** to approve as amended, second by Van Kirk. **VOTE RESULTED: Approve as amended:** Yes: Van Kirk, Tomusko, Pucci, Balbier, Paulitzky. Abstain: DeMarco, Tanski. No: None. **(APPROVED)**

Councilwoman Tomusko asked if they could get the minutes earlier to review, possibly on Friday of that week, so it's fresh. Clerk Banish said she will catch up and work on it. Councilwoman Pucci suggested sending any out in draft form before packets to make any changes before it comes to the floor.

Council President Van Kirk updated there are still in abeyance (Ord. 2015-77, Res. 2016-5, Ord. 2016-32.)
–**Old business:** Ord. 2017-4 (3rd reading/adoption), Authorize contract w/ Sandy Regal and City to provide Ceramics Instructions for Senior Center; Ord. 2017-5 (3rd reading/adoption), Amend Ex. A of Ord. 2013-44, Establishing price list for Brooklyn Community-Senior Center for items, fees, services and sales; Res. 2017-2 (will be amended), Strongly oppose State of Ohio Governor's proposed 2017-18 Budget, that would centralize the collection of net profit tax returns and other provisions related to the municipal tax which will cause a substantial loss of revenue needed to support the health, safety and welfare and economic development efforts of Ohio municipalities and declaring an emergency; Ord. 2017-11 (2nd reading), \$202,000 Notes to pay down improvements for building and parking; Ord. 2017-12 (2nd reading), \$238,000 Notes to pay down resurfacing of streets; Ord. 2017-13 (2nd reading), \$1.5 million in Notes for new construction of Roadan Road and Alley; Ord. 2017-14 (2nd reading), Establish position of part-time Recreation Program Coordinator; Ord. 2017-16 (2nd reading), Enact new Sect. 335.073, 'Proof of Financial Responsibility' of Codified Ords.; Ord. 2017-17 (2nd reading), Annual Appropriations; Ord. 2017-18 (2nd reading), Authorize Mayor to enter into Job Retention and Creation Agreement w/ Inogen, Inc.; Ord. 2017-19 (2nd reading), Authorize Mayor to enter into a revised agreement with Life Force Management, Inc. for third party EMS and ambulance billing consultation and related services, and directing Life Force Management, Inc. to bill non-residents for unreimbursed EMS and ambulance services. –**New business:** Ord. 2017-20, Amend Ord. 2016-54, Authorize purchase of snow/ice removal package for installation on new 2017 International truck from Gledhill Road Machinery for \$47,013.35 though Govt. pricing to add additional \$700 for a cab shield; Ord. 2017-21, Authorize Mayor to enter agreement with Civil & Environmental Consultants to provide consulting and other services for the closed Sanitary Landfill in estimated amount of \$35,000; Ord. 2017-22, Authorize Mayor to enter into agreement with Cost Recovery Corp., LLC for billing/related services attributed to Fire Dept. incidents; Ord. 2017-23, Amend Section 1360(b) License Application Form and Fee of Codified Ords.; Ord. 2017-24, Authorize a contract modification (Change Order #6) with Eclipse Construction LLC for Tiedeman Rd. project for \$28,335; Ord. 2017-25, Amend Sections 143.02(a) and (b) of Codified Ords., "EMS Service Charges." "

PUBLIC SESSION:

Dennis Petro of 10236 Harmony Ln. commented that the city wants to ruin the only peaceful place in the city by building a Crocker Park type area with high rise apartments and retail in our park. He said living near the park bought there because of the park; and wondered how much they'd get for their houses with noise, heat, parking lots, businesses and traffic in backyards. Commented young professionals want parks to walk in, low income families will move in due to plummeting house prices. Suggested old Gold Circle or American Greetings or other properties. Why didn't we fix buildings if they need repaired; we have no money to tear down and build new. A few years ago, he and many citizens planted 1,000 trees in the park to fight global warming. Knows ways to save money. He added he wants to vote no on the rezoning.

Victor Ardito of 7438 Outlook Ave. said there's a fundraiser for the Pediatric Brain Tumor Foundation at Tony K's Bar and Grill in Berea on May 20th at 7:30 p.m. Support Cleveland's Ride for Kids to benefit the Foundation; he has tickets at 216-544-2083, in advance \$20, \$25 at door, food, beer and pop included.

REPORTS OF COMMITTEES, COMMISSIONS & BOARDS:

Recreation Board (Councilwoman Balbier): The Board met February 22nd and discussed ice skating admissions, ice rental rates, and field rental rates, an audit by Northshore Energy on the pool and rink, and yard signage (for summer activity registration). There is sponsorship available for some programs: youth baseball, Day Camp, Buddy Program, and spring soccer. Businesses can sponsor a team, but nothing political. Over 50,000 people visit the Rec Center annually (includes hockey games and all activities), a business (inside or outside Brooklyn) can advertise, with a banner to go around the skating rink or pool. It's a great way to advertise and a win for all. If anyone wishes to advertise, contact Maria McGinty.

Domestic Abuse Commission (Councilwoman Paulitzky): The Comm. will meet in the conference room at City Hall, March 15th at 6:30 p.m. Guest speaker is Kristen *Dunleavy*, training specialist and justice system advocate. The mtg. is open to anyone who wants to attend.

Bd. of Zoning Appeals (Comm. Kulcsar): The Board met February 16th and heard: request from Outfront Media for maximum height variances for two billboards (25x18 ft. along 71 on city property) to replace with digital, it was approved. Added there will be an annual mtg. of the Brooklyn Community Reinvestment Council on March 8th at 6 p.m. (conference room City Hall). The Council is made up of residents, and meets once a year to go over projects that are eligible for tax abatement. If you do something that adds tax value to your property you can receive five year abatement on 100% of the added value. Call him for any questions regarding this.

Planning Commission (Councilman DeMarco): The Commission will meet March 2nd at 6 p.m. in the City Hall conference room. There is a request from Hatab, Inc. for conditional use for new and used auto sales/auto broker business in a retail business district, at 7467 Memphis.

School Board Liaison (Councilwoman Paulitzky): The Bd. met Feb. 21st. Dr. Gliedhof recognized Athletic Dir. Kelber on his achievements. State funding is up 4%, but they are still capped district; there is a letter writing campaign being planned, with more information coming. -The Governor wants three business members on all school boards. -Tax levy: the renewal levy has had no addition to it since 1976, it produces \$138,000 in revenue. The .5 mill addition to the levy would cost homeowner of \$100,000 home about \$17.50/year, and generate \$285,000 in revenue. It can only be used for repairs with at least five year life expectancy. Do your own research between now and May 2. -Support Our Schools mtg. was held Feb. 23rd. We get \$650 per student from the state, while some private schools get \$1,200/student. We are losing energy through leaked roofs, outdated lighting, and inefficient HVAC controls, and could save thousands per year in energy costs with improvements made by the .5 mill increase. They will meet again March 8th. - Polaris report: excellent Moody's credit rating; will conduct Skills Up Initiative at the Career Fair March 29th, with employers from the county. By 2020, 64% of Ohio jobs will require a post-secondary degree from 1.7 million adults. They want to expand options for students with special needs. They're pursuing a program through CVS that would put a mock store at Polaris with registers, pharmacy, product isles -used for training, and eventual interview for a position at a store. They received a \$20,000 donation from Loziak Foundation for precision machining program.

Finance Committee (Councilman Van Kirk): The Comm. met at 6:15 today. For adoption: 2017-4, contract with Sandy Regal for ceramics instruction at Senior Center (independent contractor 6-24 hours/week, \$12/hour); Ord. 2017-5, amends 2013-44, a new price list for Senior Center (items, fees, services). -For 2nd reading: Ords. 2017-11 & 12 are for Notes (first taken out in 2013 for new roof on City Hall, Rec Center wet parking lot resurfacing, Rec Center restroom reconstruction, and several road resurfacing projects, paying down incrementally each year; Ord. 2017-13 is \$1.5 million in Notes (for Roadoan Road/Alley, total est. cost of project is \$2.6 million; the city funds \$1.1 million). Dir. Schaeffer can address questions on the timeline. Ord. 2017-14, establish position of p-time Recreation Program Coordinator (making one person take over for three different persons, and utilize one contact person, scheduled as needed, rate between \$10-\$15/hour); Ord. 2017-16, new Sect. 335.073 Proof of Finance Responsibility of Codified Ords. (allows police, when pulling someone over without having proof of car insurance, to ticket- added language will allow them to provide proof of insurance before court date); Ord. 2017-17, Annual Appropriations; Ord. 2017-18, Job Retention & Creation Grant with Inogen; Ord. 2017-19, Authorize revised agreement with Life Force Mgmt. for 3rd party EMS billing/consultation services. (to hard bill non-residents). -New business: Ord. 2017-20 (hope to pass by emergency), \$700 addition of cab shield for new snow removal package on new truck; Ord. 2017-21, agreement with CIC, Inc. for landfill for \$35,000 (includes a time sensitive annual report to be done, so need to pass by emergency); Ord. 2017-22, agreement with Cost Recovery Corp. for billing and related services attributed to Fire Dept. incidents (bill insurance companies for resources used during motor vehicle crash- costs for personnel, apparatuses...); Ord. 2017-23, amend Sect. 1360(b) License Application Form and Fee of Codified Ords. (annual rental dwelling license fee increased for multi-family, with a cap- to subsidize costs of inspections our Bldg. Dept. does on periodic basis); Ord. 2017-24, contract modification, Change Order #6, with Eclipse for Tiedeman Rd. project for \$28,335. Ord. 2017-25, to amend Sect. 143.02(a) and (b) of Codified Ords., "EMS Service Charges" (adds non-transport fee of \$150). All are welcome to attend Finance meetings, which usually start at 6:30, but have been lately at 6:15.

REPORTS OF COUNCIL:

Tony DeMarco: Thanked Mr. Petro for coming and commenting; they had a phone conversation, and he appreciates his coming. -Offered condolences to the Sauro family on the passing of Tonia (Brooklyn graduate, her life cut short at age 44).

Debbie Tomusko: Headline news tease on TV was 'officer grabbed by a car', and it was a Brooklyn Police officer in a traffic issue, where he was dragged by the vehicle. The officer is fine and back to work. But taking this opportunity to thank our safety forces for what they do every day, and putting their lives on the line. We have a good Police, Fire and EMS forces, and its exceptional persons willing to serve and put their life on the line for others. -Thanks and recognizes department heads. Dir. Verba, for filling in streets, with the thaw and freeze cycles this year; they're keeping up with it. Glad Dir. Kulcsar and Bldg. Dept. is stepping up enforcement and inspection of buildings. She's always asking in Finance and budget meetings to take cuts and hard looks at budget and what/how spending, and even asking for pay cuts. As we look forward in the city with planning (the Planned Unit Development and other things being explored), while good to put new buildings to attract new residents and people, but when driving around streets they'll look first at fundamentals: good police, good fire, buildings and homes being kept up, streets in good shape, etc. Every community has to do these fundamentals well; it's important we keep those things up. -Reminded people if they received the survey about city services, make sure to fill it in (deadline is Friday). It is also available on our website. Please take the survey; we need your priorities on how to spend money and the services you want to see (such as, put money into the Rec Center, etc.) -Commented regarding Mr. Petro's comments. It's important to educate yourself on the things on the vote for May, what this Planned Unit Development is; there will be a lot of meetings (she doesn't have exact dates yet.) It's critical to ask friends, and we'll get the word will get out, to be educated on what you're voting for, and what is going into it. The May vote is for the zoning. Anything beyond would look at where things are going, what they might look like, etc. Repeated to educate yourself. She is asked when she's out about this; she wants to make sure people are voting on facts. -Councilwoman Paulitzky spoke about the \$650 per student our district is capped. Last week she spoke with Rick Cyngier (School Bd. member) and he educated and explained the cap to her; in the State's eye Brooklyn is a city that can go to the people to ask for more money. They think Brooklyn has capacity to give more money to the schools. So they are trying a letter writing campaign, etc. With the economy and demographic changes she thinks it's changed. Please participate in letter writing so we can try to get more money, and a more fair distribution of money. -The Career Fair at Polaris on

March 29th (she used to teach there), it's a great career fair; they get 20-40 employers looking for people. – Commented on wearing her Mardi Gras colors, and attending the St. Thomas More event, which went wonderfully. Repeated to support the houses of worship in Brooklyn that you belong to (financially, involvement, etc.) Happy panczi day tomorrow; Lent follows. –Wished everyone a blessed and meaningful Lenten season.

Kathy Pucci: Offered condolences to the Sauro family on Tania's passing; she's known her her whole life. It's a devastating loss for the family. Condolences to the family of Sandy Pukys, a lifelong resident, graduated in Class of '71. –Grateful our police officers weren't seriously injured in the incident last week. It makes us aware our safety forces don't know what they'll encounter when they come into work. We value the high level of services our safety forces provide; some days are dangerous for them. –Announced the County Library is having a Food For Fines Drive during March. Fines on library cards can be reduced with Food Bank needed items (peanut butter, cereal, canned soup, canned vegetables, canned beef stew, or canned tuna fish). Donations are also accepted. –The State announced approval for tax credits for a project in Brooklyn (as she reported earlier) for Inogen. The State approved a \$1.688% eight-year job creation tax credit. Our companion legislation is on second reading tonight. The Economic Development Committee recommended up to \$100,000 job creation grant, over three years; they would make \$500,000 improvements, and retain jobs over 10 years. –She also attended the School Bd. mtg. last week. Told the Chief two parents spoke about bullying. Now it's to their attention, she thinks the issue will be addressed. She wants to make sure our school resource officer is aware of what's going on. One topic was our system has a zero tolerance policy on bullying, and the Board will look at ensuring there is zero tolerance. –The Superintendent is drafting a letter for the writing campaign to send to school families. She'd like a copy posted on our city website. Rep. Sweeney will introduce an amendment to the budget to address our Brooklyn situation, being capped because they consider us property rich. She would encourage everyone then to write a letter, because it's an unfair system how it's determined. –She attended a levy committee mtg. last week. Added if the .5 mill passes there is a phased plan of what the money will be used for. More information will come out; but educate yourselves, and for questions contact the Superintendent or School Bd. member. –Thanked Mr. Petro for speaking. There are a lot of questions about what's going on. Clarified that the vote in May is not if you want a city center or not. Our current Zoning Code doesn't allow for mixed use anywhere in the city. If it passes it would be applicable to a city center, but could also apply in other areas of the city. As literature goes out and public meetings are held, a better opportunity will be for residents to be informed. –Thanked Mr. Ardito for his information, and thanked him for his efforts with this group. –Told Mgr. McGinty she can put a registration sign in her yard.

Mary Balbier: Commented on pending legislation on incarceration of prisoners in Ohio. Non-violent offenders who violate parole for missing a meeting or a technical violation wouldn't automatically be sent to prison. SB 66 also removes the one year minimum sentence for a parole violator, and Judges to end a prison term before the current one year minimum, and removing other barriers for 4th and 5th degree felonies for sealed records. The goal is to reduce high prison population and focus on rehabilitation for non-violent offenders. Local Judges would make the decision, not state officials. –We might be paying more for license plated and driver's license renewals. Proposed in the Legislature is allowing each county to levy an additional \$5 motor vehicle license to be used for transportation projects in the county. The service fee for renewals and state ID cards would go from \$3.50 to \$5.25. –Told Mr. Petro to mark May 2nd Election Day on his calendar. –Congratulated Mr. and Mrs. Yambor for celebrating 60 years of marriage. –March 16th at the Senior Center is a St. Paddy's Day dance, reservations required; it does sell out, for entertainment and fun. –Speakers at the Senior Center: A clinical pharmacist from UH Hospital will speak about over the counter medications; and March 30th a speaker on keeping your heart healthy. –Lent begins Wednesday, and many religions fast; but fasting not only means food, but from noise, gossip, excuses, and several other things. –Get your panczi to celebrate with, they're roughly 500 calories.

Kevin Tanski: Corrected a statement about the school levy he made at the last meeting. He said 'operating' instead of 'permanent improvement' levy. He apologized for the record (and to Councilwoman Pucci) for that. –At the last meeting Councilwoman Pucci asked Mayor Gallagher for an apology for all Councilmembers. In the future he would ask her not to include him when it comes to a direct action she may have towards an individual. Told the Mayor when her overall attention is to bring new business to the city she has his full support, and no apology from her is necessary. The last couple of meetings certain Councilmembers complained of not getting information from the Mayor, or being rushed, but none of those persons phoned her or stopped by her office to discuss; rather it festered and then brought out in a public

forum, while the camera was rolling. He finds it unfortunate. He asks all Councilmembers that have an issue with an ordinance or procedure to approach the Mayor and try to resolve it. In speaking with Councilmembers in other communities they have an open dialogue to the Mayor with issues. Numerous residents, and even Councilman DeMarco, have said it's unprofessional to have unorganized Council meetings, and would be shorter ironing out differences and agree beforehand. With less chaos we can be more productive. A union official for many years, he's been at taped meetings where differences were ironed out so members knew they were represented for the good of all. Council cannot be divided at this time. The Rec Center, city services, wages, and benefits are on the line, and we don't need negative politics. –The city is in dire need of revenue. He's individually thanked the Councilmembers who set aside differences by voting for the ordinances for the city center, and focused their efforts to create more revenue for the city. Our Economic Dev. Dir. Udris is highly qualified and the city is fortunate to have working with us, with proven leadership and innovation for the city to move forward. He has confidence he will deliver the best for the Brooklyn residents. He reviewed some of his professional experiences and accomplishments: current president and CEO of Cincinnati Rest. Group, serving as managing member/owner for Hofbrauhaus Cleveland; president of Ft. Wayne, Allen County Alliance (cited some projects); president of Union Station, Kansas City; president of Econ. Dev. Corp. of Kansas City, MO (cited his responsibilities); Dir of Dept. of Econ. Development, Cincinnati, OH; president of APCOA, Inc., Cleveland... His opinion is that Dir. Udris is a valuable asset to the City of Brooklyn; he thanked Mayor Gallagher for employing him our city. –Landfill. Mayor Gallagher signed a letter of intent to allow a solar farm to be constructed on the City's capped, enclosed landfill; the first in Cuyahoga County to be built on a landfill. Benefits to the city: a rent payment of \$18,000/year for 20 years; cheaper electricity to city owned buildings; and residents being able to choose between Cleveland Public Power (extending a utility line to the landfill), or First Energy for electricity. To do anything on the closed landfill requires a thorough vetting by the Ohio EPA. The County and Interlogics (the solar farm's developer) hope to have the EPA review completed by May, for construction to begin in July or August. City Council has to sign off on the project before it can move forward. As chair of the Sustainability Comm., he's a strong supporter of solar panels in the city, and urges all Councilmembers to give approval to the project. –Ord. 2017-16, Section 335.073 Proof of Financial Responsibility. Originally the Ord. provided for a ticket issued on the spot if the person didn't have proof of responsibility (insurance); it's been changed to allow them to provide proof before 'initial court appearance'. The Chief responded that they will still get a ticket, but have until their court date to provide proof they had insurance at the time of the violation. Councilman Tanski thanked Dir. Butler and the Chief for language giving them this time and opportunity to provide this proof before further action. –Summer youth employment program began, helping teenagers and young adults (ages 14-24) find summer jobs. There are participation requirements. He supports this program and urges those who qualify to register at www.youthopportunities.org. Registration ends May 1.

Barb Paulitzky: Thanked Dir. Verba for his persistence in getting the lights approaching 480 on Tiedeman to work. –When considering the tax levy for the schools in May: in 1971 when she moved to Brooklyn, real estate taxes were the second lowest in the county. Checking her tax bill to see how much her increase would be, she saw a report from the county, and found that Brooklyn is still the second lowest tax rate in the county. We don't pay so much for taxes after all. –She forgot to add for her school liaison report: The Night at the Races was sold out and generated \$6,000. Bye Bye Birdie will preview for seniors March 9th at 9 a.m. Call 216-48-8112 by March 6th for reservations, and receive free coffee and a donut. Full performances are: March 9th at 7 p.m.; March 10th at 7 p.m.; March 11th at 1 p.m. and 7 p.m. Cost \$8 (evening) and \$ (matinee). A Support Our Schools spaghetti dinner is March 18th from 4-7; \$10 (adults), \$5 (children under 5).

Ron Van Kirk: Sees Mr. Petro left, but he's glad he came and spoke. There will be meetings, as was mentioned, with a schedule coming from Dir. Udris on when. Repeated it's important we have the correct information. The ordinance before the voters on May 2nd has nothing to do with the City Center, and wants to be sure the two don't get conflicted. It will enable us to do something like a city center, but also apply to other portions of the city (as mentioned, possibly the American Greetings property) – but it depends on the different parameters. Encourage residents to come to the public hearings through the next weeks, to get educated, and to have your voices heard. Thanked Mr. Petro for coming and speaking. All these can be addressed at the meetings. Again, the city center currently has nothing to do with the PUD on the ballot on May 2nd. –Thanked Mr. Ardito coming up here every year to request funds for the Brain Tumor Foundation. He thinks everyone has been affected by cancer in some way from some family member, as he has, so thanked him again.

MAYOR'S REPORT:

Mayor Gallagher: Reiterated condolences to the Sauro and Pukys families. Both are great families in Brooklyn, and both persons died tragically too young from cancer. –Thanked the school for inviting her to participate in Right to Read Week for 2nd grades; and thanked the Police and Fire Chiefs, and police officers who also read to the children. –Saw in the paper Brooklyn was picked by the County Economic Development Committee to receive \$150,000 grant for the Community Development Block Grant; still needs approval from the County Council, but is hopeful we'll have it to use on the Roadan Rd. reconstruction project this year. Thanked all the residents for taking time to write letters of support to the county for the project. –Great Lakes Construction informed the City that ODOT will begin putting sound barriers along 480 this week. They will close some emergency lanes on 480. At the end of the month a regular lane will be closed (March 20th). We will keep posting information as we get it. –Jobs Ohio gave Inogen money, as well as what is on Council's agenda. It's a \$12 million payroll with 240 new jobs, and be relocated to the American Greetings site. It's a California based company that manufactures their product in Texas. It's a great land for the City, and hopefully all the pieces come together for the American Greetings property, and for the city's benefit. –Every Tuesday morning she meets with the city directors to go over pending issues in the city. Much of what they do each day overlaps, so other departments see we're on the same page with each other. The meetings have built a strong relationship between the directors, helping to remind each that together we're in it for the betterment of Brooklyn. Each project accomplished is because of their hard work, and the employees' hard work. She's taking this opportunity to acknowledge and thank the directors and employees for all their hard work the last year; their dedication to job and employees they supervise will move Brooklyn forward. She doesn't say that too often, and wants to acknowledge them publicly. –She heard the Planned Unit Development letter hit (that she wrote a couple weeks ago) today. What wasn't included in that was the community meeting schedule, but will be included in the next information piece. Dates were set, each to be at the Senior-Community Center: March 23 at noon, April 4 at 6 p.m., April 19 at 6 p.m. They will be posted on all city social media and in a written piece to the public.

DIRECTORS REPORTS:

Recreation Mgr. McGinty: Highlights from Recreation annual report for 2016: Fenway field was re-graded and seeded; installed exterior door key fobs; lowered expenses and raised revenue from 2015; added Silver and Fit program; purchased new electric Zamboni; implemented credit card usage and on-line registration; upgraded Grande Pavilion (painting, lighting, receptacles); new concrete and additional handicap parking in front of facility; new company and format for fall/winter/spring brochure. Revenues for 2016 totaled \$629,038.79. They are currently registering for soccer, learn to skate and learn to swim classes. You can register on-line at www.activityreg.com – or stop in the Rec Center during regular hours. The District final hockey game with St. Ignatius vs St. Ed's will be Saturday, March 4th at 1 p.m. Tickets on sale at 8:30 a.m., for \$7 per ticket.

Finance Dir. Schaeffer: Asked Councilmembers to let him know if they have any issues with the 2017 permanent appropriations on 2nd reading tonight. He wants to avoid answering questions for the first time on the third reading on March 13. Call or e-mail him questions, comments, concerns, feedback; he wants to hash it out prior to the third reading. We will also have the Notes on third reading March 13; Pam Hanover with Squires will attend the Finance meeting. If you have questions about the Notes (besides the e-mails he's sent providing clarification), let him know, he will get them to Pam, and be sure to have answers at the Finance mtg. on the 13th. As was said, the community survey is still posted on the city's website, www.brooklynohio.gov, on the home page; as well as the city's Facebook page. Your input is valued, and your time appreciated to complete the survey. We will share the results with Council and Administration when the finalized report is provided.

Police Chief Mielke: Thanked the community members and residents that reached out and expressed concern for the two police officers involved in the chase on Friday; they are both well and returned right to work Friday and finished their reports. He also thanked longtime auxiliary and friendly neighborhood mechanic Wally Parker for jumping to duty Friday afternoon and directing traffic immediately after the accident.

Councilwoman Pucci wanted to address some of Councilman Tanski's comments directed at her. Council was rushed. She expressed concerns and questions from the outset, and communicated it with Dir. Butler and Dir. Kulcsar (who both responded and appreciate their time). Kept being told not to worry, it can all be addressed during preliminary and final approval process. She understood the process and multi-levels for it; her job is here and now. She doesn't know who will be on Planning Comm. in the future, or their experience or expertise; and with City Council. Her job was, does she support the ordinance in front of her? It was after there weren't enough votes to adopt the PUD ordinance that the Administration said they'd talk about revising it. She believes with the changes proposed and adopted it is a stronger ordinance. As for the apology, she believes Council was owed an apology. She doesn't needed lectured or 'Council do your job', she was doing her job. The Administration was working on it since October, and they weren't aware of it until it was prepared for the Jan. 9th mtg. New information came to light in December, she understands. But Council should have been in the process a lot sooner than they were. She voted for it, and to put it on the ballot in May. She doesn't appreciate the criticism.

REQUESTS:

Liquor permit stock transfer for McGee's. **MOTION** by Pucci, second by Tanski for a position of no objection. **VOTE RESULTED:** *No objection:* Yes: DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. Abstain: Van Kirk. No: None. **(NO OBJECTION)**

Request from Dir. Verba for approval to apply for grant funding from the County Dept. of Public Works for reimbursement costs and materials in performing routine maintenance of county roads. The City requests \$17,242.50 to crack seal Tiedeman Rd. (from Memphis to Brookpark). The city will be responsible for all costs associated with labor. **MOTION** by Pucci, second by Van Kirk to approve. **VOTE RESULTED:** *To approve:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **(APPROVED)**

LEGISLATION:

ORDINANCE 2017-4, Authorizing a contract between Sandy Regal and the City of Brooklyn to provide Ceramics Instructions for the Senior Center. **MOTION** by Pucci, second by Tanski to adopt. **VOTE RESULTED:** *To adopt:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None **(ADOPTED)**

ORDINANCE 2017-5, Amending Ex. A of Ord. 2013-44, 'Establishing a price list for the Brooklyn Community-Senior Center for various items, fees, services and sales.' **MOTION** by Pucci, second by Paulitzky to adopt. **VOTE RESULTED:** *To adopt:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None **(ADOPTED)**

RESOLUTION 2017-2, (title was amended) Strongly opposing the State of Ohio Governor's 2017-18 Budget proposal that would centralize the collection of net profit tax returns and other provisions related to municipal tax, which will cause a substantial loss of revenue needed to support the health, safety and welfare and economic development efforts of Ohio municipalities, and declaring an emergency. **MOTION** by Pucci, second by Tanski to amend. **VOTE RESULTED:** *To amend:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None **(AMENDED)** **MOTION** by Pucci, second by Van Kirk to suspend the rules, so it's passed by emergency since budget hearings have begun. **VOTE RESULTED:** *To suspend the rules:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. *To adopt, as amended:* Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **(ADOPTED, AS AMENDED)**

Council President explained to residents this was talked about last Council mtg. This Resolution is in support of taking out a piece of the budget that is supposed to be passed in June. The Governor is proposing to have the state take over collections of all tax in Brooklyn, which the city doesn't want, and to keep in city control. He thinks it's a Home Rule issue. If the budget passes, as stated, with this in it, the state would take it over. This Resolution is in favor of removing that portion from the budget.

ORDINANCE 2017-11, \$202,000 Notes (improvements, building and parking). President Van Kirk read the Fiscal Officer's Certificate into the record. **(SECOND READING)**

ORDINANCE 2017-12, \$238,000 Notes (resurfacing of streets). President Van Kirk read the Fiscal Officer's Certificate into the record. **(SECOND READING)**

ORDINANCE 2017-13, \$1,500,000 Notes (for Rodoan Rd. and Alley Reconstruction project). President Van Kirk read the Fiscal Officer's Certificate into the record. **(SECOND READING)**

ORDINANCE 2017-14, Establishing the position of part-time Recreation Program Coordinator. **(SECOND READING)**

ORDINANCE 2017-16, Enacting new Section 335.073, 'Proof of Financial Responsibility' of Codified Ordinances of the City of Brooklyn. Amending Sect. 335.073(d) to read, 'Whoever violates subsection a hereof, and who fails to provide proof of responsibility to the city by the time of his or her initial court appearance for a violation of this section, shall be guilty of a misdemeanor of the first degree.' **MOTION** by Pucci, second by Tanski to amend. **VOTE RESULTED: To amend:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None **(AMENDED) (SECOND READING)**

ORDINANCE 2017-17, Annual Appropriations Ordinance for 2017. **(SECOND READING)**

ORDINANCE 2017-18, Authorizing the Mayor to enter into Job Retention and Creation Grant Agreement w/ Inogen, Inc. **(SECOND READING)**

ORDINANCE 2017-19, Authorizing the Mayor of the City of Brooklyn, Ohio to enter into a revised agreement with Life Force Management, Inc. for third party EMS and ambulance billing consultation and related services, and directing Life Force Management, Inc. to bill non-residents for unreimbursed EMS and ambulance services. **(SECOND READING)**

ORDINANCE 2017-20, Amending Ord. 2016-54, 'Authorizing the purchase of a snow and ice removal package for installation on a new 2017 International Truck fro Gledhill Road Machinery Co. for \$47,713.35 through the State of Ohio Govt. Pricing' by adding an additional \$700 for a cab shield. **MOTION** by Pucci, second by Van Kirk to suspend the rules. **VOTE RESULTED: To suspend the rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **To adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **(ADOPTED)**

ORDINANCE 2017-21, Authorizing the Mayor to enter into an agreement with Civil & Environmental Consultants, Inc. (CEC) to provide consulting and other services for the closed Sanitary Landfill in the estimated amount of \$35,000. **MOTION** by Pucci, second by Tanski to suspend the rules. **VOTE RESULTED: To suspend the rules:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **To adopt:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None. **(ADOPTED)**

ORDINANCE 2017-22, Authorizing the Mayor of the City of Brooklyn to enter into an agreement with Cost Recovery Corp. LLC for billing and related services attributed to the Fire Dept. incidents. **(FIRST READING)**

ORDINANCE 2017-23, Amending Sect. 1360(b) License Application Form and Fee of the Codified Ordinances of the City of Brooklyn, Ohio. **(FIRST READING)**

ORDINANCE 2017-24, Authorizing a contract modification (Change Order 6) with Eclipse Construction, LLC for Tiedeman Road Project (PID 95548) in the amount of \$28,335. This Ordinance needs amended because it currently reads 'Quality Control Inspection, Inc.' instead of 'Eclipse Construction, LLC'. Changes in the title and in the ordinance will be changed. **MOTION** by Pucci, second by Paulitzky to amend. **VOTE RESULTED: To amend:** Yes: Van Kirk, DeMarco, Tomusko, Pucci, Balbier, Tanski, Paulitzky. No: None **(AMENDED) (FIRST READING)**

ORDINANCE 2017-25, To amend Sections 143.02(a) and (b) of the Codified Ordinances of the City of Brooklyn, Ohio entitled 'EMS Service Charges'. **(FIRST READING)**

Councilman DeMarco doesn't want to adjourn the meeting with a lot of misinformation. Asked Dir. Schaeffer for the next meeting to tell where the City of Brooklyn ranks in the county in terms of our effective property tax rate. He's sure we're not the second lowest, but he thinks we're probably in the middle. But asked out of 50-some communities where we are.

Mayor Gallagher asked for clarification: we have the residential component, the commercial component, and the overall; does he want all three things broken down. Councilman DeMarco said yes. Councilwoman Tomusko said everyone got it in their tax bill, but it is helpful for us to discuss. When she got her bill she looked at where we ranked; and we're not second. Councilwoman Paulitzky said according to one column we are second. According to the next column, she tried calling today to find out the difference of the two; she will bring it in and show what she looked at. Councilwoman Tomusko said Dir. Schaeffer check; but she looked at it too. Councilwoman Paulitzky said it's confusing. Councilwoman Pucci guesses it's the difference between what we collect in city versus the others. What residents pay in property taxes that actually come to the city is actually quite low, compared to other communities, and that could be the confusion. Councilwoman Tomusko said she's always wanted Dir. Schaeffer to do two pie charts, one that shows source of revenue, and one an aggregate of where the money goes; she thinks it would be helpful. Dir Schaeffer said back in October when budget discussions started, he gave a city financial overview, which started off with a pie chart (or a graph) that shows expenditures by CAFR category. He will re-send it, with an overview of municipal income and property taxes and sources. She said it would be interesting for the residents to see the breakdown. The incremental increase is not going to the city, and it will show that. Council President Van Kirk agreed that Mrs. Paulitzky was referring to the portion that goes to the City, which is very low in comparison to other cities. The vast majority goes to the school system. Councilwoman Tomusko repeated what Councilwoman Pucci said about the school sending a letter to all parents of school children explaining about the levy. She doesn't have kids in the system, but still pays taxes. The school sends out letters and communications a lot to parents of children, but she is interested because she gets impacted by the taxes. So she is interested in what they are doing, and interested in how her taxes will be affected. Councilwoman Pucci clarified what she said they're sending home with students is information to ask the parents to write a letter.

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

Clerk of Council

President of Council