

---

VILLAGE OF OAKWOOD  
COUNCIL MEETING MINUTES

June 11, 2019

PRESENT:

**Johnnie Warren**-Council President  
**Elaine Gaither** – Council-at-Large  
**Chris C. Callender** – Ward 1  
**Eloise Hardin** – Ward 2  
**Patricia Rogers** – Ward 4  
**Candace Williams** – Ward 5

**Gary Gottschalk**-Mayor  
**James Climer**-Law Dept.  
**Dan Marinucci**-CBO  
**Tom Haba** – Service Director  
**Mark Garratt**-Police Chief  
**James Schade**-Fire Chief\*  
**Brian Thompson**-Finance

ABSENT:

**Anthony A. Akins** – Ward 3  
**Crystal Williams**-Housing Inspector

**Ed Hren**-Engineer  
**Carlean Perez** – Recreation Director

\_\_\_\_ \*Arrived after roll call

---

**Gaither** opened the meeting at 7:01p  
Pledge of Allegiance was recited, and roll call was taken.

Motion to approve Minutes of May 14, 2019 made by Hardin seconded by Callender  
6 Yes: Warren, Gaither, Callender, Hardin, Rogers, Williams

Motion to approve Minutes of May 28, 2019 made by Williams seconded by Rogers  
5 Yes: Gaither, Callender, Hardin, Rogers, Williams Abstain: Warren

*Correspondence*

**Clerk:** I took the liberty of contacting NOPEC to add color to the mailing Council wishes to send to the residents. At Saturday's Shred Day, we had 92 cars. Mr. Akins and his family assisted in the event. Joel was our car ticker.

*Departmental Reports*

**Police-Garratt:** These shell cases were found at Oakhill Park which are from a 9mm paintball round. Those raised some concern. We use these for practice traffic stops. When we do training at the park we have our signs up, Police Training Ahead, to notify the public.

**Fire-Schade:** Everything is going well.

**Service-Haba** had nothing further to report. **Williams** asked about Wright where the trees are covering the pavilion. **Haba** will investigate it.

**Building-Marinucci:** We have 12 applications in with about \$50,000 in construction dollars ranging between \$5,000 to \$9,000. It is impressive. They are asking for resurfacing of driveways, window replacements and roofs. I am impressed with this program. I expect we will get inundated by month's end. One job was over \$8,000, which was mainly an interior job with a small portion done outside. **Rogers:** Considering going into the busy season for contractors, what do you think of giving contractors more time to get the jobs completed. **Warren:** We just want to make sure contractors don't use the time to put off the jobs. We may want to monitor this, so our residents are serviced timely. **Rogers** suggested 90 days. **Williams** suggested judging it case by case. **Gaither** expressed she didn't want the projects to go into the winter months. **Rogers:** Another 30 days shouldn't make a difference. **Williams** asked if contractors are saying they won't make the

deadline. **Rogers:** No, a resident asked the question. **Williams:** I think if it is already approved, I think most will be able to get it done during the time frame. **Rogers:** So, do you want to go case by case? **Warren:** By the time you get the price from the contractor, residents may need to save the money to pay for the job. **Rogers:** As long as they put in their application and they have a chance to go ahead and get the job done before it is approved by Council. **Marinucci:** That is what residents are asking. **Climer:** It states you can't start the job until you have your permit. **Williams:** I think if it is clearly understood, they take the risk of it not being approved, it is their choice. **Hardin** agreed. **Callender** agreed. **Gaither:** It is a risk. **Marinucci:** I believe we are going to exceed \$80,000 in applications. **Climer:** It states contractor cannot start work until permit is approved. The fee will be waived. **Hardin:** We want you to start thinking about extending this program past Ward 4 in future years. **Mayor:** It depends. In Ward 5 things were done due to the noise. Roads were resurfaced. In the future, we could. **Hardin:** We want to go on record that at some point you might extend it.

*Finance-Thompson* had no reporting.

*Law-Climer:* There are legislative items on the agenda, including the changes to the Rental Center Agreement, it is redlined. Oakwood Laboratories Tax Credit and on Work Session, we have the amendments to the vicious dog ordinance and solicitation ordinance. Some changes have been made due to constitutional decisions.

*Open Floor Comments*

**Pat Malone 22796 Drake Road:** There is a stop sign on Alexander. Interrupting Councilmembers sidebar discussion, excuse me, you always have side chatters and I, as a resident, feel ditched. I was on Council and I am sure I did the same thing, but if I am here to talk to you. **Hardin:** I apologize. **Malone:** It happens all the time. The stop sign is covered with leaves at Macedonia and Alexander or Pettibone and Alexander. I was coming from Glenwillow. You can't see the sign due to the tree leaves. **Haba:** We will check that area. **Malone** asked what is going on with Northern Haserot. **Mayor:** Nothing. **Malone:** They are still here. **Mayor:** Their project would be 1.5 years out. They are looking at their options. **Malone:** When you campaigned for issue 54, you made it sound like it was imminent. **Mayor:** They are seriously looking at Strongsville, Brecksville; all over. I am not going to sit back and close my eyes. **Malone:** I didn't say that, but you did what every politician does. **Mayor:** I am hardly a politician. **Malone:** I wondered, because we were going to have a meeting with Ed Hren and that didn't happen; about the noise issue. Because you get along with people, why can't something be done, are we brushing this aside? You are my Councilperson, Pat. **Rogers:** You said you were going to talk to someone about that. **Mayor:** The meeting was on the lights, not being synchronized with Fair Oaks, Broadway and Oakleaf, which was causing huge issues at Forbes. They re-synchronized the lights and it made a huge improvement. **Garratt:** Yes, they did retime them. **Rogers:** Anything else? **Mayor:** No, I have 10 things going and this is one of them. Nothing can be done within the next week. I promise I will be meeting with them on this subject. **Malone:** Again, you said you were going to be meeting with them and you would call me. We would all go down there, is that still going forward? **Mayor:** Absolutely. **Rogers:** I know the situation. **Malone:** I know what it was like 60 years ago. Something should be done. It will be helpful. **Rogers:** We will stay on it.

*Floor Closed*

*Legislation*

2019-40            An emergency ordinance amending certain forms for the rental of the Community Center and the fees associated therewith

Motion to remove from the Table made by Williams seconded by Rogers  
5 YES: Warren, Gaither, Callender, Rogers, Williams Abstained by Hardin

**Williams:** What was changed? **Climer:** We pulled the agreement out and put it at the end.

Motion to suspend made by Rogers seconded by Gaither  
5 YES: Warren, Gaither, Callender, Rogers, Williams Abstained by Hardin

Motion to adopt made by Gaither seconded by Callender

5 YES: Warren, Gaither, Callender, Rogers, Williams Abstained by Hardin

2019-41 A resolution authorizing the Mayor to execute an agreement with Oakwood Laboratories, LLC for the provision of a job retention tax credit and declaring an emergency

**Hardin** asked how long we are extending the current agreement. **Mayor:** Up to 2024. **Hardin:** Under the same terms? **Mayor:** Either 35% of withholding or net profits. **Williams:** Whichever is highest? **Mayor:** It is their choice. We have already collected the funds. They have the choice now. **Hardin:** What is the advantage to us? **Mayor:** They have a large facility in Solon. The advantage is, they are staying in Oakwood.

Motion to suspend made by Hardin seconded by Callender

6 YES: Warren, Gaither, Callender, Hardin, Rogers, Williams

Motion to adopt made by Gaither seconded by Williams

6 YES: Warren, Gaither, Callender, Hardin, Rogers, Williams

*Employee Pins*

**Clerk** presented the Mayor with his seven-term pin, Council President Warren's six-term pin, and Tom Haba's 40-year pin.

**Warren** expressed birthday wishes to Chief Garratt and Mr. Callender. **Hardin:** Happy Municipal Clerks Week. **Clerk:** That was a couple weeks ago. **Hardin:** We have the best Clerk in the world. You have all our thanks. **Warren:** As small as Oakwood Village is, Debbie stands above the Municipal Clerks throughout the State of Ohio. She has assisted Pat Britt, the Clerk for the City of Cleveland, and other Clerks throughout the state. The Council President for Warrensville Heights asked her to help their Council Clerk. We are a tiny community, but we have a lot of residents and employees who have the same goals; to enhance the level and quality of our lives. Sometimes we may be limited, but we try to address all the issues brought to us. I am proud to live in Oakwood Village. A lot of people look at us in a high respect. When someone calls me a politician, I tell them, I am a public servant. I am here to serve. I have no other agenda, but to do the best job I can. There is a huge demand for houses here. **Hardin:** The house next to me went on the market and two days it was sold. **Gaither:** Properties sell fast. The only houses that stay on the market are either overpriced or are junk. **Bernice Butler** stated she has new neighbors. That house was vacant since 2011. A young man rehabbed it and is living in it with his two children. **Warren:** That is why we have to plan for the future for the next generation.

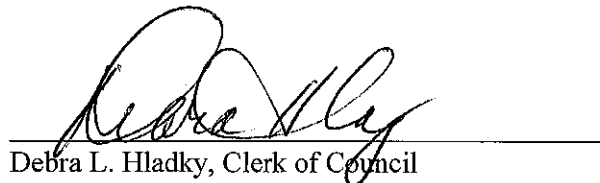
Motion to adjourn made by Gaither seconded by Rogers

6 YES: Warren, Gaither, Callender, Hardin, Rogers, Williams

Adjourned at 7:31pm

Adopted June 25, 2019

  
Johnnie Warren, Council President

  
Debra L. Hladky, Clerk of Council

---

VILLAGE OF OAKWOOD  
WORK SESSION  
MINUTES OF  
June 11, 2019

PRESENT:

**Elaine Gaither** – Council-at-Large\*  
**Chris C. Callender** – Ward 1  
**Eloise Hardin** – Ward 2  
**Anthony A. Akins** – Ward 3  
**Patricia Rogers** – Ward 4  
**Candace Williams** – Ward 5

**Gary Gottschalk**-Mayor  
**James Climer**-Law Dept.  
**Dan Marinucci**-CBO  
**Tom Haba** – Service Director  
**Mark Garratt**-Police Chief  
**James Schade**-Fire Chief\*

ABSENT:

**Johnnie Warren**-Council President

**Ed Hren**-Engineer  
**Carlean Perez** – Recreation Director  
**Crystal Williams**-Housing Inspector  
**Brian Thompson**-Finance

\_\_\_\_ \*Arrived after roll call

\* Arrived after roll call

---

Meeting opened at 7:45p

2019-WS-02 An emergency ordinance amending existing sections 122.01, Criminal Activity Nuisances, 505.16, Dangerous and Vicious Dogs, and 505.17, regulation of Dangerous or Vicious Dogs, of the Oakwood Village codified ordinances

**Warren:** This is for compliance. **Hardin:** The work was done by the Law Director. **Warren:** Just move that to the next regular session.

2019-WS-03 An emergency ordinance amending existing sections 751.01, 751.02, 751.05, 751.07 and 751.99, and repealing section 751.04 of the Oakwood Village codified ordinances

**Hardin** asked what this is about. **Clerk:** This is regarding solicitation. The Law Director made amendments for compliance reasons. **Williams:** Why is he adding Political? So, anyone who is seeking a Council seat or Mayor will be banned? Why are we adding that? **Clerk:** I understand they must register with the Police Dept., under Interstate Commerce section 751.06(d). **Hardin:** You have to get a permit for door to door. Do you have to have a permit to put something on your mailbox? **Rogers:** The Mayor calls before he visits; he gets permission first. **Hardin:** I understand that. What about people putting out flyers? **Rogers:** People in my Ward put things on the mailbox. **Williams:** Technically you can't put anything on the mailbox. **Hardin:** You can't put it in the mailbox. **Warren:** I need to read this, and we will ask the Law Director to attend the next session to elaborate. **Williams:** What is required by law and what is not? **Warren:** There was never an ordinance for that prior to this. **Clerk:** We have a solicitation ordinance. He is proposing changes. **Williams:** People asking for contributions are prohibited from going house to house. **Clerk:** Unless they have a permit issued by the Police Chief under 751.06. **Williams:** What about religious and charitable? **Rogers:** No license is required for a farmer or producer who is selling a product from their own farm or charitable, church or religious organization, 751.06(c). **Hardin:** This doesn't address politicians. **Clerk:** Under Charitable, it includes the words patriotic, philanthropic, social service, welfare, eleemosynary, benevolent, educational, civic, fraternal, political, veteran's medical and social research, either actual or purported; 751.01b). **Hardin** asked if you must register for political reasons. **Rogers:** On 751.06(c) exceptions are addressed. So, they can still solicit. **Clerk:** That is what I understand, unless the resident has a 'no solicitation' sticker displayed. The Mayor stated he will provide those for the residents.

Those who display a sticker, a solicitor cannot solicit. **Williams:** Even Charitable and Religious must get a permit. **Warren:** I suggest we read this, highlight the areas we have questions about, and have him review it with us.

### *Upcoming Public Hearings*

**Clerk:** At the next two Council meetings we will hold Public Hearings. The publications in the newspaper were already submitted for publication. **Hardin:** Why have it the same time as a Council meeting. **Clerk:** So, you don't have to come back other evenings. **Hardin:** We don't have to hold public hearings. **Clerk:** We do, for those items going on the ballot. **Hardin:** What about our Human Resource meetings? **Clerk:** These will not interfere with your meeting. **Hardin** asked when the items have to be at the Board of Elections. **Clerk:** The first week of August.

### *Proposed Traffic Study*

**Hardin:** So, the Mayor is going to do a traffic study at Forbes, Broadway, and Oakleaf area. Until we see the plans and the cost of the road, although we will use the TIF money to put the road in, we want a deed restriction, so they don't have access to Ed Hren's driveway to come onto Forbes Road. **Warren:** I support it because we need the funds. **Hardin:** I understand that. **Williams** stated it will affect traffic. **Warren:** I won't affect our traffic significantly. **Williams:** I don't agree with that. **Warren:** You are wrong. If you are coming out of Chagrin Valley Engineering going west, how are you impacting traffic flow? No one is going to let you in. **Williams:** You just validated your own point. People aren't going to let you in, because it is already busy. **Warren:** They will go out the other road. **Williams:** You are adding cars. The people are saying, traffic is backed up on all our entry roads; no matter where you go, you are adding more cars. **Warren:** You are already at the interstate. **Williams:** I get what you are saying, in theory, but if you add more cars to traffic and we already know traffic is backed up in those areas, it is just going to add more traffic. **Warren:** My position is, it isn't going to impact traffic significantly, because people aren't going to let them in. **Williams:** That is a problem. **Warren:** No, because people will take the road from the rear. **Williams:** Significantly and not at all are two different things. There is still an impact. **Warren:** What is the point? **Williams:** Their point is, it will impact traffic. **Warren:** They were satisfied with the issue, because they know we need the money. **Williams:** Did you hear what you just said? **Warren:** Yes. **Williams:** No one is saying we don't need the money; they are saying it will impact. **Warren:** Carlton said, if you would have told us that, we would have understood. **Williams:** Is that what he said? **Warren:** I talked to Carlton after the PC public meeting. **Williams:** That wasn't his point. Just don't say something else will happen if it isn't passed. **Warren:** At first, they said it was an emergency. **Williams:** It was proposed that something was going to happen with Northern Haserot, and it hasn't. He said, don't propose it like that. Just say we are trying to do a preemptive strike, don't say something is going to happen, because that wasn't accurate. **Rogers:** Will Chagrin Valley Engineering parking lot join theirs? **Hardin:** No. **Rogers:** So, what is the question? **Hardin:** Let me be clear, I will not be intimidated. I will make my point. **Warren:** She is implying I am trying to intimidate her. **Hardin:** I can say what I want. Right now, this is Ed Hren's driveway. The Mayor met everything I need by telling me from Broadway to Roc Lane, traffic will flow and it has nothing to do with Ed Hren. I am saying at no point would I want the ability for one, two or three buildings to have access to Ed Hren's existing driveway to use Forbes Road. That would defeat the purpose of the road on the other end. **Williams:** She is saying she wants a deed restriction so, no matter what we do with that land in the future, that can't happen. **Hardin:** Correct. They are spending TIF money to bring a road in from the back. We need the money, at that point I am saying, I don't want them to have the capability, in the future, to connect to Ed Hren's property. **Rogers:** He did talk about that. **Williams:** We want it in writing. **Rogers:** This needs to get to the Law Director for input. **Rogers:** You mentioned it at the last meeting, the Mayor has a lot on his mind. It is our job to protect what he has agreed to and get it in writing. Of all means, we must move forward because we are going to make a lot of money, but those of us who live in that area, we never want that to happen. **Rogers:** It will still be a lot of traffic, even if it is filtered to Broadway. **Williams:** They are saying there isn't going to be additional traffic, because it is going the other way? **Warren:** I am saying, it isn't going to significantly impact Broadway going west because of the location. **Williams:** We are talking about morning and afternoon traffic. **Warren:** I lived on Forbes. **Williams:** I come down Forbes to Broadway, it is going to back up at Forbes. **Warren:** I am saying the people coming out. **Hardin:** You said you lived there. The traffic has increased significantly out of Solon. **Warren:** Also, the interstate, people are diverted. **Hardin:** We are going from a two-lane highway to a six-lane highway, which is supposed to keep the traffic moving. Why? Because the traffic has increased significantly. **Warren:** They planned to

do that years ago. This is the same thing people were talking about in Orange, when they put the interstate at Harvard. They see now, it is a Mecca form. We can put a deed restriction, so a road cannot connect with Ed Hren's existing parking lot. I have no issue with that. There will still be no significant impact going west on Forbes in the evening nor going east on Forbes in the morning. **Hardin:** A traffic study will be done. **Warren:** We are moving forward. **Hardin:** Please don't talk to me in that tone. I respect you; I expect to be respected. I am not a child. You say we are going forward. It is your tone; you are one vote. **Williams:** When is the traffic study going to be done? **Warren:** I understand Ed is working on it. It takes time. It won't be realistic anyway, because it includes diverted traffic due to construction. The money the federal government is giving in infrastructure is all over the place. That is what was discussed in that meeting, correct Mr. Callender? **Callender:** Yes. **Warren:** As a result, you can't get a true traffic study, because traffic is being diverted. **Hardin:** You just asked Mr. Callender a question. You weren't talking to me. You said we have been going to meetings; I understand. **Warren:** We were asked to attend a meeting representing Ohio with elected officials from Kettering, Youngstown, Mr. Callender and I, South Euclid and Baldwin Wallace. **Hardin:** All that is good, that is wonderful, but we are responsible for Oakwood. **Warren:** I am only talking about the infrastructure work going on and because of that, we won't get a true traffic study due to the diverted traffic. **Williams:** Not ever? **Warren:** Not until the roads are done. **Williams:** All I am saying is, we talk to our residents to sell this, we can't say there isn't going to be any impact. **Warren:** I said, there isn't going to be a significant impact. **Gaither:** Unless you want to rescind the legislation, you have already passed.

#### *Ward 4 Exterior Maintenance Program Applications*

**Rogers** suggested holding a meeting to review the applications submitted. **Warren:** Two meetings; one to approve those applications already submitted and another to address the ones to come in. **Rogers:** There were 13 submissions to date. **Hardin:** You made a statement, what happens when we get to \$80,000? **Rogers:** We are done, unless we decide to appropriate more money. **Warren:** We also discussed that and carrying over applications beyond the \$80,000 to the next round in 2020. **Hardin:** Make sure the people understand that is going to happen. **Rogers:** That is stated on the mailing that went to residents. **Williams:** The Mayor already said he may consider approving more than the \$80,000. **Hardin:** Unless he makes it for the whole Village. **Rogers** suggested a meeting next Tuesday, June 18<sup>th</sup> to review the applications we have received and have a second meeting July 2<sup>nd</sup> to review the remainder of the applications. **Warren** agreed. **Council** agreed holding it at 6:00pm.

#### *Five-Year Plan*

**Williams** asked about the Five-Year Plan. **Clerk:** I can print it again. **Hardin:** Does everyone want to look at that again? **Gaither:** We are long overdue. **Hardin:** By the next meeting, you want us to look at it for discussion? **Warren:** Maybe we should start evaluating how we want to carry it forward, making recommendations.

#### *Charter Review Commission*

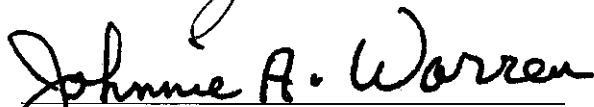
**Williams** asked Warren if he has someone appointed. **Warren:** They won't be acting on it until November. **Williams:** Are you stalling? **Warren:** I don't find it a priority. **Williams:** Now you sound like the Mayor. **Warren:** I am just telling you how I feel. When are you planning on having the meeting? **Williams:** We asked to start in April. **Hardin:** They will be working towards making recommendations. **Warren:** We have until next year for the Charter Review. **Williams:** That isn't how we should be working together. If we all agree, we are going to start by a certain date. **Warren:** They can't meet. **Williams:** That should have been a conversation. **Warren:** The Charter does not allow a meeting of the Charter Review Commission until after the November election. **Williams:** The November election of 2018. **Warren:** No, the 2019 election. We are supposed to appoint our CRC in 2019. We did it in 2016, but we were to do it in 2014. **Clerk:** Correct. **Warren:** We are getting back in line in accordance with the ordinance, which is 2019. The Charter says, and the Law Director concurred, because I read it. **Hardin** asked if she could see it. **Williams:** The changes were supposed to be on November 2019. **Warren:** No, they are not to meet until after the November election in 2019. The changes were not to be proposed until November 2020. **Williams:** That is not what we discussed. **Warren:** Is that what you thought Eloise, that no changes were going to be on the November 2019 election, because it will null the ordinances. **Williams:** That is what we agreed to, because we were delayed. That is not what we said the Charter stated. We said, we wouldn't put everything on the ballot. **Warren:** We wouldn't put nothing on the ballot. **Williams:** We said we wanted them to convene and begin the work, so we would be prepared to do it. The lawyer has to go through it with them, that takes time. **Warren:** Let me just explain, I have had six terms. We have done this before. **Williams:** Let's say it doesn't take time, if we knew you were stalling. **Warren:** I am not stalling; I haven't found anyone yet. I am not in a hurry for it. **Williams:** We had this

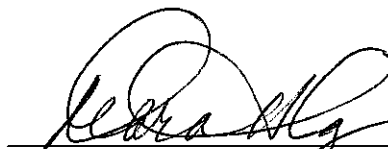
conversation beginning in October of 2018. **Warren:** Now you know they can't meet until after the election in November 2019. **Williams:** I feel like that should have been brought to us way before now. We had this conversation numerous times. Then just to say, I just didn't feel it was a priority. It is disrespectful, that is the same thing the Mayor does. **Warren:** You speak for others. **Williams:** You don't like when the Mayor does it. I have heard your conversations. **Warren:** I don't know what the big push is, what are the issues? **Williams:** It is what runs our Village. It is the five-year plan. The handbook was outdated. All I am saying; we should begin to do the work. **Warren:** The Charter Review Committee, how many times have you been through it? It takes how long? **Hardin:** I feel it will take a long time because you look through it. That Charter is so antiquated, and the other reason is. **Warren:** Everything is antiquated. **Hardin:** Don't act like you don't know. **Warren:** If you knew, then why didn't you know we had to meet after November? **Williams:** We have had discussions about this, and no one has brought this up until now. **Warren:** I have been saying all along, what is the big rush? **Williams:** There is a difference between saying, what is the big rush and we are not supposed to. **Warren:** Let me explain to you and anyone else who wants to hear; there may be issues between now and November of 2020 that may come up and the commission would have meet and concur. Do we have them reconvene at that point? **Williams:** You don't wait six months to make that point. If we work together, we work together. You just don't hold it and say this is why I was stalling for six months. It is conversation. **Warren:** I apologize. **Hardin:** Discussion is healthy if it is respectful. **Warren:** I apologize. **Warren:** We can put them together in September or October and let them know after the November election they will meet. **Hardin:** Can you give the Clerk your appointment? **Williams:** We aren't waiting until September to say that, are we? **Warren:** No, we will send communication. They should be prepared to convene within a month of the election. He instructed the Clerk. **Clerk:** I will take care of contacting the appointed committee members once all the appointments are made.

**Warren:** At the next meeting, we will discuss the solicitation ordinance and ask the Law Director to stay.

Adjourned 8:40p

Approved: June 25-2019

  
Johnnie Warren, President

  
Debra Hladky, Clerk of Council