

**VILLAGE OF OAKWOOD
COUNCIL MINUTES
January 11, 2022**

Attended

Johnnie Warren-Council President	Jim Climer-Law Director
Elaine Gaither-Council-at-Large	Tom Haba-Service
Chris Callender-Ward 1	Daniel Marinucci-CBO
Eloise Hardin-Ward 2	James Schade-Fire
Paggie Matlock-Ward 3	Mark Garrett-Police
Mary Davis-Ward 4	Brian Thompson-Finance
Candace Williams-Ward 5	
Absent	Gary Gottschalk-Mayor
	Ed Hren-Engineer
	Carlean Perez-Recreation

**Meeting opened by Warren approximately 7:00pm
Pledge of Allegiance recited; Attendance taken**

Correspondence: None. Clerk absent.

Motion to approve the minutes from the 12/28/2021 Council Meeting by Hardin; Seconded by Gaither

VOTE YES: Warren, Hardin, Callender, Gaither Abstained: Williams, Matlock, Davis

Motion to approve the minutes from the 12/29/2021 Special Meeting by Gaither; Seconded by Hardin

VOTE YES: Warren, Hardin, Callender, Gaither Abstained: Williams, Matlock, Davis

Motion to approve the minutes from the 12/30/2021 Special Meeting by Hardin; Seconded by Callender

VOTE YES: Warren, Hardin, Callender, Gaither Abstained: Williams, Matlock, Davis

MOTIONS PASSED

Warren: I want to introduce our two new council members to the public and our existing staff. We have Ms. Paggie Matlock who is representing Ward 3 and we have Mary Davis who is representing Ward 4. We are very happy to have you as part of our team and looking forward to your full participation and bringing us your issues and concerns along with addressing the issues and concerns of the residents.

Departmental Report:

Service Department. Haba: Thank you, Mr. President. Once again, I am thankful for the winter holding off a little bit more. We were supposed to have a couple of storms last week that we didn't get. We are trimming trees back and trees in our flower bed until about the first of the year. This past week we spent a lot of time replacing a lot of lights at the community center and the building department with LED lights that we had a grant for. So, we had the lights, and we are doing the work ourselves replacing the old bulbs with LED fixtures. Welcome to the two new council people. **Warren:** One question, we singled out on the salt this year so far. We usually don't get so much anyway. You have only sprayed it about twice by this time. **Haba:** Probably by 8 times. We are saving on salt. I told you in the past we usually get about 1,000 tons a year of salt we order. The last 2 winters have been on the mild side as far as salt usage. So, we cut down to 600 tons instead of the 1,000 tons we usually order. Luckily, we did that because the way it is going, we may have an abundance again. We had the extra salt built last year and that's come in handy. We'll definitely need it. It's a good thing. We'll do something with it. Next year, we can order even less if it holds up like this. **Hardin:** I got a call; a good report. When I get something like that, I want everyone to know. Tommy, I got a call and she said she also

notified the administration on the special effort he made for a resident. Those are the kind of things that make our job easier and I thank you.

Fire Department. Schade: Thank Mr. President and welcome everybody. I usually do it short and sweet for you folks. I don't have anything to report. With the fire service so much of our stuff, like the police department, we can't tell the public. This isn't public record and it's HIPAA compliant with the privacy right, so I don't say too much. Any questions, my office is always open. I would like to meet with each and every one of you so I can explain how the fire department is based and how it runs. A lot of questions are answered beforehand, and we should do it every year because we are all dealing with so much. We forget of what we do have of our different programs with the carbon monoxide detectors, CPR classes, smoke detectors and fire safety classes because we give them to all the businesses in the community and all the residents. There is a lot of things that we do that you forget about. We have done them for 20 years. Any questions, a lot of stuff can be handled so it doesn't have to come to a cancel meeting and sound like a complaint session. Complaints are taken care of immediately. So, just let me know, doors are open. We are always there. **Davis:** I just had a comment. My mom was taken twice with your EMT. That was the first time and I just wanted to say that was excellent care and professionalism of those gentlemen that took care of my mom. It was just wonderful, and it just warms your heart. **Schade:** Thank you so much.

Building Department. Marinucci: I want to wish everyone Happy New Year. I hope 2022 is very safe and you have a good year. 2021 was very difficult. One thing with the fire department from the building department standpoint which is remarkable. When we get a set of drawings and they must be approved by the fire department, they are done in a day. Maybe two days at a length. Lake County will take 45-60 days to get it through the system. That's remarkable when you're dealing with contractors who want to get projects off the ground. And I want to thank you, the VA just went through. That was a big set of drawings. Thank you so much. Your personnel are just fantastic. **Schade:** Thank you. **Marinucci:** I don't have a report today, but I am here for any questions. **Hardin:** Do we have anything on the books in regard to cars on jacks sitting in a private driveway near the garage door? **Marinucci:** What I look at, and the police can help me with this one, is if they are licensed.... **Hardin:** I think it is properly tagged. So, it can sit there forever as long as it's properly tagged? Is that what I'm hearing? **Garratt:** The ordinance does call it a disabled vehicle even though the tags are current. They have a certain amount of time to restore the vehicle to working capacity. I think it's 30 days if I remember off the top of my head. But they can be cited. If you are referring the car on Glenshire that has been sitting on jacks forever, I think you notified them a long time ago. I haven't been down there recently, but I assume it is still on the jacks if you're asking and that should be addressed. I can help you with that. **Marinucci:** We will address that. If you recall a couple of months ago on Drake, we had a couple of those unlicensed and disabled. They got the license and made them operable. **Davis:** Those two houses that I talked about before. One is on Hickory (7576 or 77) that has no driveway. It was owned by the farmer, and he sold it to this young couple, and they were never told they had to have a driveway. It's supposed to be either blacktop or cemented. Is that not in our ordinances? **Marinucci:** I don't think I understand what you're saying. I look the department up tomorrow and I will get with Aaron to take a look at it. My understanding of driveways, if you buy a home, you don't have to put a concrete driveway in. **Davis:** That's what we were told before on planning commission. **Marinucci:** If you have a blacktop driveway, you have to keep it that or better. But if you have a blacktop driveway, you don't have to turn it to concrete. **Davis:** What he has right now is dirt. It's always been dirt. When the young couple bought this house from the farmer a couple years back, on Hickory Road. **Marinucci:** We will take a look at it. **Davis:** The other one was Mr. Robinette on Garden Road. He had to put up the tent because he lost his garage. **Marinucci:** I looked at that with a Mayor when it first happened. To me, this is legal. This is not a tent. He has a trailer that is in a proper location. It's on a hard surface is what the ordinance says. And this thing with a tent is like a tarp. I think that's legal. It meets the hard surface requirement. It's not in the front yard and it has a tarp on it. The tarp that he uses is just a canvas on top of it. **Davis:** It's plastic. But that has since been taken down and he just has everything jammed inside the trailer. Is he allowed a trailer there? **Marinucci:** Yes. This issue has been surfacing for a while. We have legal opinion on it. **Davis:** They have not said anything to planning. Is the resident allowed to speak? **Warren:**

No, we have to call for public comment. **Marinucci:** My understanding is that is legal. **Warren:** Then why don't we refer the ordinance with the circumstances in this situation as you read to the law director so he can offer an opinion of the intent. **Marinucci:** I have a written procedure that Jim prepared a year ago. **Climer:** I am not aware of the specific situation. What was the address again? **Davis:** This one I don't know. This is Mrs. Robinette's son to the right side of them. **Warren:** The building inspector can get you the address. **Climer:** Give me the address. **Marinucci:** I will get you the address with the legal opinion. **Davis:** His garage was burnt by accident recently.

Police Department: Garratt: Thank you, Mr. President. Welcome new council members. There's a packet that I put in that bag for you. It's information about what the police department does with the public reach, some of the events we do. If you guys have something that goes on in the public, let us know and we will try to bridge the gap between the police and the public. Especially with the stuff that has happened the last couple of years with the police departments. We always try to reach out. There's information in those packs that if you have any questions or comments, just let me know. The second part is, today, our officers were part of the escort for the Cleveland officer that was killed. We also, escorted his body from the coroner office to the funeral home last week. He was laid to rest today. And if you notice that we have the bands on our badges. That goes the day of burial to midnight. Tomorrow, they will come off. We'll finish that up today. We have truck enforcement because we've had problems on Pettibone, Richmond and Forbes. Mostly for trucks. We have set up a special team that 4 different shift a week for 4 hours and it bounces around different hours to enforce truck violations. We try to curb that in the areas where we have a lot of complaints. Especially at the roundabout and at Pettibone. That started Monday.

Finance Department. Thompson: Thank you, Mr. Chairman. Just want to say welcome to new council members. A couple of comments. I worked with the engineer, and we were reviewing some of the street and sewer information. Also, met with the building department. This was in respect to the budgets. Hopefully, I will work with the Clerk when she returns to set some dates for the 2022 budgets. **Warren:** So, are you prepared or are you getting prepared? **Thompson:** I am getting prepared with the numbers. I will be preparing with the engineer for the streets and the sewer and with building is pretty much as well. **Warren:** What about the Mayor's office? **Thompson:** He is working on his 3 budgets as well. **Warren:** Can we anticipate between now and the next council meeting that we will have most of those budgets prepared so we can review them and review them for final approval? **Thompson:** Yes sir.

Law Director: Climer: Thank you, Mr. President. We have a fairly limited agenda for tonight. I am going to ask that the ordinance concerning Ross Cirincione remain on the table. We just got back at the end of the year this sort of non-answers from PERS as to how his reappointment is to take place. We can err on the side of caution according to the schedule that is laid out by PERS which is complicated, and I need to sit down and figure it out so we can have that lined out. Beyond that, I have nothing unless there are any questions. I do want to say welcome to Ms. Davis and Ms. Matlock. **Warren:** If there is anything that we need to do as a body with PERS, let us know. **Climer:** The answer we got is ambiguous, so we will err on the side of caution.

Warren: I'll open the floor for public comment. This is the time where the residents of the community have the opportunity to speak and express any concerns they may have or give out any accolades.

Resident 1: Dave Schuster 25628 Garden Road. Back a couple years ago, Mr. Gottschalk, our beloved Mayor had a special election for ward 4. It was to put in so called office space off of Macedonia Road. It was going to have its own separate entranceway and everything else. Well, Pat Rogers invited me here to the party today and I found out that through the letter that he is in discussions with Kroger to build a food service operation down there, warehouse, whatever. By the letter that I have; I don't know if you received one or not, saying something about having 200 trailers down there and 200 trucks and it's going to be a 365 day, all year-round operation. My issue is and the only reason I am saying it is I was in the food service business for a lot of year. Those trailers are loud. Those refrigerated trailers. And why is it Kroger of all places? Do you know if there

is a Kroger in northeast Ohio? I don't. Why is Kroger trying...? Why is he trying to get this? Nobody wants the noise. **Warren:** We understand. **Schuster:** And it's bad enough that the people at the end of Garden Road are drowning. I want to make sure we are not going to go deaf too. Because, if anything I do believe that ward 4 residents should be approached again, and it should be a revote because we voted for a nice quiet office space and this is the furthest thing in the world from it. **Warren:** You know sir, some of us agree with you already. And I have already told the Mayor he'll never have my support. That was not what the people of ward 4 were offered or promised as far as development. It was supposed to be clean office space with panoramic views of the building and all of this good stuff. And then when we find out that Kroger is moving in with 200 vans and tractor trailers. I can't support it myself. I just wanted to let you know in advance that councilmembers have been discussing or when we found out about it and there is no way it will be at the worst case scenario that it will have to be revoted or I would suggest that it would be revoted with the support of the council because of the fact that the people were told and voted for it, because they were understanding the scope of work and the development that was supposed to be there before. In fact the development radically changes, it would be up to the people to approve it. But it may not get past council, so you may not come. **Schuster:** You guys are very good. You were doing your homework. I thank you very much. **Williams:** Can I ask a question? Will this go to a vote if...? I just want to make sure.... **Climer:** Zoning would not get it to a vote (?-was spoken over). **Williams:** Because it is zoned for that. I just want to make sure we are not giving incorrect information. **Warren:** But council has to approve it from planning when it comes to council for our approval. **Williams:** I agree with that. I just want to make sure. There's no vote because there is no rezoning. It is approved for that. **Climer:** Correct. It was approved on zoning.

Resident 2: Ben Sizemore-25091 Garden Road. I also want to thank the fire department for the excellent job they've done and also my fine young police officer team. Because the firemen had to come over and dig me out of the backseat of a car one day because my body just decided to give up. They did a h*ll of a job. They came in there and got me and took me right out of there. I just want to brush up on Kroger. Kroger is well known. They used to have a place out in Solon. Big warehouse out there. They hauled off and left Solon high and dry. They did the same thing in Columbus, Ohio. They had a big warehouse in Columbus. One of the biggest warehouses around. They served Charleston, West Virginia. They had big one there. They closed all them down and they got money like you wouldn't believe. They're not honest people. They will tell you one thing and do completely another just to let you know about it. They moved their operation out to Plain City out from Columbus and they use brokers. All you could hear are those Peterbilts pulling in there with (??) units and they don't stand by anything they tell you. I've dealt with them; I've bargained with them. I've seen them in action. They'll tell you one thing and the next thing you know as soon as you leave the room, they'll go back and do what they need to do. And they don't mind getting into a legal battle with you at all. And everywhere they've been, they always shaft the residents and the people there. So, just to let you know. **Warren:** Well one of the things I was going to propose when we're discussing our budget because of the situation we may be in, is to get authorization for additional funds just in case we have a legal battle. **Resident 2:** Oh, I'll guarantee, you'll get a legal battle. You'll get a head bumping out of them people. They don't play fair in the playground. Just to let you know.

Resident 1: Was this ground sold to Kroger without us knowing? **Warren:** I have no idea because the original owners of the property was Premiere Development and that who was supposed to be developing the property. And they were the ones that were supposed to be developing with two buildings: maybe three with the windows and the glass. Not to be over from my understanding that building is going to stand above the mounding that was already put there. I am not sure about that part of it. **Resident 1:** You're right. It wasn't supposed to be above the mound. **Williams:** Sir, some of us councilmembers have not even gotten details about this. Like I haven't seen Councilwoman Rogers' letter and the first time I had heard about this was through minutes when Pat Malone came to a meeting. So, some of don't even know the details. **Resident 1:** That is why they went to a special election in ward 4 back a couple of years ago. **Williams:** I am talking the Kroger change. The special election we knew about but this change in what is proposed now, some of us have no details at all. **Hardin:** As we go through this process, just like you're here today, pay attention. Come to the meetings. That's all I am going to say. Keep up with what's going on. That's a good piece of advice I can give you. I