

**VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
June 28, 2022**

ATTENDED

Johnnie Warren-President
Elaine Gaither-Council at Large
Chris Callender-Ward 1
Elosie Hardin-Ward 2
Paggie Matlock-Ward 3
Mary Davis-Ward 4
Candace Williams-Ward 5

Gary Gottschalk-Mayor (late)
Tom Haba-Service
Daniel Marinucci-Building
Jim Climer-Law Director
Mark Garratt-Police
Ed Hren-Engineer
Brian Thompson-Finance

ABSENT

James Schade-Fire
Carlean Perez-Recreation

Meeting opened approximately 7:03 by Warren

Pledge of Allegiance and attendance taken.

Motion to approve the minutes from the June 14, 2022, Council meeting by Gaither; Seconded by Davis

VOTE YES: Warren, Gaither, Callender, Matlock, Davis **ABSTAINED:** Hardin, Williams

Clerk Correspondence:

Morgan: You will find an USB which is the updated codified ordinances through June (2022).

Departmental Reports:

Building Department-Marinucci: From a commercial end, WM is putting in the footers and they are running rapid now. Interstate McBee is coming up now. It's good to see the activity at both sites. And when you drive by the VA, you can see the progress that is being made there. I am still waiting on Kroger. I wish we could get that going faster.

Hardin: Thank you for report for the inspection. **Marinucci:** Just one thing, we filed a lawsuit on one of them in your Ward regarding the painting. We gave them until June. There are two of them and one of them is in court now. **Hardin:** The Mayor told us at the address 23292 Broadway you were going to get something coming in. Is that still coming?

Mayor: The General Title building? **Hardin:** Yes. **Mayor:** No, now it's going to be an interior design company out of Cleveland Heights. **Hardin:** But we'll get something on what it's going to be before it gets there? **Mayor:** Yes.

Matlock: Thank you for the report for Oak Hill. I guess you have everything into legal hands. What is our next course of action? **Marinucci:** No, it's not in legal's hands yet. I went out there personally yesterday and I spoke with the tenant. She's getting kicked out. She has to be out by the end of the month. I told her to go and contact Legal Aid. I had numerous emails and certified letters to the property manager. She won't return phone calls. I sent certified letters to her home that came back unclaimed. As I talk to the tenant, she's been told to move out and she is given the end of the month. **Warren:** May I make a request in that situation? It's very important that you have a report with the tenant. Did you take pictures on the inside? **Marinucci:** I was never in it. **Warren:** Have your inspector go back to that tenant....

Any time I do anything, I take pictures. Especially when it's related to housing or complaint that will be in court. The more pictures you have, the better off we are. One of the things I wanted to mention was to let us get back into that house and let pictures be taken so it will help her to demonstrate the living conditions she is in. In addition, after the pictures, let me know and maybe we should refer this house to the Dept. of Health. I'll find out who to send them to. **Marinucci:** I am not sure I read mold in there but it's 3 pages long. There's a lot in there. **Warren:** They are not buyers, but they are our residents. So, we have to protect them. We have to do the proactive because we don't want somebody else and letting this person know (the owner) if they own more houses in OV, that we're not going to allow people to live in conditions like that. **Marinucci:** This is the LLC in Israel. This is the nightmare. **Warren:** Well, once we take them to the Dept. of Health and in conjunction with the DOH report, it will strengthen our case against them if it comes to that.

Marinucci: I advised her to pay rent to the court and set up an escrow account. (Discussion regarding Aaron's training through Poconio).

Finance-Thompson: I know it's apparent that we have not been able to have scheduled meetings for our finance over the past few months. My department coming into the end of the year, we were challenged into taking a 25-year-old system that we had to move into a new software. It's been a huge learning curve for me and my staff and getting acclimated to the way the system works. I was preparing to have the meeting tonight, but we finally got a support team from the company we deal with to be onsite today and tomorrow. That is why I made the call today to not have the meeting. Our financials are closed to April. We are working through May. We are about 95% through our issues in terms of the system. I figure about 3-4 week we will include closeout through half the year. I know that will be a challenge because I know after the next meeting, you will go on vacation. That is the timeline I am dealing with. While you are on vacation, we will be through half a year on the reports that you will probably receive electronically. **Warren:** Do you think that by the 12th we can at least be through May? **Thompson:** I can get it through May. **Hardin:** I want to go through these 6 things, the President said you're going to commit. **Thompson:** Yes. **Hardin:** Commit. **Thompson:** Yes. **Hardin:** Commit. **Thompson:** Yes. **Hardin:** Commit to July 14 (corrected to the 12th by Clerk) to May's financials. I was prepared to come and have a special meeting. So, you do know it's imperative that we have it before we go on break. **Thompson:** Yes. **Hardin:** 1) The Engineer is here so maybe he can give me this, but I want a breakdown of the streets that were approved to be on the list for upgrade. **Hren:** It's in the legislation. **Hardin:** I know. I want to know what that number is. I don't remember of the legislation. **Warren:** 40. **Hardin:** I am asking to update the sheet with the indebtedness. Can we have that? And have you set up a line item for the municipal improvement that we've asked for? **Thompson:** That line item is there. **Hardin:** When are we going to conduct a study and move on that? **Thompson:** I have to get the players involved with the Mayor and Engineer. I had some historical when we had to go through that before and you had to go through the architectural plans. Dan mentioned with the new companies coming in for the anticipated new revenue, we'll posture ourselves to be able to go off the market to potentially afford debt service on something like that. I can bring back the new numbers in anticipation of what it would take for the debt service for a new city hall. Maybe we can take a look at some of the information and putting a realistic number down for baby steps of going in that direction. **Hardin:** Okay. And a line item for the surplus rainy-day fund. That's there? **Thompson:** That is always apparent through the general fund balance. We know what some of the goals were in terms of the government finance office association that really looked up in terms of figuring out where we need to be. We are not there yet. I think it was \$1 million we need to be at in anticipation of some of the things going on in the Village. **Hardin:** That ties into what my 4th request is. Will you give it to me in writing what the projected funds are from Kroger? **Thompson:** Okay. **Hardin:** That being said, going back to the rainy-day fund, that should help you expedite some numbers for that. Because if you can project those funds over, at what point do you think we will have a rainy-day fund based on those funds coming in? **Thompson:** I would say 3-5 years to be at the level we need to be at in terms of the government finance office association. **Hardin:** Can I get an updated list of what we spent so far on the summer program? **Thompson:** Okay. **Hardin:** And how did we pay the employees for the Juneteenth holiday? **Thompson:** It's a federal holiday so it was just put in as a holiday just like Christmas and New Year's. (Confusion clarified by Clerk regarding this holiday. Ordinance 2021-41 does read, '...in observance of Juneteenth...a holiday for Village employees to be observed...on the date recognized by the Federal government....' Council was provided a copy of the ordinance to review for possible codification.) **Climer:** *inaudible-quietly speaking* **Hardin:** That's what I have, and you are committed to the finance meeting? **Thompson:** Yes.

Service Dept-Haba: We have been crack sealing the last couple of days. We did about a half a day a couple weeks ago then we got tied up with flowers and other projects. But it was yesterday and today. Today at noon, we finished up Broadway and started on Alexander this afternoon. We probably won't be on it the rest of the week for a couple of reasons. One, July 4th is coming, and we are still trying to beautify a few other things. Another thing, when it gets really hot, you always have the problem of the traffic running over the tar, getting on the tires and kicking it up. The cooler it is the better. We did Broadway, we are on Alexander then Macedonia. If the streak is too bad, it not worth wasting time and money on it. But the main streets so we can get the striping done. **Davis:** Just making a comment; we had two of your beautiful workers to help Chris (Callender) and I clean up Tinker's Creek. We had Aaron and Cameron. They were the most wonderful young men. So respectful and such good workers. They did such a nice job, and they were so accommodating. **Hardin:** What I stated to you privately about Forbes, you are doing a great job, but we are still waiting for the fence to be painted. **Haba:** I talked to the Mayor. **Mayor:** We may be looking at a new fence. **Haba:** That's what we were looking at last year, so we'll see what happens. If we don't get a new fence of whatever is decided in the

next month or so, we'll paint it. Will take us a few days to a week. **Warren:** Well, Mr. Jackson had called and asked me about getting the fence painted. He was happy at the fact that it was done in the couple of days. The one on Broadway with the couple pieces of boards. **Haba:** Yeah, we fixed the boards, and somebody pulled them down a week later. To the Chief, it's been better and hope the cameras are working. We haven't had as much vandalism since the cameras have been there. We had one right after they were. We caught the kids, and we gave them a break. Scared them so they won't do it again. Someone did a real nasty job on the door to the pavilion last night. Hopefully we can catch them.

Engineer-Hren: I am here for any questions you have about the 2 pieces of legislation on the agenda. Specifically, the legislations that will allow me to prepare plans and specs (Res. 2022-35 and Ord. 2022-40). I think we have gone over the Broadway sidewalk project in sufficient detail. The county route road repair program is something that the county will annually pay us for the material cost of working on our county routes. We have a significant number of them in OV (Alexander, Broadway, Columbus, Forbes, Macedonia, Pettibone, Richmond, Solon, and Tryon). This year they awarded us \$92,100 for material costs. So, what we do is we bid the projects and then the county reimburses us for the material cost. The labor costs have to be paid obviously by OV. Some of that is village supplied labor. The crack sealing is obviously done by our crews. They will also pay for the material costs for the striping. That typically the striping materials are not a big component of the overall costs but there is some money is involved. We work with Brian in the finance dept. to have that money reimbursed.

Police-Garratt: Call to call, we are very busy. It's summertime and we're always busier dealing with the problem areas. Sometimes the basketball courts give us a little bit. The Village Community Park, there is always various things that happen. Nothing major but keeping us busy. **Davis:** Have we had anything that our cameras have caught? **Garratt:** A bunch of stuff. It's been amazing. We have already had some good felony arrests already. In fact, if you haven't heard a lot of pursuits. A lot of people running now because we have restricted our pursuing. We have had several pick-ups with the car. Understand we can put you in the car when it left the area for a brief period. Our connections with Cleveland and OSP contact us within minutes, we have identification of the car and the owner just from the flock cameras. **Davis:** My second question is do you think we will need more cameras? **Garratt:** I think we are good right now. We will just keep evaluating. There may be some residential areas that I got my eye on. Maybe one or two at the most, but they are really handy for an overwatch and notifying us when we have potential problems coming into our residential areas. **Hardin:** I don't know if we are going to get to the work session or not, but we have the fireworks legislation still pending. So, there are no changes on how you're going to deal with fireworks this 4th of July? **Garratt:** Well right now there are going to be changes because we won't be able to enforce certain things. The health and safety are our first priority. If we are having issues, we will answer calls like we normally do. We just won't be enforcing violations as we have done in the past. Until we get this whole thing ironed out, maybe you guys look at the restrictions we were looking at doing before. Ordinances down the road here that maybe we can work with the law department a little more restrictive as opposed to the State Law that is in effect right now. For this 4th of July, we will go to all the calls but probably won't be citing or confiscating. **Hardin:** Are we going to have a work session tonight, because it has been on there for quite a while. **Warren:** We could but moving it forward isn't going to help. **Hardin:** I understand; it's too late. **Warren:** And the thing is that there was a conversation that I had with the Mayor and the Police Chief in the passing that instead of rushing, I have all the things that we needed to do. Why don't we see how people respond this first year since it is a State Law. If you're going to come up with a municipal law to take that right away, you have to have some kind of substantiation to base it on. So, it was suggested we see who, what and how things go for this 4th of July and then we will be better prepared to present it to the residents with the backup if there is something that needs to be radically changed. **Garratt:** I don't anticipate anything different than we get every year. **Hardin:** I hope we can get started on it so we will be ready for next year.

Law Director-Climer: No report.

Mayor: I just want to re-recognize both Chris Callender and Mary Davis for their efforts in cleaning up the trash in the Metro Parks on the south Hawthorne Parkway between Richmond Road and the border of OV. The group picked up over 130 lbs. of trash. Are we surprised there is no one with respect for the land or the country? That's quite a bit of trash to pick up so we thank you very much for your efforts. **Davis:** The chickens on Macedonia Road. You said it would be taken care of by July, but our last meeting is the 12th? **Mayor:** No, I will have to meet with him first and give him a notice that if he has not moved them out in 30-45 days, he will be cited, and we will do what we have to do to get the chickens out of there. We already have some nice camera shots of 20 seagulls on the rooftops of some of the houses.

Davis: Do we know when we will be able to give him.... **Mayor:** I want to have enough things together. I don't want to show him that but if he is balking about it, we will have to take action. He was looking at other sites, but there are no other options. They will have to be out of there. **Davis:** The residents are calling and since it's been so hot with 90-100 degrees, it just stinks. **Mayor:** I spoke with one of them in the last few days. **Warren:** Do you think that by next Tuesday, you can get with Mrs. Davis to give her an update of when the meeting is going to be? **Mayor:** Incredibly, the pictures I have received so far are of the seagulls and not the chickens. We need to have the chickens. They are aware of what I want. ***inaudible-several voices*** **Hardin:** This is happening Monday (referring to the July 4th celebration flyer). Are people aware? **Mayor:** They will be Friday on their mailboxes.

Discussion about the removal of items from the work session that are not being discussed and request they be replaced.

Mayor: A couple of quick things, we had our Superintendent of Schools here at the last meeting and from that there was a meeting with some leaders and the Police Chiefs regarding how to make the schools as safe as possible for this fall. I will go over that with you after you come back from your vacation. It is important that we are all on the same page here on this. Secondly, she has offered to have some of her football players hand out 'No Soliciting' signs to residents as we are getting more calls and concerns about people knocking on their doors. **Warren:** It may be a good idea with one of the first questions asked is, 'Do you have a permit?' I think that the requirement that they have the permit with them all the time while they are soliciting. If they don't then that should be a requirement and they can let them know, if they don't have their permit, then the police are going to require you to stop soliciting. **Mayor:** We will have a notice in addition to the no soliciting sign about procedure.

Floor open: No speakers

Floor closed.

Legislation:

Res 2022-35

Introduced by Mayor &
Council as a whole
3rd Reading

A RESOLUTION ACCEPTING A FUNDING AWARD FROM CUYAHOGA COUNTY UNDER THE 2021 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATIONS OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE BROADWAY AVENUE ADA ACCESSIBLE CURB RAMPS AND SIDEWALK PROJECT IN THE VILLAGE OF OAKWOOD AND DECLARING AN EMERGENCY

MOTION TO ADOPT by Hardin; Seconded by Callender

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

MOTION PASSED

Res 2022-36

Introduced by Mayor &
Council as a whole
2nd Reading

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF MARILYN DEQUINCY SILVER-DAVIS

MOTION TO SUSPEND by Gaither; Seconded by Hardin

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

MOTION TO ADOPT by Hardin; Seconded by Davis

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

MOTIONS PASSED

Ord 2022-37

Introduced by Mayor &
Council as a whole
2nd Reading

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE/PURCHASE AGREEMENT WITH FNB COMMERCIAL LEASING FOR THE ACQUISITION OF TWO POLICE CHEVY TAHOE VEHICLES FOR THE POLICE DEPARTMENT THROUGH THE STATE OF OHIO, DEPARTMENT OF ADMINSTRATIVE SERVICES, STATE PURCHASING PROGRAM AND DECLARING AN EMERGENCY

MOTION TO SUSPEND by Hardin; Seconded by Davis

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

MOTION TO ADOPT by Hardin; Seconded by Callender

VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis **ABSTAINED:** Williams

MOTIONS PASSED

Hardin: When we pass this, that just puts you in line. They're not available. **Garratt:** I am on the list, and I am hoping that in January when cars come in, we can get them. If not, I will come back to you guys and say, 'Hey, we didn't get them.' **Haba:** Last year when we had a little bit of controversy with the vehicles. When we order last August/September, we just got out backhoe yesterday. **Mayor:** We still haven't finished the sewer project at the corner of Richmond and Forbes because of the lack of being able to get the materials. **Hren:** Good news is the last hurdle we had was First Energy indicated they had phase there, but it was the fake 3 phases. So, they finally showed up with the real deal today and they made the transfer. They just now have to flip the switch tomorrow and the project will be completed. Obviously, there is some restoration. It was an ordeal. **Warren:** This was really plaguing. **Hren:** I have to give the residents thank you because they were really patient.

Res 2022-38

Introduced by Mayor &
Council as a whole
1st Reading

A RESOLUTION OF CONDOLENCE TO THE FAMILY OF DEL PATRICE THOMPSON

MOTION TO SUSPEND by Hardin; Seconded by Davis

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

MOTION TO ADOPT by Hardin; Seconded by Davis

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

MOTIONS PASSED

Ord 2022-39

Introduced by Mayor &
Council as a whole
1st Reading

AN ORDINANCE TO EXEMPT ALL BUSINESS ESTABLISHMENTS WITHIN THE VILLAGE OF OAKWOOD FROM THE CUYAHOGA COUNTY DISPOSABLE BAG BAN, ORDINANCE O2019-0005

MOTION TO SUSPEND by Davis; Seconded by Callender

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

MOTION TO ADOPT by Davis; Seconded by Gaither

VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis **ABSTAINED:** Williams

MOTIONS PASSED

Davis: I wanted to say that when we cleaned Tinker's Creek, we only found a part of one bag out of that 130 lbs. of garbage.

Ord 2022-40

Introduced by Mayor &
Council as a whole
1st Reading

AN EMERGENCY ORDINANCE AUTHORIZING THE VILLAGE ENGINEER TO
PREPARE PLANS AND SPECIFICATIONS TO ADVERTISE FOR BIDS, AND PROCEED
WITH ROAD REPAIRS ON VARIOUS STREETS AND COUNTY ROUTES LOCATED
WITHIN OAKWOOD

MOTION TO SUSPEND by Davis; Seconded by Callender

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

MOTION TO ADOPT by Hardin; Seconded by Gaither

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

MOTIONS PASSED


MOTION TO ADJOURN by Gaither; Seconded by Davis

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

MEETING ADJOURNED @ 7:56pm

Adopted


Christine Morgan, Clerk of Council


Elaine Gaither, President Pro Tempore of Council