

VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
September 27, 2022

ATTENDED

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

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

ABSENT

James Schade-Fire
Carlean Perez-Recreation

Meeting opened approximately 7:04 by Warren
Pledge of Allegiance and attendance taken.

Motion to approve the minutes from the September 27, 2022, Finance meeting by Gaither; Seconded by Davis
VOTE YES: Warren, Gaither, Hardin, Matlock, Davis, Williams **Abstained:** Callender

Clerk Correspondence-Morgan: Shred day update with 45 cars and the jackets for NLC-Kansas City are in.

Department Reports:

Police-Freeman: The PD is going to be down with the ward 1 community meeting at the community center this Thursday. We just wanted to let you know if you ever want to have one of these ward meetings, we can come down to talk about fraud and what all is going on. That is really the big thing is fraud and someone is going into a lot of these cars in our neighborhoods lately. Also, we are increasing the patrols in the area just on the traffic. A lot of people are not stopping for stop signs and a lot of neighbors are calling in about the signs and speeders. If you have your family members in town, let them know that they are going to get pulled over. They are going big on these stop signs. Today, if any cable went out. If so, there was a truck from WM that had his dump truck up and knocked down everything.

Service-Haba: Nothing out of the ordinary. On the old part of Broadway, the part that hasn't been done yet toward Twinsburg, last week, two of the manholes had been cracked. One we just replaced 5-6 years ago but it's ring around the manhole is cracked again causing it to flip up and it can do a lot of damage. We fixed 2 of those last week and Monday we dug up the one at Tartabini's. That had crack rim making noises and cars are generally going around. We dug that up and will concrete it as soon as the rain ceases. We left the machines blocking one lane for the weekend so it could dry. We had trouble getting concrete due to shortage and trouble just getting a small amount, so we ended up mixing a yard and a half ourselves which is time consuming. It saved money. And I believe the Mayor has a new letter going out this week. We have our annual paint, computer and scrap tire pick up next Tuesday. Same instructions as always; no tires on the rims....

Building-Marinucci: No report. **Warren:** Have we solidified that you guys are the ones that will distribute the welcome packet? **Marinucci:** Yes. If there is a new one, please get that to us. **Morgan:** You should have the updated version. **Davis:** Thank you for getting together with the resident on the corner of Alexander that is rehabbing the house and.... **Marinucci:** It cost \$2,500 for a new driveway. It never should have peaked to the level it peaked to, but the process is working. I represented last week that a gentleman came in last week to get a temporary occupancy and he's going to assume to fix the driveway. That was the only way we could have gotten it fixed. It's paid for and it's going to take 3 weeks to get it done. She sent us the receipt. **Warren:** Now, when you say the POS is complete, you still give them a conditional occupancy, right? **Marinucci:** If everything is complete, they get a full occupancy. **Warren:** But the thing is everything isn't. **Marinucci:** On this one it will take 3 weeks. We issue to the title agency this morning a temporary to get it through

the system and then verify it's done. **Warren:** Then, after it's done then it's permanent. **Marinucci:** By them giving us the receipt and everything, I didn't make the buyer to sign the affidavit to do the work. The seller is doing that.

Engineer-Hren: I did send a memo regarding the legislation and my understanding I didn't get that here on time. But I wanted to follow up on Resolution 2022-52 which is our annual application to the Ohio Public Works Commission (OPWC) for funding. So, the two projects that we submitted for this year; the first is the Oak Leaf Road resurfacing project. Oak Leaf is the marginal road located on the west side of 271. The work that we're proposing is on the entrance ramp onto 271 starts all the way to Oak Leaf Oval. So, this is the two lane and a small part of the three-lane section where you have traffic going northbound and southbound. Estimated project cost is \$640,000. Our application to the OPWC is requesting \$390,000 of funding in the form of a \$273,000 grant and a \$117,000 0% interest loan. Typically, those are paid back over a 20-year period. The village will be responsible for \$250,000 of project costs and my team will continue to pursue other funding sources for that. There are several sources we can apply to that include the Cuyahoga County Dept of Development for both community development block grant and supplemental grant funds. Our district representative is also going to have a second round of ARPA funding applications. My understanding those will be in February so we will be able to apply for that to further offset those costs. **Hardin:** What is the timeframe for this project? **Hren:** This is probably 2024. **Mayor:** It's only to Oak Leaf Oval. From Oak Leaf Oval to Alexander, there will eventually be a third lane turning west into Walton Hills. The estimate is over \$1.1 million, and we aren't going to get involved in that. Let the TIF do the development and the work of where Ford Motor is, take care of it. So, we are only going to Oak Leaf Oval. **Hren:** To further the Mayor's point, an application for funding for that other section from Oak Leaf Oval to Alexander will be a lot more competitive once the redevelopment activities that we underway are in place between Kroger, Interstate McBee and the work that is happening at the redevelopment of the Ford Motor company. That will really help our ability to get additional funds whether from the State 629 roadway funds or the OPWC funds. It is a more competitive grant because you are demonstrating an economic benefit along with that project. **Hardin:** Is that still Cuyahoga County over by the Ford project? **Hren:** Yes. MGM itself is not; it's in Summit County. The corp. line is right there at the racetrack. So, the Walton Hills Ford project is in Cuyahoga County. **Hardin:** That will make things less complicated for us as all this starts. Because we don't know when all of our stuff will get started and we don't know when... I saw dirt being moved by Ford already. **Hren:** They have been doing up to this point, demolition work. What they are doing is preparing that site for future redevelopment. They had a very extensive demolition project. They were hauling stuff by rail, so there were trucks moving steel, concrete, all kinds of hazardous materials that had to go to a special landfill. It was a pretty extensive project. **Warren:** Not on Oak Leaf, but what we are going to ask, we are going to have to work with you much closer. The projects that we have authorized you to pursue funding and to pursue grants. Before those projects can move forward even though they could be bid out. But before they move forward, and I know there is an authorization. But we are going to make sure we know the projects. We are going to have to sit down and maybe get a schedule from you of all the projects we have pending applications for and grants of that nature. And if you could, could identify those projects and the dates that you anticipate for the to start, the total construction costs, the assist sources and the village's obligation. This way we will have a better idea of what is affordable. Maybe one project may come in ahead of another one. Maybe one may not be done at all based on these times. We would like to have that listed out in layman's terms without the sophisticated.... **Hren:** Sure. That is not a problem. I typically put something like that for the Mayor and for our finance director in a spreadsheet that will show the project, estimated cost, where the funding sources are and what our anticipated cost is. We typically work on that in October/November. **Warren:** That will work out perfect because we are working on our budget now. **Hren:** And know that we do very long-range projects that we are working on projects, so I'll make sure they are included. **Mayor:** Extend that to '25. **Hren:** Even if there are no expenditures in 2024 or 2023, I will make sure that I list it. That segways into our next project which is the Forbes Road reconstruction project. You are all probably aware that this had already been scheduled for 2023. That project is actually being administered by the county engineer. We reviewed the plans earlier this summer along with the cost estimate. When we originally signed an agreement to cooperate in that project, the cost estimate for that project was \$900,000. The cost estimate that came in this summer was about \$1.5 million. Funding sources through NOACA had already been committed and there was no additional funding unless we pushed it back a year. So, we asked the county to push it back. The other thing we found when we reviewed the plans was that they only taken the work from Richmond Road to First Place, and they totally ignored the section from First Place to the bridge over 271 which is probably the worse section of the pavements and the most heavily traveled because of the traffic coming off First Place. So, we asked them to include that in the project. They did do that which increased the estimated project cost to \$2,152,000.00. Our application is requesting \$430,739.00. The project funding does now include \$1,721,261.00 from ODOT and NOACA. The county went back to ODOT and NOACA to ask for additional funds. Not only for the increase in the construction cost that took place earlier this year which was in the range of 30-35%. But they also included that section from First Place to

the bridge. We will have that entire area. The concrete will be repaired and then it will be overlaid with asphalt. **Hardin:** So, now that we know you are going past First Place, is any work going to be done on the bridge entrance there? **Hren:** Yes, it will go right up across the Fair Oaks. It will include the intersection of Fair Oaks. The bridge itself when we get to the abutment, that is ODOT's responsibility. The section that is really bad is thru that intersection. That is going to be repaired as part of this project. **Mayor:** Your estimate cost for OV and remember Bedford Heights is part of this. **Hren:** So, this is a 3-party project. It's Cuyahoga County who is the lead, Bedford Heights and OV. With this application which we are again asking for \$430,000+. Our cost will be \$0. It is always our goal to have our cost zero. The administrative cost, obviously my time and working with the county, that is something that is not included in that. So, there are cost associated with my team's time. Those are minimal compared to any of those costs. The other thing I wanted to point out is because it is a 3-party agreement, even if there is another dramatic increase in construction costs, the costs are split 50% for the county and the other 50% is split between Bedford Heights and OV. **Hardin:** There is no way to lock this in because this is what happened last time. We were ready to go and then.... **Hren:** Again, I can't control this stuff. I do my best to try to keep our costs at zero. I just want to point out that should there be any overruns, it's split 3 ways. The way this is set up is actually where the work takes place. If there is a bad section of pavement in OV, we pay for that as a village. If there is a bad section in BH, they pay for that. That is the way these multijurisdictional projects are structured. Again, I am cautiously optimistic that our costs will be zero as far as the actual project and construction costs. It's a goal. And like anything else, if we find out that this project goes over, we will seek additional funding sources. We always do that. **Hardin:** There are no plans to have any path coming off of First Place. Just that one side. **Hren:** That is correct. This is strictly a Forbes Road project. **Davis:** You said we applied for the grant that will supposedly pay for our part. Do Cuyahoga County and BH apply for the same grant? **Hren:** Yes. This is a joint application. One of the things we get that is the total for all of us?? That would be split. Those are the dollars that would go toward the project. **Davis:** You said \$430,000 so that is the total for all of us? **Hren:** That's correct. That would be split. Those dollars go toward the project. **Williams:** So, when you said tentatively be responsible for the zero is that because the cost may increase because of the delay? **Hren:** Again, we have a 10% contingency built in and this year kind of freaked me out because it was literally 30-35% higher. That is the reason. We would do the same thing. If that happens again, I will let you know and then we will find some more money. The Mayor asked me if we should go ahead and do the project. It's really no different than Fair Oaks. We had two bidders just because of the market out there because of the lack of construction companies. The project came in 30% over than what we estimated. We are seeking additional funds through ARPA from our district counsel rep but at the same time we are going to rebid the project because we will have a better market by bidding that in January. I was originally planning to bid it immediately afterwards, but the problem is the market is so unstable that everybody is billing in additional costs. When a contractor can't buy steel or concrete with more than a 30-day lead time, where the suppliers are going to hold their prices, it turns out better for us to bid it in December or January much closer to when construction starts. **Warren:** One of the other things too is asphalt is an oil-based product so now that the price of oil is coming down a little bit, that's going to help make the determination on what the market is going to be for that. Suppliers are not making obligations to hold prices anymore in the construction world. You're lucky to get 30 days. **Hren:** It is a challenge but what I have found is prices are going up, there is additional funding sources. It's important for us to be prepared. Like the ARPA, you don't expect that money but then it becomes available. There are other funds that have become available through EEP for our sanitary sewers. We are working with the county to try and secure those dollars. **Williams:** Where it says any cost not covered, in the first project you had that we would cover it through a 0% interest loan. Have you guys identified ways the cover if there are additional costs? **Hren:** So, let me point out that 0% loan, when we review these projects, there are certain scoring criteria that all of the funding agencies will put out. In this particular case with the OPWC, one of their criteria to securing additional points towards that project is accepting a 0% loan. There are only a few things that we can really control. We can't control how old the roadway is, we can't control the conditions of it. Those are pretty tight. We know if it's in poor condition, you get a certain number of points for that. We can't make it any worse and we have to be honest with ourselves when we are filling out these applications. Where we do have control is the dollars that we commit to it. Not only the amount of the dollars but the type of funding we are committing. So, because we are accepting that 0% loan, we earn additional points. Every year we kind of monitor the point level it's going to take to get funded for these projects and we try to get to that score. And sometimes the only way to do it is either throw a little bit of money at it or sometimes you wait a year or two, then it's older and you get some additional points. We have been dealing with this for over 30 years and we got it down to a science. We have been very successful, and we have gotten funding almost every year. We just make sure we are above that cut offline in the number of points that the particular funding agency gives those projects. **Williams:** So, if there were any costs not covered, it would be a 0% interest loan? **Hren:** No, if there are not costs covered, I would try to find additional money. With that I would property go to community development under their block grant or their supplemental grant program. Or if any other programs come along. They really do come along

frequently. **Hardin:** And since you are on that side of town, you don't have any money for Somerville? **Hren:** One of the other things that limits the funding that is available is the designation of the roadway as either state route, county route, interstate route or a local street. Unfortunately, local streets are the toughest to fund. There are dollars available but it's a lot harder and there is a lot fewer funding sources for that. We will make it work somehow. **Matlock:** Tryon needs 2 things; it needs the road redone and some kind of walkway because it's a safety issue. **Hren:** That's a good point. We did apply for \$250,000 from Cuyahoga County because Tryon Road is a county route. I know it was recommended by public works. I don't know if the county council approved it yet. I know it was one of their resolutions that I believe was on second read. We should find out for sure by the end of the year and our plan was to take that money and leverage it to submit applications to the department of development for supplemental funds and block grant funds. That first section of Tryon is actually in an improvement target area and a low to moderate income area which gets additional points. Those applications are typically due in December every year. That this block grant and the supplemental grant is due in January. You'll probably see me here in the next month or two asking you for permission to submit those applications. **Davis:** Since Broadway is a county road, is the village responsible to fix it? They have been doing right where the bridge is there is such a bad hole. They have patched it so many times. **Hren:** That is part of our maintenance program and that will be done later this year. Probably mid-October. What the county does is they reimburse us for the material costs. Material costs are typically 50% of the construction cost associated with any roadway work. When we pay the contractor, that repair over there is about \$15,000, we'll submit a canceled check to the county, and they will pay for the materials. Now, the section of Broadway from just south of Tryon to Richmond is scheduled for 2024 at this time. And then the 4 corners intersection that includes Macedonia, Glen Willow, Twinsburg, and OV is also scheduled for 2024. I will make sure to include those projects in that spreadsheet. **Warren:** Can we apply for a grant for a standalone bike trail to have it run along with road? So instead of pursuing the road, let the road stand alone and try to get bike trail money or pedestrian money like we did before? **Hren:** We look at those; Clean an Ohio Trail Fund, Ohio DNR has a nature works grant. We do look at those and what we try to do is we try to do an honest assessment. If there is zero chance of us getting it, we're not going to waste our time to try to secure it. We have been doing this long enough now where we have a pretty good database, and we have a pretty good idea if we would be eligible for those types of funds. We are always looking at those. **Mayor:** You may want to touch on the trail going on Broadway between the community center and Tryon. **Hren:** You saw the construction start. The funding for the project was from the community development block grant. We received \$150,000 and there is some additional money we are receiving from the OPWC for that project. They just started that today and we should be completed with that project by the end of October. Then we will follow up with the signals. We will be replacing those probably next year along with the curb ramps at all the crossings. I will make sure to include that in the spreadsheet as well. There is OPWC dollars and some local funds that will be going into that project.

Law Director-Climer: No report. **Hardin:** Question were asked at the last meeting about the starting dates for the agreement? **Climer:** I believe I sent that. **Hardin:** To be honest, I will have to go and look again. They have a deadline to begin that I believe it's the end of '24. But don't quote me. Let me double check. **Davis:** On the Kroger thing, I was re-reading what you sent us. In section 101.02 that would get the \$18 million per year on the annual payroll they plan on after 3 years of the project being completed. We talked at the last meeting when they put footers in, that would be their start time, but it had in our contract that when it is completely finished. **Climer:** That is for payroll. The TIF money proceeds with the construction and the increase in value.

Finance-Thompson: To recap, we had finance committee meeting. We looked at our favorable ratios through August which is approximately in the .66 range. Our revenues are .68, expenses are at .60. We had some pretty good questions tonight. We dialogued about fund balances, and we recanted back to add a little clarity about the \$25,000 fund balance when actually ended unexpended at \$72,000 approximately. We discussed how we partnered with the county, and we had a lot of reimbursements. Sometimes it's the timing of those reimbursements coming back to us to assuring up some of those funds. **Mayor:** You mentioned about \$300,000. **Thompson:** \$250,000 to \$300,000. **Mayor:** There was a shortfall about it getting to us because they were late. Our finance director didn't point that out at the time other than say what the general fund balances was without talking about the reimbursements we were expecting. **Warren:** He did mention it at the meeting. **Mayor:** At the finance meeting but not the last meeting. **Davis:** I just found in our Kroger in section 2.05 that we can be reimbursed by the Kroger Company up to \$45,000 for all professional fees entailing engineer, etc. Do we already bill them, or have we billed them yet? I know we have an expense from engineering for starting this. **Thompson:** We haven't billed them yet for anything at the point. **Warren:** Is it planned to build? **Thompson:** *inaudible-other noise* **Warren:** Are you aware of that Mayor? **Mayor:** I will have time finally the next two weeks. There are so many projects going on but I will be getting back with them to get a timeline of when we are going to have the ribbon cutting. **Warren:** We were

talking about the reimbursement of professional services. **Mayor:** Well, the same as maintaining the mound over there and the landscaping that hasn't been done. A lot of this will be touched upon in the next two weeks. **Warren:** When will we know if there is a solid agreement? **Mayor:** There is but there is a strike among their employees in Ohio. Again, I will get clarification of everything in 2 weeks. **Williams:** Since Councilperson Davis asked the question, professional fees, is that legal fees, landscaping fees? Is there a description for professional fees? **Climer:** It's legal and financial fees. **Williams:** Not landscaping fees. **Climer:** There is a separate section. **Williams:** Let me ask this since I didn't get to ask in the finance meeting. We have some expenses for landscaping in here and I see where they say various TIF properties. Is that detailed out anywhere about which TIF properties we're talking about? Because we have specific agreements that cover landscaping for certain projects. So, it would be important to know which projects were detailed somewhere. **Thompson:** That is in partnership with Andy Sparks. **Mayor:** There is no TIF agreement with landscaping.... **Thompson:** On the invoice, we have the detail. So, on the invoices with Andy Sparks, Frank Brothers and where we are seeing other TIF properties, they detail which projects we're talking about? **Thompson:** Yes, Family Dollar, Thermo, Oakwood Hospitality, etc. **Williams:** But I wouldn't know by looking at this that those landscaping projects are for these. I would have to see the actual invoice.

Mayor: I had a meeting this morning with the Superintendent Dr. Cassandra Johnson and Sam Vawters of the school. I wanted to indicate to them that I highly endorse the alternative education program that was in place many years ago when you had Dr. Badurus as superintendent and Joe Mesnik on the board. Basically, it calls for seriously scholastic underachievers to...as an example a 10th grader who has a reading or math level of a 7th grader or a 7th who has the math level of a 4th grader to be put into a separate program until they are able to catch up. At the same time what I would add to that, this would be a guarantee for students in the Bedford school system less than 4 years that their SAT and any other test scores that would influence what the Bedford would generally be doing, would not be counted. **Hardin:** What is that last statement? **Mayor:** Particularly the students who are in this program that have been in the Bedford school system for 4 years or less, their test scores would not be counted. We are working through State Senator Matt Dolan to have this enacted by the State so it wouldn't affect a school like Bedford. I point this out because a city like Bedford has 40% of their homes are rented out. Many of these homes are single parent families or families coming from other cities that are in real problems and it's going to put an extra burden on the Bedford School District. Say they have a student from Maple Heights coming in and they are in the 10th grade, but they only have a reading level in the 6th grade. It's hardly fair to be counting that person failing on an SAT when he's only new into the school system. **Hardin:** Are you saying they will be in special classes within the school or are you going to send them somewhere else? **Mayor:** That is for the school to decide. **Hardin:** But that is a possibility. **Mayor:** It could be. There is so much room now in the schools that are existing that it could probably within the school. But something has to be done because a lot of this is happening and that's exactly why we are asking our law director to put some teeth into our legislation. This isn't a Bedford where the homes were so cheap to begin with and where you have people buying the houses and leasing them out. You are now having corporations doing this. This is a big-time enterprise where corporations are buying house and not individuals. That is why we need teeth in our legislation to not let it get to the point where you have a lot of houses being rented out. The people living in those homes right now do not have sweat equity in that home and they could care less what is going on. **Hardin:** So, you met with the superintendent and Sam and that is the focus group. It hasn't gone to the board. **Mayor:** Well, the board I think has been touching on this but haven't done anything. They are just now starting to formulate this. They just hired a new person, and it was interesting in studies. He was proud for putting the program together for gifted students which is great. We support that. But they just pointed out incredibly on the west coast; Washington, Oregon and California are outlawing gifted programs. This is incredible that they are stopping these programs because they are discriminatory. Again, I underscore I am very pleased that this is happening in Bedford continuing programs for gifted students. But anyway, this program was in place many years ago and then when the latest superintendent just dropped.... **Williams:** That wasn't completely it. The state created new assessments which are required by state law. My question would be how is Matt Dolan who is sponsoring this legislation; how is it being received? That is a state legislature. **Mayor:** We are looking at other mayors getting involved. Not just here but in many other districts as well to promote this because it isn't fair. It is hardly fair for Bedford when you don't have this happening in Solon or Orange. But it's happening in Bedford. I think there will be a fair chance of this happening and that is why we want to be very vocal in endorsing this to have this happen. There is nothing in place for an underachieving student other than to be with the rest of his classmates as a 10th grader.... **Williams:** There are a few different layers. There are credit recovery programs. I think what you are talking about is completely different. Some issues come into play where you have a less restricted environment where children are not supposed to be put into different spaces because of learning disabilities. **Mayor:** We are not talking disruptive students. We are talking students who are clearly behind. **Williams:** They end up falling into that category though.... **Mayor:** But is it fair for that student as a 11th

grader and he only has a reading ability of a 7th grader to be in that class? **Williams:** Oh of course not. What was the districts response to...? **Mayor:** We are just waiting to see how this formulates. I just wanted to give you the heads up just like I did with the infrastructure programs. I am giving heads up here and we'll see how this gains momentum. Again, we will need support of not just this council but the councils in all school districts and many other school districts as well for this to really happen. Those that are in the profession to begin with, let's see how they promote this. **Hardin:** I have said this before; I feel to separate them is not right. We go back to the good ole days when people rode the dinosaurs to school, we had sections and the only way we knew that there was a problem your book was different from my book. But we all went to school together. They even had at one point reading labs just for the students. They went to those classes, and everybody knew. But to separate them.... **Mayor:** Things have changed, and you have to change with it. It's not fair for these young kids to be so far behind and to be ***inaudible-other noise*** **Warren:** The concept makes some sense, but it is the implementation of how they do it. **Mayor:** Let's see how this formulates. **Warren:** To follow up on what Eloise said and even before that in elementary school, we had Mrs. SIRRUS's (sp) class which people categorized as the children that had more of a problem whether it was normal learning or discipline. Then it was Ms. Meredith's (sp) class which I was in that was the middle group, then it was Ms. Chrissy's (sp) class that had all the children that were identified as gifted, talented or smarter than anybody else. The thing you had a separation of educational opportunities and exposure. When you limit a child's exposure, how are they going to grow up or develop or to learn unless they are in an environment that is different from the one, they came from? You can't put them all together and expect them to advance. How would they? **Mayor:** They are going to be separated but the point.... **Warren:** If they are going to be separated, how are they going to advance? **Mayor:** They do. When this program was in place many years ago, many of the kids that were in this program advanced back to their normal class. It just took time. Anyway, I will be keeping you updated. **Callender:** I know these programs are good and everything for the schools. I would like to see something like this for the kids that don't attend Bedford schools. Something that we can do for those guys. Something in the evening or whatever the case may be. Because those kids may be behind and need some extra help, too. **Mayor:** That's where for 2 years, we had a program at Mt. Zion after schools for math and for reading and they were bussed after schools and the parents would pick them up. The parents complained. The kids were so far behind, and they still complained. The key is having a teacher good enough to focus on the student, get them engaged and enriched so they could live their dream. So, the keys are the teachers in terms of touching those students. Let's just see how this thing goes on. **Warren:** Just think the key, I always put myself in the other person's position. Trying to get kids to go to that school in the summertime and it's 5-6 in the afternoon and their friends are out playing, it would be better for that type of reinforcement is provided during the school hours. **Mayor:** But that wasn't happening. **Williams:** Schools have transformed now. There are tiers of teaching in the classroom where you can reach the students that are struggling while there are students that are gifted in the classroom and students that you would consider average. Teaching has transformed to include to be able to assist those children. Are their children that need additional help? Of course.... **Warren:** They don't want to alienate them. **Williams:** We keep them in the same environment because they still need the same social skills dealing with their peers. ***inaudible-several voices*** And then to expect a child who is struggling to be in school all day and to be in a program from 5-7, that's a lot to ask for a struggling student. That's a lot to ask for a gifted student. **Mayor:** I will continue, back at the beginning of the year I went to Brian and informed him that the stock market was looking like it was going to have a tumble which is the precursor for a recession. This was back at the beginning of the year. In fact, as the Dow Jones continued to tumble. The Dow Jones is now up 24%, the S&P is up 21% and the NASDAQ is up 33%. **Warren:** That's why we have to watch our spending. **Mayor:** And that's why we need to watch who we bring in this community. **Warren:** And that's why we need to watch our spending. **Mayor:** And that is why we have S&P and that's why we haven't had Sazinski (sp) inform us or recommend to us. We can't get a loan unless we get the approval from both the bank and S&P that we will be strong enough to handle it. One of the new companies here, Sofie, who used to be IBA Molecular, they are bringing in a cyclotron that accelerates particles which is part of nuclear medicine which is aiding helping the spread of prostate cancer. This is very exciting. They will be getting the cyclotron in the first quarter of next year. I want to point out we have Reflections coming in and right next to Reflections is a firm called DCOMM. They do installations for Spectrum. And in that little building we are looking at a payroll of \$4-5 million when things are up to snuff by the end of the year. We are bringing in companies that have payroll and payroll where people have to come work. They can't be working out of their homes. That is one of the keys in having revenue coming in whereas many other cities, particularly in Cuyahoga County are just struggling. I pointed out when you go through South Euclid, you wouldn't believe things are very fine there. But they couldn't get an income tax hike. So, council didn't have to go to the people to decrease their credit to 0%. Looks what happened to Highland Height and Mayfield Village in respect to the office buildings over there. \$8 million they are going to lose for the year for those building being empty. You have Bedford losing the hospital but now they lost 35 people out of their Mercedes Benz auto shop. They are now going to Beachwood. 35 top grade accountants. That's another hit. We aren't getting that kind of thing because of the companies they are bringing

in and that is what underscores Green Brings in Green which has been my motto for a long time. Greenscaping brings in companies that with higher payroll. They take pride in where they are working and where they are working as well as pride in the community and the residents that are living here. That is why I can't underscore enough about the happiness I have over trail going in on the other side of Broadway now which will complement the one on the shopping center side. It will really take your breath away going through there. But that is why you are getting a Reflections and a DCOMM the smaller companies coming in as well with the big boys. And I am looking at another major company that could be possibly coming to OV. Lastly, the flyer will be going out before the end of the week regarding the Amish tours. They are coming up Friday October 14th and November 25th as well as the turkey dinners on Tuesday November 23rd. Tom has mentioned the scrap tire and old paint cans as well as snow removal that is indicated there. And last the Halloween program we have had a number of years a magic show family. But unfortunately, one of the girls has taken very ill, so they won't be back. We are going to have a fright night at the community center and that will be Friday October 28th. That will all be in the flyer along with a little guidance from WM and pointing out to people having the opening lid facing the street, having the container 3 feet apart from any other container or mailbox, fire hydrant or pole. When they are right next to each other, then the driver has to get out to take care of it. That will all be part of the flyer going out of here in a few days. **Williams:** I don't know about watching who we bring into our community but what I do know is I think as a community we do a great job of showing people how we exist together in our community. Setting expectations and I think that the building department giving out that resident packets. That is a great way and a great start. **Mayor:** That's for residents, not businesses. **Williams:** I know we are not going to be able to screen out everybody we want to screen out getting the rental, but we can show them how we exist as a community here. People will come that we don't think belong here, but we need to be supportive.... **Mayor:** I don't get involved with the residents; I get involved with the businesses. I can't tell you how many I have **inaudible-noise**. One thing that you were pointing out about being prideful, I think I pointed out when Interstate McBee, when we had our concert at Mount Zion and it was standing room only, the CEO brought his mother who is 91 years old, and who still does finance work by the way. His dad is 96 and, in a wheelchair, and is still the De Facto CEO of Interstate McBee. The point was she marveled at the diversity, at the kids that were involved. She couldn't get over all this that was happening in a little village. She said she was proud of making the decision of coming to OV instead of Miami or Houston. Just because of seeing the program we had and the community involvement. It was very, very helpful. **Davis:** When you are going to get the trees in on Alexander Road. They were supposed to be put back in by Premier. **Mayor:** We are making an arrangement with Petitti's on getting the trees actually for free. We are at least to get them out here. So, if we just put a lot out there for holding purposes for now. You will be seeing in the next 30-45 days a lot of trees coming into OV. Both evergreens and shade trees. And this will not be just for that point but at the intersection of Fair Oaks with Alexander as well as where Caterpillar is on the other side. That is something I was going to mention. I am meeting with the new owners of Agmet Metals which is has been one of our unfortunate smokestack industry companies which has been a problem. They are a nationwide company, and they are investing \$6 million in cleaning project which we will TIF. We are not interested in giving incentive to a smokestack industry. A TIF is not an incentive. It's more the property tax money of the \$6 million that is used to improve their property, it goes to the county, and we would be getting it back. We will be investing into ward 5/ward 4 areas as well. That will be another \$40,000 a year for 30 years. **Davis:** So, the trees are coming but is it the service department that has to put them in or are you having somebody from actual Premier? **Mayor:** Probably have to get hold of her. We will at least have them here right now and let's see. **Warren:** That should incumbent for Premier to do that. **Mayor:** They gave us money for the Yarborough property; not the Macedonia project. The gave us \$55,000 for the property. **Davis:** They cut down all those trees that they were not supposed to touch. **Warren:** They were responsible for replacing them. **Mayor:** No, they gave us the money. That became our responsibility. **Hardin:** Where is the Yarborough property? **Mayor:** It's on Alexander between the house and the undeveloped lot. **Warren:** Brian, do you have \$45,000 from Premier that you could show us on your books? **Davis:** \$55,000. **Thompson:** Yes. They paid up. **Warren:** Okay, I would like to see it. **Hardin:** On the corner of Forbes and Broadway and Richmond, they started digging there (fyi-not Forbes. Only Richmond and Broadway). The man with the chickens. Is anything going to happen there? **Mayor:** First we have to deal with the chickens. He is before court on August 4th (actual court date-October 4th). He will have to deal with the Bedford court on that one. The matter with Richmond and Broadway, it was partially he needed extra land for sewer work. The problem was he couldn't buy it off of Roseland. Roseland now is in receivership so it's under the bank. The bank won't do anything until there is a new buyer. So, it's being held up. At the same time, there has been a buyer for Roseland, but they are asking for far too much money for this to happen which is discouraging. But the first point, the chicken thing is far more important. How would you like to have 100 chicken and roosters making noise and you have seagulls every once in a while? That is the first thing. **Hardin:** Apparently, we had an epiphany. Last week was my last week for sitting among this stuff. You are doing great, but I need this out of the way. I had to push all of his stuff and I have some more stuff, but I couldn't bring it. I need you to get all that.... **Mayor:** Let's

see, we are in the middle of September. Before the end of October, it will be gone. **Hardin:** Where are we with the signs? (*FYI-all the boards met the previous night (9/26) for the final review of these ordinances 2021-WS 26 originally 2021-70 and 2021-WS-27 originally 2021-71*) **Climer:** According to Ross, the sign ordinances were well received. They had 4-5 suggestions. I have not had the opportunity to get the specifics on that yet. **Hardin:** Are we going to finalize this? We are going to take them off of WS and finish this up? **Climer:** We need to get the recommendations from the planning commission. **Morgan:** They just met last night. **Hardin:** But I am reminding so we are going to keep working so we can bring it off WS and finish that up. **Climer:** Yes. But we need.... **Hardin:** I got that. **Mayor:** We have to be careful. None of us want to see a bunch of digital signs on Broadway. At the same time, there is one company that makes sense to be doing for. But we don't need a plethora of them.

Public comment:

Resident 1-Willie Compton 26425 Morning Glory Lane: I am here because people have been coming to me about the landscape and the ponds. My pond being three times this year since the last one came out this week. I have been calling because I can't get the presidents to do their job. They don't cut around the pond. One time I called Mr. Callender for him to call and have them come do it. Grass is getting high and stuff on the pond. The drain I talked to Ed Hren is not opening; it's closed up. Another young lady, she has been trying to get it done. She has been getting hold of the Mayor. I talked to the Mayor, too. So, I finally called Jerry at the HOA. They finally sent a young lady out and I was telling her what they are supposed to do. She said they do. They finally cut around the pond. I can't get the neighbors to talk for themselves. They want me to do their dirty work. I keep telling them I am not their president. They have a council person and a president. Talk to them. Come to find out the president don't want to talk to them. It's not fair. The only way I got things done this time is I told them I was going to talk to may attorney. The lady called the Mayor, she came to see me she told me that she talked to them. Then, I called Jerry and told him he was going to send the lady out. They finally come and did that. The problem is she want to find out if there is a way for us to put our money.... I told her we can't give the money OV and have OV do the job, but I would have to talk to my attorney at OV. He told me we could put our money into an escrow account like we did before and make them do the job they are supposed to do. That's about the only thing I could do and trying to get the people out to help is kind of hard. They act like they don't care about their neighborhood. I am trying to do what I can. Since this young lady has started to come over to talk to me, I finally have somebody to work with me. She is going to be coming around to get things done. **Mayor:** It's not one pond; there's two, maybe three. Certainly two and they have been dealt with twice or three times in the entire year. It should be every month. What can the residents do to get actions? **Climer:** I spoke with Ed Hren about the pond issue sometime back and there was some discussion about whether or not they were serving the purpose for which they were installed which was water control. There was likely not enough volume taken up by the cattails to impair that function. But I would encourage you to work with your HOA if at all possible. We also have grass and weed ordinances here at the village that I am happy to talk to you about if you want to give me a call. **Resident 1:** Regarding the cattails, I had that done before. I had to call them last month for the other pond. They finally came out and put stuff down for the cattails. Mine is starting to get cattails again. The problem is they are not doing it regular enough to take care of that. Once you kill it, it shouldn't come back if you really take care of it. That long pond, that you're not to mess with is for cattails to grow there. **Climer:** It has been quite some time since I have look at the agreements. The village has some rights to get in there and deal with the ponds to the extent that the volume is taken up such so it impairs the flood control function of those ponds. **Resident 1:** I understand that. I used to take care of it before my operation. I used to go out there and do a lot of stuff. We would order stuff off the internet to help take care. But I was spending my money. They should be taking care of that; not me. As far as the drain system, I was going out there and cleaning it up that is coming off the streets through the drains. **Climer:** To the extent that the grass is growing around the ponds, we have ordinances about nuisance weeds and grass that I will be happy to talk to you about. **Resident 1:** Okay. I don't remember how many feet from the pond that they are to leave alone. They are supposed to cut so far down to it. That keeps the erosion. **Warren:** Maybe the law director can see first what their HOA agreement is so we can get the bounds of the responsibility. **Resident 1:** The young lady was asking is there a way that OV can take that up. I would rather pay my money to OV anyway instead of keep having this problem. **Warren:** The thing about that is you already have an HOA and it would appear that would have to be worked out between the owners or whoever is supposed to be doing it in the HOA. Then at that point, if it involves into something larger, you can ask us about it. That's private property and it limits our ability to do anything legally. **Resident 1:** I have 2 more questions; one for the attorney. We pay taxes up on the landscape that runs into the back of school bus property. Freeman never paid the taxes on that. Is there a way we can receive our money back? **Mayor:** That's Bedford Heights. **Resident 1:** Right. But even the one for us, I

wanted to send something billed to do it on their partial back there. It's an empty property and we are paying taxes back there. **Mayor:** Let's get Ed to get the parcel numbers and the topo(graphy) on it so we can see it rather than talk about it.

Resident 2-Karen Howse 7209 Glenshire Road: The Northern Haserot following up from that last council meeting you said that you were considering giving him a TIF? **Mayor:** It has been a busy two weeks and there is something else I want to present to them first before so I can see their reaction before I give it to council. Hopefully it will be done by Friday so by the next council meeting it could be discussed and the following it will be approved. **Resident 2:** Do they currently have a TIF? **Mayor:** When they did their expansion. **Resident 2:** Has it expired? **Mayor:** I believe the TIF expired in '21. **Resident 2:** So, you will be doing a.... **Mayor:** Actually, it wasn't a TIF. We were talking a job retention tax credit rather than TIF. TIF really aren't any incentives because the money will be coming back to OV. **Resident 2:** So, is that an OV program for retainage? **Mayor:** Usually it's for new companies or expanding companies when they are creating new jobs. Here although they would hopefully be expanding or not losing jobs, that was the key. **Resident 2:** So, you are talking like occupancy program or retaining.... **Mayor:** Yes. Right now, we collect from them once we have a solid good year, a half million a year. That is very substantial. It's one of our larger companies. Giving up one fifth of that versus we just sit back, and they move, then you have lost everything. They would really like to stay here. I told you they bought a building on south Oak Leaf in Macedonia for their cold storage. The key is they would love to stay here and we're offering other ideas. Our PD will offer some of their executive the use of guns with the simulator. With respect to UH, there will be an examination room in that building where they will be testing their drivers and things like that for drugs and alcohol which other communities are not doing. I want to get this all together to present to them.... **Resident 2:** I was trying to figure out what program OV has to provide such a thing. What would you call.... **Mayor:** We have done at least 10 job retention tax credits.... **Resident 2:** For new business or existing? **Mayor:** We have done expansions. **Resident 2:** So, is Northern Haserot expanding? **Mayor:** When they did expand in about 2013, they did. **Warren:** The answer is no. **Climer:** There are 2 statutes; one is job creation, and one is job retention. **Resident 2:** And that is why I was asking which one because first we were talking about it.... **Climer:** In this instance, it is a job retention. **Mayor:** This will be the first retention.... **Resident 2:** And you will be doing the criteria based on the ORC. **Mayor:** And they have to maintain a certain amount of payroll or if they leave in a certain timeframe before it expires, they have to make up all the difference. I want to give it to them first before I give it to council. **Resident 2:** The gas station or the empty building on Tryon and Broadway, the one that use to put the nasty signs up. Any plans for that? **Mayor:** It by itself can't be developed because the right of way is where you can't put a car in there without it cracking and being on our property. We have got them to where we are developing it along with hopefully with the 4 parcels from General Title that are there. That entire parcel along with the fellow that has that building further back. Rather than it being demolished and rebuilt and operating, he has been before the planning commission and been approved to move forward. But again, with the way the economy is, he hasn't done it. I would like to have that parcel. **Resident 2:** Staying in that vicinity, what are you going to do with those columns. **Mayor:** Initially we thought they would be at the entrance to our park and unfortunately, they weren't happy with thinking how it would reflect where their own building was. Where it makes the most sense now is the entry way to the Kroger building. **Resident 2:** Will they incur the cost to move it? **Mayor:** Yes. That is not a cheap cost under the phone wires. Kelly Steel gave us a quote of about \$20,000. They are a ton a piece. **Resident 2:** Pettibone and Broadway. **Mayor:** We just talked about that. **Resident 2:** Right there where you have the nice plants and greenery there. That empty space. What's going on with that? **Mayor:** Nothing. **Resident 2:** They won't sell it or anything. **Mayor:** There has been so many things going on I can't handle everything. **Haba:** The Mayor had a deal with the mother of the owner that we would take it down and when they sold the property, they would get the money back. The son stopped in about 6 years ago and mixed on the deal. **Resident 2:** Is there gas tanks under there? **Haba:** No, they extracted them. **Resident 2:** The school. That has been a discussion for a long time. I have been a product of a community before I moved the Warrensville where the education level wasn't the same. Warrensville was 80% white and then you had a migration of African American's there. The education I received was different and a little more advanced. I am glad they didn't exclude me from the students that were more advanced because I caught up. But they did have intervention programs-the name they are using now. But it was a source of intervention to help bring me up. I never felt isolated from the average students. I think that is how I advanced because there were programs in place. Like it or not, people want to be better for their kids. They want to move somewhere where they can get a better education from where they're at and to extrapolate them instead of saying you're here because we're there because the numbers aren't right. I don't know if it was that much as opposed to how the state the has to disburse money. **Mayor:** We aren't talking one or two grade levels. We're talking where there is clearly, you're in the 10th grade with a 5th grade reading level, that can't happen. **Resident 2:** There are a lot of reasons for that because of testing and things like that. ***inaudible-resident/Mayor*** **Warren:** You could actually be a bad test taker. **Resident 2:** It could be and that is a very true statement. I know that has been a discussion for a very long time. Bedford Heights has a lot of

renters and like you said companies are just buying these properties because they don't have a care in the world. They turn it over and become a slum lord. That tends to be a very sensitive subject for me because there are parents out there that want the best for their children and the best for their children could define Bedford or Warrensville. But to make the child feel inferior because of what they didn't get on a score. Maybe they are a bad test taker. There should be a lot of discussion before looking at isolating children. **Mayor:** They are the educators. **Warren:** But you are wanting us to support the idea. **Mayor:** Let's see what they come back with. All I am doing is looking at this deeply. There are very interested. **Warren:** One of the things that would be an even better solution is where your weaknesses are, then you have tutoring right there in the school. Or you could have all of us here and the next period all of us go to a different math class and the rest guys go to another. But we would all be together. **Resident 2:** What was the total amount we receive in ARPA money in 2021 because you know they sent it in 2 halves? **Thompson:** I am going to research it for you and let you know. **Resident 2:** The second, what were the plans to use the ARPA money? **Mayor:** I don't have it in front of me but I believe we were going to use it for Fair Oaks. **Resident 2:** I thought that was some of the money you applied for from the county because the county was disbursing ARPA money as well. **Mayor:** Well, remember we were saving a quarter million dollars. **Resident 2:** The money we received, what plans were you deciding to do. **Mayor:** This is relatively new with the ARPA money. This may be our first year. **Resident 2:** They did a whole revision thing because they left out villages and townships. Then they did a reallocation and distributed it. How are we using that? **Mayor:** Some of our COVID money we used for the vitamin d program which was just tremendous. **Resident 2:** If you could share that at the next council meeting what your plans are. And my last question is, how about a capital improvement committee? We are so blessed to have the funds we have been getting. You keep us on trails on the different roads and programs that you are going to improve on. The reason why I am asking is because it is a lot. I know you have it spread over 5 years and I know the intent is that is a 5-year capital program. But for a village our size why not have a committee to just talk about those things. **Mayor:** Well, to make it easier, CVE has a group that studies roads according to ODOT. I get the complaints and we are having those roads inspected to ODOT standards. Ranking the worst versus the best. **Resident 2:** I think that would be a nice thing to have to determine the percentage of roads that need worked on. **Mayor:** That will be an expenditure council will have to allow. I think it will be a good one. (Part of recording didn't pick up after municipal building arguments) **Hardin:** We fly by the seat of our pants and every time we mention a municipal building, we get what we got last week. If this continues, we need to bring in some construction trailers to emphasis the need for space and the need to plan what is going to happen here. We can't keep this up. **Mayor:** So, it's that hard for you to work her another 3 years? **Williams:** But it's not 3 years. It's 3 years every 3 years. **Mayor:** We don't have the money to justify.... ***inaudible-multiple voices*** **Warren:** We can do some speculating but once we figure out what our financial situation is, this is the time where we can start making plans. ***inaudible-multiple voices***

Legislation:

Ord 2022-53 A RESOLUTION OF SUPPORT FOR THE WORK OF THE CLEVELAND CUYAHOGA
Introduced by Mayor & COUNTY PORT AUTHORITY AND DECLARING AN EMERGENCY
Council as a whole
1st Reading

MOTION TO SUSPEND by Davis; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis, Williams
MOTION TO ADOPT by Davis; Seconded by Callender
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis **ABSTAINED:** Williams
MOTIONS PASSED

Res 2022-54 A RESOLUTION OF CONDOLENCE TO THE FAMILY OF MARIE STEWART
Introduced by Mayor &
Council as a whole
1st Reading

MOTION TO SUSPEND by Gaither; Seconded by Callender
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, Williams
MOTIONS PASSED

Ord 2022-55
Introduced by Mayor &
Council as a whole
1st Reading

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A LEASE/PURCHASE AGREEMENT WITH FNB COMMERCIAL LEASING FOR THE ACQUISITION OF A NEW HOLLAND WORKMASTER 55 TRACTOR AND DEMCO 60 GALLON SPRAYER 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 Davis

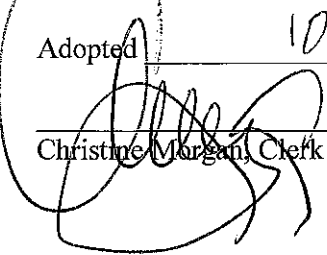
VOTE YES: Warren, Gaither, Callender, Hardin, Matlock, Davis **ABSTAINED:** Williams

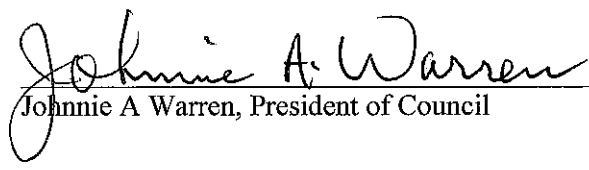
MOTIONS PASSED

MOTION TO ADJOURN by Gaither; Seconded by Davis

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

MEETING ADJOURNED @ 9:06pm

Adopted 10/11/2022

Christine Morgan, Clerk of Council


Johnnie A Warren, President of Council

Christine Morgan

From: Ed Hren <hren@cvelimited.com>
Sent: Friday, September 23, 2022 1:58 PM
To: Dionna Hammett; Christine Morgan; Mark Garratt; ttoaz@qcigroup.com; Mitch Heath; Tom Haba; Niki Chuppa; Debbie Stoffl; Daniel F. Marinucci (ncxohio@yahoo.com); Robert Given; Corey Craig; Pat Carney - Bedford / Bedford Hts. School Transportation Dept. (pcarney@bedford.k12.oh.us)
Cc: Isaac Whitney
Subject: CONSTRUCTION START - Week of 9/26/22 - Solon Road Resurfacing Project
Attachments: Ronyak - Contact List.PDF; Attach 8a Solon Road Resurfacing Oakwood Location Map.pdf

Good afternoon all,

Ronyak Paving will begin construction on the Solon Road Resurfacing project the week of 9/26/2022. The Maintenance of Traffic Signage will be installed on Monday and Tuesday with construction scheduled to start on Wednesday 9/28/22, weather permitting. This project consists of planning and repairing the asphalt base, and the resurfacing Solon Road from the Oakwood Village – City of Bedford Heights Corporation line south to 100 feet west of the Solon Road – Richmond Road intersection.

The attached map will confirm the project limits.

A minimum of one (1) lane of traffic shall be maintained at all times by use of flaggers in conformance to ODOT standard drawing MT-97.10 and MT-97.11. The Contractor will arrange his operations so as to minimize interference to the continuous flow of traffic and the length and duration of lane closures and restrictions will vary on a daily basis. The intent of the construction process shall be to minimize the impact to the traveling public.

Vehicular access for all businesses shall be maintained at all times. Any required driveway and apron work shall be coordinated with the owner to minimize the negative impact of interrupted access to the property.

Mitch Heath from my office is the Project Lead and Quality Control Inspection will be inspecting the construction work on behalf of the Village. Emergency contact phone numbers for Ronyak Paving are attached.

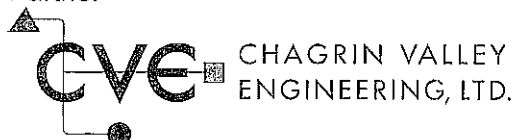
Please call or email if you have any questions

Thanks,

Ed

Edward J. Hren, PE

Partner



22999 Forbes Road, Suite B
Oakwood, Ohio 44146