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Mr. DeJohn inquired if the report from AECOM for the connectivity study was on the City's website for residents to see. Mayor DiCicco stated he would have it put on the website.

Director of Law Murphy: Mr. Murphy asked for an Executive Session for pending and imminent litigation after the regular business of Council this evening.

Director of Finance Fegan: Mrs. Fegan mentioned Ordinance No. 2019-3 is on the agenda and establishes a fund for the Hometown Heroes Banner Program. The Auditor of State requires any new fund receives council manic approval before it is established.

REPORTS OF COMMITTEES, COMMISSIONS AND BOARDS:

Building Committee: No report.

Mrs. Teresi stated she received two calls from residents on Woodrow regarding the collapse of the Golden Gate Shopping Center wall behind their homes. They reached out to the shopping center, but received no answer, and wondered who would repair it. She drove by and saw the wall. Mayor DiCicco noted that happened a few years ago and the shopping center repaired it quickly. He would check on it. Mrs. Snider stated she also would follow up on it. Mr. Manno mentioned he looked at it to and there are sections going toward Friday's where the blocks are offset so the whole wall should be checked.

Finance and Audit Committee: No report.

Legislative Committee: Mrs. Teresi stated a meeting would be held February 12, 2019 at 7:30 A.M. pertaining to Council voting rules.

Public Works and Services Committee: Mr. Ballistrea reported the committee met January 30, 2019. Copies of the minutes of the meeting were distributed to all members and are a part of the permanent record. The Committee recommended some work be done from the Gardiner HVAC audit, but after the meeting there were some changes made from what the committee recommended and those would be explained this evening when the resolution comes before Council. More work can be done for the same amount of money. Mr. Ballistrea continued the City is not going to accept the two CEMAC grants for the Lander Road roundabout and the Mayfield Road traffic signals for 2019. The sidewalk inspection program is under consideration and the 2019 road program was discussed with two portions recommended to move forward.

Recreation and Parks Committee: Mr. Manno reported as follows:

Taste of Italy Dinner - Saturday, February 23, from 6:30 – 10:30 pm at the Ross DeJohn Community Center. Cost is \$30.00 and is open to all 21 and over. New this year will be a Wine Tasting conducted by "Bottle To Glass" and a Homemade Wine Contest – Please submit your Homemade Wine to the Recreation Department by 4:00 pm next Wednesday, February 20 to be entered into the contest.

1st & 10 Flag Football - Don't miss out on this great program for kids in grades K-3. Details can be found on our website www.mayfieldheights.org or by calling the Recreation Department.

Safety Town 2019 - Is your child entering kindergarten for the 2019 – 2020 school year? If so don't miss out on our Safety Town program. Registration is now open. Details can be found in your Kindergarten registration packet or on our website.

Taste of the Islands Happy Hour - Mayfield Heights Young at Heart programming is pleased to announce our next event. Scheduled for Tuesday, March 26, 2019, 2:30 -

4:30 pm at the Ross DeJohn Community Center. Join us for delectable food & dessert samplings from the Bahamas, Jamaica, Cuba, Key Largo and Hawaii. There will be a DJ, Photo Booth and Door Prizes. \$5.00 per person in advance at the Recreation Department. Registration deadline is March 15.

Safety and Transportation Committee: Mr. DeJohn reminded everyone that if you See It, or Hear It, Report It to the Police Department.

Board of Zoning Appeals: Mrs. Sabetta stated a meeting is scheduled for February 12, 2019 with two items on the agenda.

Planning Commission: Mr. Ballistrea reported there was no meeting due to lack of an agenda.

PUBLIC COMMENT: None.

Mrs. Finney turned the chair over to Mrs. Snider as Mrs. Finney would be abstaining from the next item on the agenda due to a personal relationship with the property owner.

RESOLUTION NO. 2019-10: "A Resolution confirming the action of the Board of Zoning Appeals of the City of Mayfield Heights in granting to Fairchild Management Company a use variance to permit a self-storage facility at 1413 Golden Gate Boulevard, a use not permitted in a U-4 Zoning District (Cuyahoga County Permanent Parcel Nos. 862-06-050, 862-06-071, 862-06-072, and 862-06-073)." Mr. Murphy read the resolution by title only. Mr. Manno moved to place the resolution on second reading, seconded by Mrs. Sabetta. Roll Call on motion as stated: AYES: Manno, Ballistrea, DeJohn, Sabetta, Snider. NAYS: None. ABSTENTIONS: Teresi, Finney. Vote 5-0-2. Motion carried. The resolution is placed on second reading.

RESOLUTION NO. 2019-11: "A Resolution confirming the action of the Board of Zoning Appeals of the City of Mayfield Heights in granting to Fairchild Management Company a variance to reduce the minimum parking spaces necessary from 572 to 12 to permit a self-storage facility to operate on the property at 1413 Golden Gate Boulevard (Cuyahoga County Permanent Parcel Nos. 862-06-050, 862-06-071, 862-06-072, and 862-06-073)." Mr. Murphy read the resolution by title only. Mr. Ballistrea moved to place the resolution on second reading, seconded by Mrs. Sabetta. Roll Call on motion as stated: AYES: DeJohn, Snider, Ballistrea, Manno, Sabetta. NAYS: None. Motion carried. ABSTENTIONS: Teresi, Finney. Vote 5-0-2. Motion carried. The resolution is placed on second reading.

RESOLUTION NO. 2019-12: "A Resolution confirming the action of the Board of Zoning Appeals of the City of Mayfield Heights in granting to Fairchild Management Company a variance to allow the main identification sign to be on the south side of the proposed self-storage building at 1413 Golden Gate Boulevard (Cuyahoga County Permanent Parcel Nos. 862-06-050, 862-06-071, 862-06-072, and 862-06-073)." Mr. Murphy read the resolution by title only. Mr. Manno moved to place the resolution on second reading, seconded by Mr. Ballistrea. Roll Call on motion as stated: AYES: Sabetta, Snider, Manno, DeJohn, Ballistrea. NAYS: None. Motion carried. ABSTENTIONS: Teresi, Finney. Vote 5-0-2. Motion carried. The resolution is placed on second reading.

RESOLUTION NO. 2019-13: "A Resolution confirming the action of the Board of Zoning Appeals of the City of Mayfield Heights in denying to Fairchild Management Company a variance to allow a 178 foot secondary sign on the east side of the proposed self-storage building at 1413 Golden Gate Boulevard (Cuyahoga County Permanent Parcel Nos. 862-06-050, 862-06-071, 862-06-072, and 862-06-073)." Mr. Murphy read the resolution by title only. Mr. Ballistrea moved to place the resolution on second reading, seconded by Mrs. Sabetta. Roll Call on motion as stated: AYES: Ballistrea, Sabetta, DeJohn, Snider, Manno. NAYS: None. Motion carried. ABSTENTIONS: Teresi, Finney. Vote 5-0-2. Motion carried. The resolution is placed on second reading.

RESOLUTION NO. 2019-14: "A Resolution confirming the action of the Board of Zoning Appeals of the City of Mayfield Heights in denying to Fairchild Management Company a variance to allow a secondary sign on the east side of the proposed self-storage building where there is no unrestricted ingress and egress to the inside of the building at 1413 Golden Gate Boulevard (Cuyahoga County Permanent Parcel Nos. 862-06-050, 862-06-071, 862-06-072, and 862-06-073)." Mr. Murphy read the resolution by title only. Mr. Manno moved to place the resolution on second reading, seconded by Mr. Ballistrea. Roll Call on motion as stated: AYES: Snider, DeJohn, Manno, Ballistrea, Sabetta, Teresi, Finney. NAYS: None. Motion carried. ABSTENTIONS: Teresi, Finney. Vote 5-0-2. Motion carried. The resolution is placed on second reading.

Mrs. Snider turned the chair back over to Mrs. Finney.

RESOLUTION NO. 2019-16: "A Resolution authorizing the Mayor to enter into an agreement with Gardiner to engineer, design and implement energy based performance solution at the City facilities, and declaring an emergency." Mr. Murphy read the resolution by title only. Mrs. Snider moved for suspension of the rules, seconded by Mrs. Teresi. Roll Call on motion as stated: AYES: Sabetta, Manno, Ballistrea, Teresi, Snider, DeJohn, Finney. NAYS: None. Motion carried. Mr. Ballistrea moved for adoption, seconded by Mrs. Teresi. Mark Havens, Gardiner, stated the company has been working on infrastructure improvements for the City Hall. This started with the Investment Grade Audit approved last May. The results were presented last October to Council. The Public Works Committee reviewed the results with the recommendations made and on the agenda this evening. The effort was to improve comfort and save energy. A few changes were made after the committee meeting. The work to be done would be installation and modification of airflow, a new building automation and air and water balancing. Mr. Ballistrea noted the committee approved approximately \$470,000 toward the project. There is NOPEC money of \$70,000 per year with \$210,000 over three years to offset the cost. There is \$37,000 for electrical for two new motors, which NOPEC approved. The cost of the audit was around \$23,000 and that would not be charged to the City, which leaves \$223,325 net cost to the City per Mrs. Fegan. Mr. Fornaro added he hopes the money from NOPEC would continue to be available in the future, but they will not approve any money more than three years into the future. If the money becomes available, then the boilers would be addresses. Mrs. Teresi asked if there have been other audit savings with Gardiner. Mr. Fornaro replied there was a cost sharing audit and this is year three of that contract. He will get back with numbers. Roll Call on motion as stated: AYES: Manno, Ballistrea, DeJohn, Sabetta, Teresi, Snider, Finney. NAYS: None. Motion carried. The resolution is adopted.

ORDINANCE NO. 2019-3: "An Ordinance establishing a special fund to be identified as the Hometown Heroes Fund for purposes of handling all funds related to the Hometown Heroes Program and declaring an emergency." Mr. Murphy read the ordinance by title only. Mrs. Snider moved for suspension of the rules, seconded by Mr. Manno. Roll Call on motion as stated: AYES: DeJohn, Snider, Teresi, Ballistrea, Manno, Sabetta, Finney. NAYS: None. Motion carried. Mr. Manno moved for adoption, seconded by Mrs. Teresi. Mrs. Teresi asked how the City would determine who it would assist with this fund. Mrs. Fegan replied there will be a group running the program, which would be the Recreation Department and some input from of Council. Roll Call on motion as stated: AYES: Teresi, Sabetta, Snider, Manno, DeJohn, Ballistrea, Finney. NAYS: None. Motion carried. The ordinance is adopted.

ORDINANCE NO. 2019-4: "An Ordinance approving the Solid Waste Management Plan Update (2019-2033) in the City of Mayfield Heights for the Cuyahoga County Solid Waste Management District." Mr. Murphy read the ordinance by title only. Mrs. Sabetta moved to place the ordinance on first reading, seconded by Mr. Manno. Roll Call on motion as stated: AYES: Ballistrea, Teresi, Sabetta, DeJohn, Snider, Manno, Finney. NAYS: None. Motion carried. The ordinance is placed on first reading.

Mrs. Sabetta referred to the Public Works Committee minutes and questioned the rejection of the two CEMAC grants. The Lander Road roundabout was a good safety

matter, so what would the City do to acquire this type of money. Mayor DiCicco stated at this time it does not fit in the budget, as there are a lot of other items for the road program. The City is at the maximum budget for the road program. If there are revenue increases in the future, the City could reapply. There may be some land acquisitions for the project, which would increase expenditures and the City's portion now was \$400,000. Mr. Fornaro noted the whole project was \$1.2 million. The grant was for \$900,000 and the City's share was \$400,000. Mr. Manno commented Council was told there was a slim chance of the City receiving the grant when it was originally proposed to apply for it and then it was talked about as a safety matter. He feels the roundabout would cause more problems, as there is not enough room on Lander Road, as there is on SOM Center and Gates Mills where there are two now. There is a lot of traffic and this would slow things down and could create more accidents. He felt realigning the two corporate park roads to be one light would help. Mayor DiCicco replied the two places Mr. Manno mentioned are not considered roundabouts, but traffic circles, which work differently. This roundabout would be an attempt to move from an F rating and aligning the two streets would not improve that rating. This is a new concept and it has worked in other high traffic areas. Mr. Manno noted people do not obey stop and yield signs. Mrs. Teresi commented the \$400,000 should be invested on the road program as many streets are in need of repairs. She also wondered how people are going to get out of Landerhaven if a roundabout is constructed. A lot of cars come out of that street and it would be very difficult to go south. There are two big projects that have not even opened yet, which would add more traffic. Mr. Fornaro replied the engineer took that concern into consideration and when traffic was heavy on Lander, those people could make a right turn, go around the roundabout and head back south. He also noted the City would need to take more land if the two side streets were realigned and that would cost more money.

Mr. Murphy stated he sent a memo to Council regarding a 2017 decision Council made requesting a hearing from the Liquor Control Board on the Chuck E Cheese change of ownership. The state attorney contacted Mr. Murphy recently to ask what type of evidence the City had, as the hearing would only be on the character and fitness of the new owners. He indicated if the City did not have evidence then the hearing would be futile. Mr. Murphy reviewed the police reports pulled and sent to Council in August 2017. He felt they were not severe enough to threaten the license. Mr. Murphy recommended Council reconsider and rescind its hearing request.

Mrs. Teresi, seconded by Mrs. Sabetta, moved to rescind the request for a hearing from the Ohio Department of Liquor Control on Chuck E Cheese's transfer of ownership from July 2017. All in favor, *motion carried*.

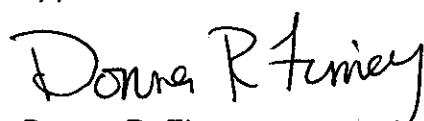
There being no further business to come before Council, Mrs. Finney asked for a motion to hold an Executive Session to discuss pending and imminent litigation.

Mrs. Sabetta, seconded by Mrs. Snider, moved to hold an Executive Session for the reasons stated above. Roll Call on motion as stated: AYES: Manno, Ballistrea, DeJohn, Sabetta, Teresi, Snider, Finney. NAYS: None. *Motion carried*.

Mrs. Finney recessed the meeting at 7:50 P.M. Council went into Executive Session at 7:55 P.M. and reconvened at 8:58 P.M.

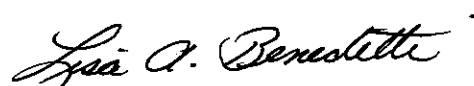
There being no further business to come before Council, Mrs. Finney adjourned the meeting at 8:59 P.M.

Approved:



Donna R. Finney
Council President

Respectfully submitted,



Lisa A. Benedetti, MMC
Deputy Clerk of Council