

MINUTES OF COUNCIL MEETING
CITY OF UNIVERSITY HEIGHTS
FEBRUARY 1, 2010

Mayor Infeld called the meeting to order at 7:30 p.m.

Roll Call: Present: Mrs. Frankie B. Goldberg
Mr. Steven D. Bullock
Mr. Kevin Patrick Murphy
Mr. Frank Consolo
Mr. Steven Sims
Mr. Phillip Ertel
Mrs. Susan D. Pardee

Also Present: Clerk of Council Nancy E. English
Acting Law Director Dennis Nevar
Finance Director Anthony L. Ianiro
Chief of Police Gary Stehlik
Fire Chief John Pitchler
Service Director Christopher Vild
Building Commissioner David Menn
Community Coordinator Walter Stinson
City Engineer Joseph R. Ciuni

Pledge of Allegiance

Minutes of the regular meeting held on January 19, 2010

There were no corrections or additions to the minutes of January 19, 2010.

MOTION BY MR. SIMS, SECONDED BY MR. ERTEL to approve the minutes of the regular meeting held January 19, 2010. On roll call, all voted "aye."

Comments from the Audience

Amy Roth of Amy R. Roth & Co., 2260 Warrensville Center Road, announced that the Oakwood Country Club is being sold. She mentioned that there is an effort taking place to purchase the property in order to turn it into a public park. She noted that a community meeting will take place on Wednesday, February 3, 2010 from 7:30 p.m. to 9:00 p.m. at the Cleveland Heights Community Center. Anyone interested is welcome to attend. For more information call 216-381-5356 or visit website at www.heightsSNO.org.

Agenda Items:

A. Resolution No. 2010-02 Commending Sarah M. Wilder, Ph.D., for being recognized as an Outstanding Senior Volunteer by Medical Mutual of Ohio

Resolution No. 2010-02 commends Sarah M. Wilder, Ph.D., for being recognized as an Outstanding Senior Volunteer by Medical Mutual of Ohio. The resolution was presented to Dr. Wilder at the City Council meeting on January 19, 2010.

MOTION BY MR. SIMS, SECONDED BY MR. BULLOCK to approve the passage of Resolution No. 2010-02. On roll call, all voted "aye."

B. Resolution No. 2010-03 A Resolution in Honor of Natalie Wester for being selected as Ohio Teacher of the Year for 2010

Resolution No. 2010-03 recognizes Natalie Wester, a third grade teacher at Gearity Professional Development School, for being selected as Ohio Teacher of the Year for 2010. Mayor Infeld read and presented the resolution.

MOTION BY MRS. PARDEE, SECONDED BY MR. ERTEL to approve the passage of Resolution No. 2010-03. On roll call, all voted "aye."

C. Resolution No. 2010-04 Authorizing Collaboration with the City of South Euclid on the Belvoir Boulevard Nine Mile Creek Green Street Project

Resolution No. 2010-04 authorizes the City of University Heights to collaborate with the City of South Euclid on the Belvoir Boulevard Nine Mile Creek Green Street Project. Service Director Christopher Vild reported that the City of South Euclid will be submitting a proposal to the Ohio Environmental Protection Agency Service Water Improvement Funds Grants Program for funding in the approximate amount of \$300,000 for the design, engineering and installation of three (3) 30'x125' bio-retention cells. One of the bio-retention cells will be installed in University Heights in the median on South Belvoir Blvd. south of Cedar Road near Silsby Road. The other two bio-retention cells will be located in South Euclid. The project will increase the quality of the runoff draining into Nine Mile Creek resulting in the improvement of the overall health of the watershed. There will be no cost to the City for its participation. It will also help with the City's Phase II Storm Water requirements.

Councilman Ertel reported that there are no negative aspects to the eco-friendly project. He mentioned that in addition to there being no cost the City, the site will be maintained by the City of South Euclid. He added that the likelihood of receiving the funds are improved with multi-community cooperation.

Councilman Sims inquired if there would be a structure visible above ground. Mr. Vild replied that there would not be a structure, just a depression in the ground planted with native plants. He added that the area will look like a flower garden.

MOTION BY MR. ERTEL, SECONDED BY MR. SIMS to approve the passage of Resolution No. 2010-04. On roll call on passage, all voted "aye."

D. Resolution No. 2010-05 Authorizing the Finance Committee of Council to act and perform the functions of an audit committee

Resolution No. 2010-05 authorizes the Council Finance Committee to act and perform the functions of an audit committee, which shall be to review the annual unaudited financial report submitted by the Auditor of State, periodically review the process used to prepare interim financial information submitted to Council, review audit results, assure that the audit recommendations are appropriately addressed, and serve as a liaison between management and independent auditors. Councilman Sims stated that the Finance Committee of Council already acts as an audit committee; the resolution simply formalizes the function of the Finance Committee to act in such capacity as recommended in a management letter of an outside auditor.

MOTION BY MRS. PARDEE, SECONDED BY MR. ERTEL to approve the passage of Resolution No. 2010-05 as an emergency measure. On roll call on suspension of rules, all voted "aye." On roll call on passage, all voted "aye."

E. Ordinance No. 2010-06 Amending Article XII (Hospitalization) of the Collective Bargaining Agreement of the City of University Heights and University Heights Fire Fighters Association, IAFF Local 974 retroactive to November 1, 2009

Ordinance No. 2010-06 amends Article XII (Hospitalization) of the Collective Bargaining Agreement of the City of University Heights and University Heights Fire Fighters Association, IAFF Local 974, retroactive to November 1, 2009. The ordinance formally increases the maximum non-network charge from \$2,500 (single) and \$5,000 (family) to \$3,000 (single) and \$6,000 (family). Also, the cap on non-formulary drugs increased from \$45 to \$50.

MOTION BY MR. CONSOLO, SECONDED BY MR. ERTEL to approve the passage of Ordinance No. 2010-06 as an emergency measure. On roll call on suspension of rules, all voted "aye." On roll call on passage, all voted "aye."

F. Motion to hold an executive session immediately following this regular meeting for the purpose of discussing personnel, litigation and real estate matters

An executive session was not required.

Reports and Communications from the Mayor:

Mayor Infeld announced that a Council Committee of the Whole meeting will be held on Thursday, February 4, 2010 at 7:00 p.m. in City Hall Council Chambers to discuss the Exceptions Analysis presented by David Akers and Ebie Holst of NEO|SO.

She also announced that Mr. Douglas Heuer, superintendent of the Cleveland Heights-University Heights City School District will give a State of the Schools address on Thursday evening, February 4, 2010 at 7:00 p.m. in the Cleveland Heights High School Social Room. Mayor Infeld stated that Superintendent Heuer will be asked to present his address at the future meeting for those who chose to attend the Council Committee of the Whole meeting. Councilwoman Pardee mentioned that Superintendent Heuer's State of the Schools address will also be broadcast on the school district cable channel.

Directors' Reports:

Fire Chief John Pitchler reported that the CityWatch notification system has been updated with a new directory provided by AT&T. Chief Pitchler also reported that four or five CERT Team members helped with the Cleveland Heights H1N1 vaccination clinic on January 31, 2010.

Community Coordinator Walter Stinson reported that the U.S. Census Bureau will bring its "Road Tour" to Wiley Middle School on Sunday, February 14, 2010 at 2:00 p.m., in order for the public to realize the importance of completing the census form.

Mr. Stinson also reported that Ms. Wester, Teacher of the Year, will be video taped on Wednesday morning, February 3, 2010 in her classroom at Gearity School. The video will air on the City's cable TV program, University Heights Today.

Mayor Infeld announced that Community Coordinator Walter Stinson will retire from the City of University Heights on February 28, 2010.

Building Commissioner David Menn reported that he will review his department's end of the year inspection report with the Building Committee at its next meeting. He mentioned that the inspection totals increased from last year. He noted the department also had monetary gains from previous years due to an increase in fees.

Committee Reports:

Building Committee Chairman Frankie B. Goldberg reported that a Building Committee meeting has been scheduled for February 9, 2010 at 7:00 p.m. in Council Chambers to review 2009 and outline goals for 2010.

Finance Committee Chairman Steven Sims reported that the Finance Committee met on January 28, 2010. The agenda included discussion of financial management letters received for the years 2005, 2006 and 2007, which Council received at the end of December, 2009. He explained that the management comments are matters that in the auditor's opinion do not represent material weakness of non-compliance or significant deficiencies in internal control, but rather they are areas of compliance or internal control or areas where operational efficiencies might be achieved. Mr. Sims noted that there were ten (10) management comments addressed in the letter of 2007. Six (6) issues have been resolved. There were two (2) non-material issues that are minor in nature and can only be addressed when that specific situation may arise. There were two (2) issues classified as ongoing or open, which includes the capital asset records, which Finance Director Ianiro is working on and ensuring that there are written policies and procedures with respect to the job functions of individual employees. Mr. Sims stated that the opinion at the end of the meeting was that the City has taken necessary steps to address the concerns raised and is making progress.

Governmental Affairs Committee Chairman Susan D. Pardee reported that a committee meeting has been scheduled for Tuesday, February 16, 2010 at 6:15 p.m. in the conference room.

Mrs. Pardee announced that Sophie Fleischer, a second grader at Canterbury Elementary School, was selected as a finalist in a national package design competition sponsored by Marzetti Old Fashioned Carmel Apple Dip. If she wins, Canterbury School will receive ten (10) Wacom Bamboo Tablets (for drawing on computers). To vote for Sophie's entry go to www.udipsweepstakes.com.

It was noted that the Dollar Tree store opened in Cedar Center on Sunday, January 31, 2010. Mayor Infeld attended the ribbon cutting ceremony.

There being no further business to discuss, the meeting was adjourned.

Susan K. Infeld, Mayor

Nancy E. English, Clerk of Council