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

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

Absent: Mr. Steven D. Bullock

Also Present: Clerk of Council Nancy E. English
Law Director Kenneth J. Fisher
Finance Director Jennifer Esarey
Chief of Police Gary Stehlik
Fire Chief John Pitchler
Building Commissioner David Menn
Service Director Robert Jamieson
City Engineer Joseph R. Ciuni

MOTION BY MRS. PARDEE, SECONDED BY MR. CONSOLO to excuse the absence of Mr. Bullock. On roll call, all voted “aye.”

Pledge of Allegiance

Minutes of the regular meeting held on March 21, 2011

There were no corrections or additions to the minutes of March 21, 2011.

MOTION BY MS. GOLDBERG, SECONDED BY MR. CONSOLO to approve the minutes of the regular meeting held March 7, 2011. On roll call, all voted “aye,” except for Mr. Sims, who “passed.”

Reports and Communications from the Mayor and the taking of action:

Mayor Infeld reported on several items:

The April, 2011 issue of the city newsletter will be delivered this week. The newsletter is also available online.

The City will offer late-night hours for housing inspections on Wednesday evenings starting May 4, 2011.

The City will celebrate Arbor Day on May 3, 2011 at 11:00 a.m. on the front lawn of City Hall.

John Carroll University is celebrating its 125th Anniversary this year. For a listing of free events visit www.jcu.edu/events.

The Summer Recreation Brochure will be mailed out at the beginning of May. Online payment for pool passes will be offered this year and pool passes may be purchased at the pool.

The results of the residents’ survey will be reported when the tabulation of responses is complete.

April is Spring Clean-up month. Yard waste and leaves will be picked up from the tree lawn during the month of April.

The community garden on North Taylor Road will be cultivated on April 30th in preparation for planting. More information will be presented in the upcoming newsletter and on the City’s website.

An Ohio Sunshine Law Training Seminar will be held at the Justice Center on May 4, 2011.

Mayor Infeld was elected to the executive committee of the First Suburbs Consortium and will be participating on behalf of the City.
Agenda Items:

A. Certificates of Recognition to Gesu Parish CYO High School Basketball City Champions

Mayor Infeld read and presented a Certificate of Recognition congratulating the players and coaches of the CYO High School Basketball Team of Gesu Parish for winning the City Championship. Team members include Jagger Bruck, Doug Carey, Conor Devers, Tommy Fanning, Liam Farrington, CJ Haag, Trey Hunter, Mike Mackay, Troy Milkie, Kevin Murphy, Richie Nicholson, Hugh Parent, Sean Reynolds, Chris Soeder, RJ Wenger and Jerry Zucca. Coaches are Rich Nicholson and Marc Milkie.

B. Ordinance No. 2011-19 To provide for the issuance and sale of notes in anticipation of the issuance of bonds in the principal amount not to exceed $2,716,000 for various purposes (1st Reading)

Ordinance No. 2011-19 provides for the issuance and sale of $2,716,000 bond anticipation notes in anticipation of the issuance of bonds for various purposes. Finance Director Jennifer Esarey reported that the bond anticipation notes will close on May 3, 2011 and the pay-off will be on May 4, 2011. The City will make a $185,000 principal payment. The notes from 2010 will be rolled over into 2011 with the exception of the 2001 Motorized Equipment Notes which will be paid off in its entirety.

Ordinance No. 2011-19 was presented on first reading.

C. Ordinance No. 2011-20 Authorizing the transfer of funds to Police and Fire Pension Funds (1st Reading)

Ordinance No. 2011-20 authorizes the transfer of funds from the General Fund to the Police Pension Fund in the amount of $130,000 and the Fire Pension Fund in the amount of $149,184.

Ms. Esarey reported that the transfers will cover the 4th Quarter 2010 billing statement that was paid on March 4, 2011. The transfers were accounted for in the 2011 budget.

Ordinance No. 2011-20 was presented on first reading.

D. Ordinance No. 2011-21 Awarding the Bushnell Road/Northwood Road Waterline Replacement Project to Terrace Construction Company

Ordinance No. 2011-21 authorizes an agreement with Terrace Construction Company, Inc., the lowest and best bidder, for the Bushnell Road/Northwood Road Waterline Replacement project in an amount not to exceed $919,584.86.

City Engineer Joseph R. Ciuni reported that eight (8) bids were received. The low bid was received from Terrace Construction Company in the amount of $919,584.86. He noted that the project is 100% reimbursable by the Cleveland Water Department. The scope of the project entails Bushnell Road from Warrensville Center Road to Edgerton Road and Northwood Road in its entirety. Mr. Ciuni noted that when the waterline crosses Washington Blvd. the road will have to be closed for a short period of time. A maintenance traffic plan will be submitted and detour posted.

Mr. Ciuni recommended that the City enter into a contract with Terrace Construction Company, Inc. as the lowest and best bid for the Bushnell Road/Northwood Road Waterline Replacement project in the amount of $919,584.86.

Councilman Sims inquired if Terrace Construction Company, Inc. will utilize sub-contractors as part of this job. Mr. Ciuni responded that they did not use sub-contractors last year, but he will inquire at the pre-construction meeting. Mr. Sims also asked if there is language in the bid notice that the City is interested in the participation of women and minority contractors. Mr. Ciuni will check the legal notice for the exact wording. However, he noted that the Clerk of Council checked the City of Cleveland’s certified list of minority contractors and the legal notice was sent out to the companies on the list.

MOTION BY MR. ERTEL, SECONDED BY MS. GOLDBERG to approve the passage of Ordinance No. 2011-21 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. 2011-22 Awarding the Dysart Road, Glendon Road and Traymore Road Waterline Replacement Project to Noce Enterprises, Inc.**

Ordinance No. 2011-22 authorizes an agreement with Noce Enterprises, Inc., the lowest and best bidder, for the Dysart Road, Glendon Road and Traymore Road Waterline Replacement Project in an amount not to exceed $868,514.90.

Mr. Ciuni reported that seven (7) bids were received. The low bid was received from Noce Enterprises, Inc. in the amount of $868,514.90. The scope of the project entails Dysart Road from Meadowbrook Blvd. to Charney Road, Glendon Road in its entirety, and Traymore Road from the Tyndall Road/Fenwick Road intersection to Meadowbrook Boulevard.

Mr. Ciuni recommended that the City enter into a contract with Noce Enterprises, Inc. as the lowest and best bid for the Dysart Road, Glendon Road and Traymore Road Waterline Replacement project in the amount of $919,584.86.

**MOTION BY MR. ERTEL, SECONDED BY MRS. PARDEE to approve the passage of Ordinance No. 2011-21 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.

**Directors’ Reports:**

**Chief of Police** Gary Stehlik reported that a federal FCC rule will go into effect in 2013 that will change the bandwidth for police and fire safety forces across the country. He noted that this will cause the departments to either modify or replace their radio equipment. Chief Stehlik advised the Council that the EDGE group and the City of Richmond Heights intends to apply for grant funds to help with the conversion. He noted that the total cost to convert or buy the equipment needed to convert over to 420 narrow banding for the five (5) cities involved in the EDGE group is $292,000.

**Fire Chief** John Pitchler reported that fire personnel are continuing to train on the new pumper truck. The new truck is expected to be in service by the second week of May.

**Service Director** Robert Jamieson reported that during Spring Clean-Up loose leaves and loose brush will be collected at the curb. He also reported that the 2011 Tree Planting Program has started. Mr. Sims inquired if there is a method to determine if the trees that are planted took root or if they died before the warranty period is up. Mr. Jamieson replied that he created a spreadsheet to track each tree that is planted and the trees are periodically inspected throughout the warranty period. It was noted that residents are still given a choice as to the species of trees they want planted.

Councilman Sims inquired if the City is pursuing the possibility of planting trees on private property on streets such as Warrensville Center Road where the tree lawn cannot be utilized. Mr. Jamieson responded that he is in the process of reviewing information from the Village of Woodmere which has such a program. After the review, the information will be presented to the Service and Utilities Committee. Mayor Infeld mentioned that she also has legislation from the City of Kent.

**Building Commissioner** David Menn reported that once late-night hours start on Wednesday evenings, the department will be conducting point of sale inspections, rental inspections, complaint inspections, and exterior inspections. He noted that they will not be doing contractor permit inspections. Mr. Menn also reported that exterior inspections will continue in the area between Hillbrook Road and Fairmount Blvd. from Dysart Road to Warrensville Center Road.

**City Engineer** Joseph R. Ciuni reported that the City participated in a joint bid process with the Cities of Shaker Heights and Cleveland Heights for the 2011 Road Program. He noted that bids were accepted two weeks ago, but there was a technicality in the bid whereby the published estimates for the work did not include the Cleveland Heights’ portion of the job. Therefore, all the bids were more than 10% over the engineer’s estimate. Due to a protest, all bids were rejected and the project will be re-bid and opened on April 22, 2011. Once the bid is awarded, Mr. Ciuni will report on the City’s costs.
Mr. Ciuni reported that the Community Development Block Grant (CDBG) program has funds available for community gardens. He noted that the City intends to apply for a $5,000 grant to install a water connection at the community garden on South Taylor Road. The project would involve bringing the waterline across the street, installing a meter and a water faucet. The grant application is due April 14, 2011.

Committee Reports:

Building Committee Chairman Frankie B. Goldberg reported that the Building Committee met on March 28, 2011. She reviewed the summary of that meeting:

- The Building Department took in a total of $321,544.88 in fees in 2010.
- There was discussion about potential parking problems, aesthetics, lighting, and safety issues with vending machines being allowed outside of commercial buildings. Therefore, the committee recommended leaving Codified Ordinance Section 1280.06 as is.
- Discussion was held regarding the use of sandwich board signs on a temporary basis. The committee recommended leaving Codified Ordinances Section 1270.05 as is and to prohibit these types of signs.
- The committee will follow-up with the Law Director for a recommendation on possible legislation to regulate hours of operation.
- The Building Commissioner will follow-up on the number of housing court cases and the number of empty houses in University Heights for 2009 and 2010.

Civic Information Committee Chairman Frank Consolo did not have a report.

Mayor Infeld reported that effective April 1, 2011, the City changed the level of service offered through the Senior Transportation Connection (STC). The number of rides per month are limited to 80 rides per month, one round-trip ride per week for users. Mayor Infeld noted that the users of the service received a letter explaining that the level of service has changed.

Recreation Committee Chairman Kevin Patrick Murphy reported that the Recreation Committee will meet on May 2, 2011 at 6:30 p.m. in the conference room.

Mayor Infeld announced that the Summer Recreation Brochure will be mailed out in May. There will be no changes in the fees, rules or policies.

Service and Utilities Committee Chairman Phillip Ertel reported that the committee met on March 29, 2011 for the first of three meetings to review the Rubbish Study. The second meeting will be held a 7:00 p.m. in Council Chambers on Tuesday, April 5, 2011.

Mayor Infeld reported that she will scheduled a Council Committee-of-the-Whole meeting with David B. Hartt of D.B. Hartt, Inc. to discuss engaging his services for an update of the City’s Planning and Zoning Code.

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

Susan K. Infeld, Mayor

Nancy E. English, Clerk of Council