

**MINUTES OF COUNCIL MEETING
CITY OF UNIVERSITY HEIGHTS
OCTOBER 21, 2013**

Mayor Infeld called the regular meeting to order at 7:34 p.m.

**Roll Call: Present: Mrs. Frankie Goldberg
Mr. Mark N. Wiseman
Mr. Steven Sims
Mrs. Adele H. Zucker
Mrs. Susan D. Pardee
Mr. Phillip Ertel
Mrs. Pamela Cameron**

**Also Present: Clerk of Council Kelly M. Thomas
Finance Director Larry Heiser
Law Director Anthony J. Coyne
Chief of Police Steven Hammett
Service Director Jeffrey Pokorny
Building Commissioner David Menn
City Engineer Joseph Ciuni**

Pledge of Allegiance

Minutes of the meeting held on October 7, 2013

MOTION BY VICE MAYOR GOLDBERG, SECONDED BY MRS. PARDEE to approve the minutes from October 7, 2013 as presented. On roll call, all voted “aye,” except Mr. Sims who “passed.”

Comments from the Audience

There were no comments from the Audience.

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

Mayor Infeld reported the following:

- ❖ John Carroll University held their Blue & Gold Community Day on Saturday, October 19, admission to their home football game against Muskingum was free to the community.
- ❖ Tuesday, November 5 is Election Day and some of the City’s representatives are up for re-election. Registered voters should contact the Board of Elections via email to obtain a absentee ballot.
- ❖ Leaf pickup from the tree lawns started on October 15 and will continue until December 15 weather permitting.
- ❖ The City has a new phone notification system “Code Red”. If anyone wants to receive notification from the City for emergency or special announcements they need to sign up or re-sign up of they were on the previous call contact list.
- ❖ On Friday, Nov. 1 and Saturday, Nov. 2 the City will hold its annual Household Hazardous Waste Collection and Paper Shredding program in the service yard. The hours in which residents can drop off items are Friday 8am – 4pm and Saturday 9am – 1pm.
- ❖ Planning for the City’s new park is moving forward and a meeting with the community will be scheduled soon.
- ❖ Halloween is on Thursday, October 31 and the hours for Trick or Treat will be 6pm to 8pm.

Agenda Items:

A. Ordinance No. 2013-49 Authorizing the Transfer of Funds from the General Fund to Capital Improvements Fund (401), Street Maintenance Fund (201) and Street Lighting (204) (2nd reading)

Mr. Wiseman stated that Ordinance 2013-46 is the general operating procedure and represents the final funds transfer for 2013.

MOTION BY MR. WISEMAN, SECONDED BY MR. SIMS to approve the passage of Ordinance No. 2013-49 Authorizing the Transfer of Funds from the General Fund to Capital Improvements Fund (401) in the amount of \$215,000; to the Street Maintenance Fund (201) in the amount of \$210,000 and to the Street Lighting (204) in the amount of \$10,000. On roll call, all voted "aye."

B. Ordinance No. 2013-51 Amending Section 1084.04 of the Codified Ordinances of the Codified Ordinances of the City of University Heights by Amending the Penalty Charged to the Affected Property Owner(s) from an additional penalty fee of 5% to \$100.00 for the First Offense, \$200.00 for the Second Offense and all others thereafter (2nd reading).

Mr. Menn stated that the recommendation of Ordinance 2013-51 stemmed from the Building Committee meeting that was held on September 21, 2013.

Mr. Sims asked how the current fee of 5% compared to the proposed penalty fee of \$100 and \$200 in terms of dollar amounts.

Mr. Heiser stated that normally the 5% was approximately \$10 - \$12 plus the additional 10% penalty of approximately \$20.

Mayor Infeld noted that the Administration is changing the contracted company and bidding out the job out for 2014. In summary the Contractor will charge the City for his services and then the City will in turn charge the homeowner the Contractor's charge plus an addition penalty amount.

Mr. Menn stated that surround cities were surveyed as to how they charge for this type of service and the rates were typically flat amounts of \$200 for first offense and \$300 for offenses after that.

Mayor Infeld said the average for the surround cities was approximately \$200.

Mrs. Pardee clarified with Building Commissioner David Menn that for both Ordinances 2013-51 and 2013-52 the time period for the first and second offenses resets after at the end of the calendar year.

Vice Mayor Goldberg noted that Ordinances 2013-51 and 2013-52 are meant to cover the city's cost for the service and not as a money maker for the City.

MOTION BY MRS. ZUCKER, SECONDED BY MR. ERTEL to approve the passage of Ordinance No. 2013-51 Amending Section 1084.04 of the Codified Ordinances of the Codified Ordinances of the City of University Heights by Amending the Penalty Charged to the Affected Property Owner(s) from an additional penalty fee of 5% to \$100.00 for the First Offense, \$200.00 for the Second Offense and all others thereafter. On roll call, all voted "aye," except Mr. Wiseman and Mr. Sims who voted "nay." Motion passed with a vote of 5 "ayes" and 2 "nays."

C. Ordinance No. 2013-52 Amending Section 1460.08 of the Codified Ordinances of the Codified Ordinances of the City of University Heights by Amending the Penalty from 5% to \$300.00 for the First Offense, \$500.00 for the Second Offense and all others thereafter (on 2nd reading).

Mr. Menn explained that instead of finding outside resources such as a dumpster periodically residents place items out for rubbish pickup which are beyond what the City permits and is capable of disposing of thus placing a hardship on the City.

Mayor Infeld noted the City is not equipped to manage high levels of garbage removal such as when persons move or vacate properties.

MOTION BY MRS. ZUCKER, SECONDED BY MR. SIMS to approve the passage of Ordinance No. 2013-52 Amending Section 1460.08 of the Codified Ordinances of the Codified Ordinances of the City of University Heights by Amending the Penalty from 5% to \$300.00 for the First Offense, \$500.00 for the Second Offense and all others thereafter. On roll call, all voted "aye."

D. Resolution No. 2013-55 Authorizing the Mayor to Seek Financial Assistance from the Ohio Public Works Commission (OPWC) State Public Works Program to Fund Various Capital Infrastructure Improvement Projects.

City Engineer Joe Ciuni explained this is an annual application that the City makes to the Ohio Public Works Commission for infrastructure improvements. This year's project is to repair and resurface Washington Blvd. (Warr. Ctr. Road to East Carroll Blvd.) and Silsby Road (in front of City Hall and Miramar to South Belvoir). The project is approximately \$600,000.00 and the City will apply for both a grant and a loan. The deadline to submit the application to OPWC is Friday, October 25.

Mayor Infeld noted that both streets were already on the City's list for repaving.

MOTION BY MRS. CAMERON, SECONDED BY VICE MAYOR GOLDBERG to approve the passage of Resolution No. 2013-55 Authorizing the Mayor to Seek Financial Assistance from the Ohio Public Works Commission (OPWC) State Public Works Program to Fund Various Capital Infrastructure Improvement Projects. On roll call for suspension of the rules, all voted "aye." Roll call on passage, all voted "aye."

E. Motion to enter into an agreement for the 2013-4 Washington/Baintree Tree Pruning and Removal Project.

Service Director Jeffrey Pokorny reported that bids for the 2013-4 Washington/Baintree Tree Pruning and Removal Project were opened and five (5) companies turned in bids. There are approximately 338 trees on the list to be either pruned or removed. The low bidder was Vallo Tree Service in the amount of \$13,497.00. Mr. Pokorny recommended that the contract be awarded to Vallo Tree Service.

MOTION BY MRS. PARDEE, SECONDED BY VICE MAYOR GOLDBERG to enter into an agreement with Vallo Tree Service for the 2013-4 Washington/Baintree Tree Pruning and Removal Project with the bid amount of \$13,497.00. On roll call, all voted "aye."

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

Mayor Infeld noted the need to hold executive session for a personnel matter.

MOTION BY MR. SIMS, SECONDED BY MRS. ZUCKER to enter into executive session to discuss a personnel matter. On roll call, all voted "aye."

Directors' Reports:

Finance Director Larry Heiser reported the Finance Committee will be scheduling a meeting after the November Election to discuss the budget.

Law Director Anthony Coyne reported that the University Square property sold at an online auction. Mr. Coyne also reported that the Cedar Center property was sold.

Mayor Infeld reported that the Administration is down to the final candidates for the Fire Chief position and that there will be a meeting scheduled for City Council to meet the candidates. Mayor Infeld gave a general public safety reminder for residents to be careful when cooking, grilling, using candles, etc. to prevent house fires.

Committee Reports:

Recreation Committee Chairman Pamela Cameron reported there will be a Recreation Committee meeting on Tuesday, October 22 at 7:00pm in the Conference Room.


There were no other committee reports.

MOTION BY MRS. PARDEE, SECONDED BY MRS. ZUCKER to enter executive session. On roll call, all voted "aye."

MOTION BY MRS. ZUCKER, SECONDED BY MRS. PARDEE to reconvene regular City Council Meeting. On roll call, all voted "aye."

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

MOTION BY MRS. CAMERON, SECONDED BY MRS. ZUCKER to adjourn. On roll call, all voted "aye".



Susan K. Infeld, Mayor



Kelly M. Thomas, Clerk of Council