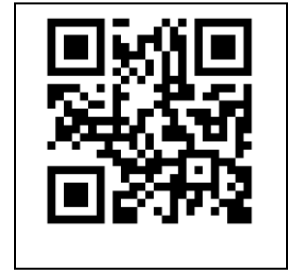


VILLAGE OF OAKWOOD
COUNCIL MEETING
May 28th, 2024
7:00 p.m.
AGENDA



-
1. Call Meeting to Order
 2. Pledge of Allegiance
 3. Roll Call

Council President	Erica L. Nikolic	Mayor	Gary Gottschalk
President Pro Tempore	Johnnie A. Warren	Law	James Climer
Ward 1 Councilperson	Taunya Scruggs	Finance	Brian L. Thompson
Ward 2 Councilperson	Eloise Hardin	Service	Tom Haba
Ward 3 Councilperson	Paggie Matlock	Fire	Dave Tapp
Ward 4 Councilperson	Mary Davis	Police	Mark Garratt
Ward 5 Councilperson	Candace S. Williams	Building	Daniel Marinucci
		Engineer	Ed Hren
		Recreation	Carlean Perez

4. Minutes- February 13th, 2024, Council Meeting Minutes (tabled)
February 13th, 2024, Work Session Minutes (tabled)
February 27th, 2024, Environmental Committee Minutes (tabled)
February 27th, 2024, Finance Minutes (tabled)
February 27th, 2024, Council Meeting Minutes
March 8th, 2024, Special Meeting Minutes
March 19th, 2024, Council Meeting Minutes

5. Clerk Correspondence

6. Departmental Reports

MAYOR-GARY GOTTSCHALK	FIRE-DAVE TAPP
LAW-JAMES CLIMER	BUILDING-DANIEL MARINUCCI
FINANCE-BRIAN THOMPSON	0 HOUSING INSPECTOR N/A
SERVICE-TOM HABA	POLICE-MARK GARRATT
ENGINEER-MATT JONES	RECREATION-CARLEAN PEREZ

7. Ward Reports

8. Committee Reports

9. Floor open for comments from Village Residents on meeting agenda and comments in general *Village residents, please state your name, address, and the subject you wish to discuss for the record. Please limit your comments to five (5) minutes. Thank you! Please sign-in to speak.*

10. Legislation

2023-55

Introduced 12-22-23

By Mayor and

Council as a whole

1st read 12-22-23

2nd read 1-9-24

Tabled 1-23-24

AN EMERGENCY ORDINANCE AUTHORIZING THE RE-APPOINTMENT OF
ROSS CIRINCIONE AND JOHN MONTELLO TO THE POSITION OF ASSISTANT LAW
DIRECTOR/PROSECUTOR WITH THE VILLAGE OF OAKWOOD

<p>2024-13 Introduced 3-26-24 By Mayor and Council as a whole 1st read 3-26-24 2nd read 4-9-24 Tabled 4-23-24</p>	<p>AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REFUSE COLLECTION AND RECYCLE PROCESSING SERVICE AGREEMENT WITH WASTE MANAGEMENT OF OHIO, INC., AND DECLARING AN EMERGENCY</p>
<p>2024-24 Introduced 5-28-24 By Mayor and Council as a whole 1st read 5-28-24</p>	<p>A RESOLUTION OF CONDOLENCES TO THE FAMILY OF CARRIE LEE SINCLAIR HAWKINS</p>
<p>2024-25 Introduced 5-14-24 By Mayor and Council as a whole 1st read 5-14-24 2nd read 5-28-24</p>	<p>AN ORDINANCE AMENDING OAKWOOD CODIFIED ORDINANCE 111.01 (b) 140.07 TO PROVIDE GREATER FLEXIBILTY IN THE SCHEDULING AND RESCHEDULING OF REGULAR COUNCIL MEETINGS AND DECLARING AN EMERGENCY</p>
<p>2024-26 Introduced 5-14-24 By Mayor and Council as a whole 1st read 5-14-24 2nd read 5-28-24</p>	<p>AN ORDINANCE TO PROVIDE AMENDMENTS TO THE CODIFIED ORDINANCES OF OAKWOOD GENERAL OFFENSES CODE, PART FIVE, SECTIONS 505.02 AND 505.03 CLARIFYING CIRCUMSTANCES UNDER WHICH ANIMALS ARE RUNNING AT LARGE IN VIOLATION OF THE ORDINANCES OF THE VILLAGE</p>
<p>2027-27 Introduced 5-14-24 By Mayor and Council as a whole 1st read 5-14-24 2nd read 5-28-24</p>	<p>A RESOLUTION ACCEPTING FUNDING AWARDS FROM CUYAHOGA COUNTY UNDER THE 2024 COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM AND THE 2024 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE FIRST PLACE PAVEMENT IMPROVEMENT PROJECT IN THE VILLAGE OF OAKWOOD AND DECLARING AN EMERGENCY</p>
<p>2024-28 Introduced 5-14-24 By Mayor and Council as a whole 1st read 5-14-24 2nd read 5-28-24</p>	<p>AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROJECT AWARD AGREEMENT WITH CUYAHOGA COUNTY AND DIRECTING THE FINANCE DIRECTOR TO ACCEPT AND DEPOSIT INTO THE LOCAL FISCAL RECOVERY FUND, FUNDING FROM THE DISTRICT 6 ARPA COMMUNITY GRANT FUND IN THE AMOUNT OF \$250,000 AND AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE OAK LEAF ROAD REHABILITATION PROJECT – PHASE 1; AND DECLARING AN EMERGENCY.</p>

11. Adjournment

**VILLAGE OF OAKWOOD
WORK SESSION
May 28th, 2024
7:00 p.m.
AGENDA**

1. Call Meeting to order
2. Discussion by Mayor and Department Heads of matters to be brought to the attention of Council if present.
3. Questions of Mayor and Department Heads concerning Legislation or potential Legislation to be considered a future Council meetings.
4. Discussion of items of draft Legislation or potential Legislation to be considered at future Council meetings.

Legislation: Fiscal Officers Certificate Present

- 2024-WS-02(Amended) AN ORDINANCE GRANTING A FIVE PERCENT (5%) PAY RAISE TO RETROACTIVE TO JANUARY 1, 2024, TO ALL NON-ELECTED EMPLOYEES OF THE VILLAGE OTHER THAN MEMBERS OF THE POLICE DEPARTMENT COLLECTIVE BARGAINING UNIT AND DECLARING AN EMERGENCY**
- 2024-WS-04(Amended) AN EMERGENCY ORDINANCE ADOPTING AN AMENDMENT TO THE EMPLOYEE HANDBOOK FOR PERSONNEL OF THE VILLAGE OF OAKWOOD OTHER THAN FIRE AND NON-AUXILIARY POLICE**
- 2024-WS-05(Substituted) AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRCT WITH CREtelligent AND DECLARING AN EMERGENCY**
- 2024-WS-12 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FIRST AMENDMENT OF PROFESSIONAL SERVICES AGREEMENT FOR BUILDING INSPECTION SERVICES WITH SAFEBUILT OHIO, LLC, AND DECLARING AN EMERGENCY**
- 2024-WS-18 A RESOLUTION FOR THE VILLAGE OF OAKWOOD POLICE AND FIRE DEPARTMENT SUBSTANTIALLY DEDICATED TO RESPONDING TO THE COVID-19 PUBLIC HEALTH EMERGENCY**
- 2024-WS-22 AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR FUNDING UNDER THE NATUREWORKS PROGRAM FOR THE GLORIA WAINWRIGHT PARK PLAYGROUND IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY.**
- 2024-WS-23 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH TO PROVIDE SERVICES FOR THE MONITORING AND SAMPLING OF STORMWATER OUTFALLS IN OAKWOOD VILLAGE AND DECLARING AN EMERGENCY**
- 2024-WS-24 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT WITH ATLANTIC EMERGENCY SOLUTIONS, INC., FOR THE PURCHASE OF A FIRE APPARATUS AND DECLARING AN EMERGENCY**

2024-WS-25

AN ORDINANCE AUTHORIZING THE MAYOR TO RETAIN ADVANCED EXCAVATING COMPANY TO PERFORM REMEDIATION WORK TO REDUCE FLOODING AT THE PROPERTY OF KHAZ RE'AL AND BEVERLY A. WISDOM LOCATED AT 26240 CAMBRIDGE DRIVE (PPN 795-40-034) AND DECLARING AN EMERGENCY

2024-WS-26

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A JOINT IMPROVEMENT AGREEMENT WITH THE VILLAGE OF GLENWILLOW CONCERNING IMPROVEMENTS TO RICHMOND ROAD AND DECLARING AN EMERGENCY

- Municipal Complex Hardin
- Disaster Recovery Plan Hardin
- Human Resources Hardin
- Five Year Plan Hardin
- 5. Matters Deemed Appropriate
- 6. Adjournment

12.22.23 1st Reading
1.9.24 2nd Reading
1.23.24 3rd Reading (tabled)
Under Suspension
Adopted

AMENDED ORDINANCE NO. 2023-55

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN EMERGENCY ORDINANCE AUTHORIZING THE RE-APPOINTMENT OF ROSS CIRINCIONE AND JOHN MONTELLO TO THE POSITION OF ASSISTANT LAW DIRECTOR/PROSECUTOR WITH THE VILLAGE OF OAKWOOD

WHEREAS, John Montello has served capably for a number of years as the Magistrate of the Oakwood Mayor's Court which will no longer hear cases as of January 15th, 2024; and,

WHEREAS, John Montello has considerable experience as a municipal attorney including serving as Law Director of Walton Hills, Law Director/Prosecutor for Bedford and prior legal positions with Maple Heights and Streetsboro; and,

WHEREAS, John Montello and the present Assistant Law Director/Prosecutor, Ross Cirincione, have indicated a desire to share the position of Assistant Law Director and Prosecutor which will bring additional valuable skill and experience to those positions; and,

WHEREAS, the said employees will perform the duties of said positions for the same salary and benefits presently paid to Ross Cirincione;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. Ross Cirincione and John Montello are hereby appointed to the position of Assistant Law Director and Prosecutor effective January 15, 2024.

SECTION 2. The said employees shall be paid as follows:

Salary: Twenty-six thousand seven hundred seventy-five and 00/100 Dollars (\$26,775.00) each per annum for meeting attendance, duties assigned by the Law Director and all other duties except as stated below;

Hourly compensation: Up to five thousand one hundred and 00/100 Dollars total billed at \$112.50 per hour for criminal jury trials, motion to suppress hearings and appeals (no PERS or employer contributions).

SECTION 3. All provisions of all other Ordinances and Resolutions which are inconsistent with the provisions contained herein shall be modified accordingly.

SECTION 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the same relates to the daily operation of a municipal department and the ability to provide uninterrupted services to the citizens of the

Village, therefore, provided it receives the two-thirds vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica L. Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the

Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Amended Ordinance No. 2023-55 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Amended Ordinance No. 2023-55 was duly posted on the _____ day of _____, 2024, and will remain posted for a period of fifteen (15) days thereafter as provided in the Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

Introduced by	_____
Motioned by	_____
Seconded by	_____
1st Reading	3/20/24
2nd Reading	4/9/24
Third Reading	4/23/24 (tabled)
Under suspension	_____

ORDINANCE NO. 2024-13

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A REFUSE COLLECTION AND RECYCLE PROCESSING SERVICE AGREEMENT WITH WASTE MANAGEMENT OF OHIO, INC. AND DECLARING AN EMERGENCY

WHEREAS, the Village Oakwood deems it advantageous to enter into a refuse collection and recycle processing service agreement with Waste Management of Ohio, Inc.; and,

WHEREAS, Oakwood and Waste Management of Ohio, Inc. have agreed in principle to the terms of said agreement as set forth in the document attached hereto and incorporated herein by reference and marked Exhibit "A";

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into a Refuse Collection and Recycle Processing Service agreement with Waste Management of Ohio, Inc., a copy which is attached hereto and expressly made a part hereof by reference and marked Exhibit "A".

SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the continuation of uninterrupted refuse collection and recycle processing is of paramount importance to the citizens of Oakwood, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica L. Nikolic, President of Council

Tanya A. Joseph, Clerk of Council

Presented to the Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-13 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya A. Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-13 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya A. Joseph, Clerk of Council

EXHIBIT "A"

REFUSE COLLECTION AND RECYCLE PROCESSING SERVICE AGREEMENT

This Refuse Collection and Recycle Processing Service Agreement ("Agreement") is hereby entered into between the Village of Oakwood ("Village") and Waste Management of Ohio, Inc. ("WMO") and shall be effective on the date that it has been signed by authorized representatives of both parties (the "Effective Date").

RECITALS

1. WMO is in the business of providing waste collection and recycle processing services throughout Ohio (the "Territory").
2. The Village is in need of residential refuse collection services and recycle processing services.
3. The parties have determined to enter into this exclusive Agreement in which WMO will contract with the Village to provide exclusive residential refuse collection and recycle processing services (the "Services").
4. The terms and conditions of this Agreement are as follows:

TERMS AND CONDITIONS

1. Services to be Provided by WMO

- A) WMO will exclusively provide to all owners of residential single-family units within the Village weekly refuse collection consisting of the Acceptable Waste contained in one 96-gallon refuse container, using WM vehicles on WMO designated routes and days. Acceptable Waste shall mean all non-hazardous solid waste generated by households in the ordinary course including food wastes and discarded papers, cardboard, plastics, cloth, glass, metal materials. Waste shall be considered Acceptable Waste only if properly contained within one 96-gallon cart placed at the curbside on the proper weekly collection day. Overflow of waste is not permitted. As used herein, the term waste and/or refuse shall be Acceptable Waste unless the context demonstrates otherwise. Title to Acceptable Waste shall transfer to WMO upon collection in WMO vehicles.
- B) The holiday schedule is: New Years Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day. In the event a Holiday falls on one of the collection days, the Contractor shall provide service on the next available day.
- C) In the event that WMO is unable to perform collection duties due to severe weather condition, WMO will notify the Village designee of such occurrence.

- D) Location of waste to be picked up. Residential containers should be within five (5) feet of the curb for collection by 7:00 A.M on the designated collection day.
- E) WMO shall provide each residential single-family unit within the Village one 96gallon refuse cart and one 64-gallon recycling cart. Residents may choose an additional cart provided by WMO as specified in the pricing page attached. WMO shall retain ownership of all carts, be responsible for maintenance and replacement for normal wear and tear, and shall collect same from each residential unit at the expiration of this Agreement.
- F) WMO will collect recyclable material every other week that meets the specifications attached hereto as Attachment "A" from the curb side in 64-gallon carts provided by WMO. WMO will process the recyclable material collected in the Village in accordance with the terms and conditions contained in Attachment "A".

2. Service Rates

WMO shall charge the Village the rates for service listed in Attachment "A" and Attachment "B".

3. Billing Procedures

WMO will invoice the Village directly at the beginning of each calendar month. Village shall remit payment to WM within thirty (30) days of the date of each invoice. Invoices will be based upon the total residential house count within the Village as agreed by the parties. Not more often than once annually, either party can request an audit of the total house count and upon such request, the parties shall confer and determine if an adjustment to the house count is required, and once a revised house count is agreed by the parties, it shall be the total utilized for all invoices thereafter.

4. Compliance

WMO shall comply with all applicable laws, regulations and permits.

5. Indemnification

WMO will indemnify the Village for any liabilities that may arise from WMO's negligent performance under the Contract.

6. Term

The initial term of this Contract shall be for a period of 5 years beginning April 1, 2024 and ending March 31, 2029, with additional extension options to be mutually agreed upon by both parties.

7. Default

Either party may terminate this Agreement if:

- A) the other party fails to comply with a term or condition of the Agreement, and fails to correct such failure within 30 days of receiving written notice of such failure, or B)
- Files a petition in bankruptcy or is insolvent.

8. Government Fees:

The Village and WMO agree that any additional government fees imposed by any local, state or federal governmental agency or body, which affect the cost of services provided by WMO, shall be passed through and added to monthly invoices.

9. Other Surcharges:

WMO shall not apply any other surcharges or fees.

10. Miscellaneous:

This Agreement constitutes the entire agreement between the parties. No other oral or written representation or agreement shall have any bearing on the interpretation or meaning of this Agreement. All provisions of this Agreement shall be strictly complied with and conformed to by WMO and no amendments to this Agreement shall be made except upon the written consent of both parties.

WASTE MANAGEMENT OF OHIO, INC.

Name and Title

Signature

Date

Village of Oakwood

Chairman

Signature

Date

Attachment "A"
SINGLE STREAM SPECIFICATIONS

RECYCLABLES must be dry, loose (not bagged) and include ONLY the following:

Aluminum cans – empty	Newspaper
PET bottles with the symbol #1 – with screw tops only – empty	Mail
HDPE plastic bottles with the symbol #2 (milk, water bottles detergent, and shampoo bottles, etc.) – empty	Uncoated paperboard (ex. cereal boxes; food and snack boxes)
Steel and tin cans – empty	Uncoated printing, writing and office paper
Phone books	Old corrugated containers/cardboard (uncoated)
Magazines, glossy inserts and pamphlets	

RECYCLABLES may include the following with the written consent of COMPANY:

Plastic containers with symbols #3-#7 – empty (no expanded polystyrene), empty	Glass food and beverage containers – brown, clear, or green - empty
Aseptic containers	Cartons

NON-RECYCLABLES include, but are not limited to the following:

Plastic bags and bagged materials (even if containing Recyclables)	Microwavable trays
Mirrors	Window or auto glass
Light bulbs	Coated cardboard
Porcelain and ceramics	Plastics unnumbered
Expanded polystyrene	Coat hangers
Glass and metal cookware/bakeware	Household appliances and electronics,
Hoses, cords, wires	Yard waste, construction debris, and wood
Flexible plastic or film packaging and multilaminated materials	Needles, syringes, IV bags or other medical supplies
Food waste and liquids, containers containing such items	Textiles, cloth, or any fabric (bedding, pillows, sheets, etc.)
Excluded Materials or containers which contained Excluded Materials	Napkins, paper towels, tissue, paper plates, paper cups, and plastic utensils
Any paper Recyclable materials or pieces of paper Recyclables less than 4" in size in any dimension	Propane tanks, batteries

DELIVERY SPECIFICATIONS:

Material delivered by or on behalf of Customer may not contain Non-Recyclables or Excluded Materials. "Excluded Materials" means radioactive, volatile, corrosive, flammable, explosive, biomedical, infectious, bio-hazardous or toxic substance or material, or regulated medical or hazardous waste as defined by, characterized or listed under applicable federal, state, or local laws or regulations, materials containing information (in hard copy or electronic format, or otherwise) which information is protected or regulated

under any local, state or federal privacy or data security laws, including, but not limited to the Health Insurance Portability and Accountability Act of 1996, as amended, or other regulations or ordinances.

Company is not obligated to collect Containers which are Contaminated. For purposes of this Agreement, a Container or Load is "Contaminated" when, based on visual inspection, (i) a Recyclable Materials Container or Load has more than 10% non-Recyclable Materials (volume or weight) or any amount of Excluded Materials. If Company elects to not collect a Contaminated Container, it shall notify the customer by tag affixed to the container. If Company elects to collect Contaminated Containers, it may charge a Contamination Fee per Load up to \$150.00/ton or such other amount agreed upon by the parties. Company may dispose of the contents of a Contaminated Container or Load without notice if it elects to collect.

Company may reject in whole or in part, or may process, in its sole discretion, Recyclables not meeting the specifications, including wet materials, and Customer shall pay Company for all costs, losses and expenses incurred with respect to such non-conforming Recyclables including costs for handling, processing, transporting and/or disposing of such non-conforming Recyclable Materials which charges may include an amount for Company's operating or profit margin. Without limiting the foregoing, and Customer shall pay a contamination charge for additional handling, processing, transporting and/or disposing of Non-Recyclables, Excluded Materials, and/or all or part of non-conforming loads and additional charges may be assessed for bulky items such as appliances, concrete, furniture, mattresses, tires, electronics, pallets, yard waste, propane tanks, etc.

Company reserves the right upon notice to discontinue acceptance of any category of materials set forth above as a result of market conditions related to such materials and makes no representations as to the recyclability of the materials.

Commencing on the effective date of this Agreement, any increase in recycling processing and transportation fees above \$60.00 per ton will be passed through to the Village. The increase would be passed on to the Village as part of a quarterly rate adjustment. The increase would be based on the previous quarters collected recycle tonnage multiplied by the processing and transportation fee increase per ton, then divided by number of units and by 3 months. For example, if collected 36 recycle tons in previous quarter and the price to process and transport increased from \$60/ton to \$63/ton, then $36 \text{ tons} \times \$3/\text{ton} = \108 . $\$108/3 \text{ months}/1,400 \text{ units} = \0.03 ; the rate would increase 3 cents/unit/month. When the recycle processing and transportation fee remains at \$60/ton or below, no additional charges will apply.

Attachment "B"

The rates paid to WMO for performance of the refuse collection work during the term of the Agreement shall be as follows:

- \$7.80 per unit per month April 1, 2024 to March 31, 2025
- \$8.25 per unit per month April 1, 2025 to March 31, 2026
- \$8.66 per unit per month April 1, 2026 to March 31, 2027
- \$9.09 per unit per month April 1, 2027 to March 31, 2028
- \$9.55 per unit per month April 1, 2028 to March 31, 2029
- During the term of the Agreement the rate for additional cart rental shall remain the same \$4.00 per cart per month.

RESOLUTION NO. 2024-24

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**A RESOLUTION OF CONDOLENCES TO THE FAMILY
OF CARRIE LEE SINCLAIR HAWKINS**

WHEREAS, On Tuesday, May 14th, 2024, at the age of 93, Carrie Lee Sinclair Hawkins, the baby of the Sinclair clan and a longtime resident of Oakwood Village, has soared to reunite with her parents and siblings to complete the family union, forever together again; and

WHEREAS, Carrie was born on May 13th, 1931, in Notasulga, Alabama to the late John Anderson Sinclair, Sr., and Olivia Moss Sinclair. She shared a loving childhood with her siblings and extended loved ones; and

WHEREAS, While growing up in Notasulga, Alabama, Carrie loved spending time with her family while causing mischief and making sure she avoided all household and farm chores such as cooking, cleaning, sewing and all other activities related to farm life, she was very skilled at eluding them. She had a very comedic personality that kept everyone in stitches, her joyous nature always welcomed you at the door; and

WHEREAS, Carrie attended Tuskegee Institute High School and after her graduation, moved to Cleveland, Ohio where she met and wed her husband, General W. Hawkins on October 17th, 1964. She worked in Nursing as an LPN at Metro Hospital, formerly known as City Hospital. Her love for the elderly and compassion for humankind lead her to a career in geriatric care, a field that she mastered for 40 plus years. Even after her retirement from Abby Nursing Home, she continued to work with multiple nursing facilities; and

WHEREAS, Carrie accepted Christ at a very young age and was a member of the historic Shiloh Missionary Baptist Church in Notasulga, Alabama, and once in Cleveland, Ohio she rededicated her life to Christ and became a faithful member of the St. Timothy Missionary Baptist Church. She later joined Bethany Christian Church where she was a choir member and soloist. Years later she became an Evangelist spreading the Gospel through various outreach ministries. She also extended her compassion by visiting nursing homes and participating in Prison Outreach Programs. Additionally, she was a co-minister that provided prayer on a voice to the Nation Gospel Radio Broadcast program; and

WHEREAS, Throughout the years, Carrie had an open heart and an open-door policy, blessing those who came to her in need. Her loving essence and presence provided assistance to all. To know her was to truly love her; and

WHEREAS, She was preceded in death by her husband, General W. Hawkins and her three sisters Theresa, Mary, and Louise, and by her four brothers, John Anderson, Jr. (Piggy), Rev. Eddie E. Sinclair, Rodolphas, and Algie. She also shared close ties with her beloved niece Lillie, although she was her aunt they were the same age and were thick as thieves calculating and successfully conquering all sorts of mischiefs; and

WHEREAS, Carrie departed this life leaving behind her beloved children Andrea (Princess) Hawkins Dunn and Mark A. Hawkins (Barbara- daughter-in-love), her only grandson Amon Dunn her most precious treasure/best friend, one Aunt Helen Hawkins, extended daughter Ronda Thorpe (Alonzo) and childhood friend Ellen Parker, special niece Sherry Hairston, and her dearest most cherished friend, more like sisters, Juanita Dunnigan, whose love carried her through many trials and challenges. Carrie has a host of nieces, nephews, cousins, and friends that she loved extensively, as she would say “Everyone deserves to be treated with Love and Dignity”; and

WHEREAS, Though Carrie may no longer be with us in the physical sense. She leaves behind a whole host of family and friends who the impact she has made on their lives will forever remain. She will forever be remembered and revered in the hearts of those who loved her, may she rest in eternal peace.

NOW THEREFORE LET IT BE RESOLVED THAT by the Village of Oakwood, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The Village Council and Mayor wish to express their most sincere condolences to the family of Carrie Lee Sinclair Hawkins and hope the fond memories of such a fine, caring person comfort them in their loss.

SECTION 2. The Clerk is hereby authorized to present a copy of this resolution to the family of Carrie Lee Sinclair Hawkins.

SECTION 3. This Resolution shall be in full force and effect immediately upon its adoption by this Council and approved by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica L. Nikolic, President of Council

Tanya A. Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-24 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya A. Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-24 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya A. Joseph, Clerk of Council

**A RESOLUTION OF CONDOLENCES TO THE FAMILY OF
CARRIE LEE SINCLAIR HAWKINS**



WHEREAS, On Tuesday, May 14th, 2024, at the age of 93, Carrie Lee Sinclair Hawkins, the baby of the Sinclair clan and a longtime resident of Oakwood Village, has soared to reunite with her parents and siblings to complete the family union, forever together again; and

WHEREAS, Carrie was born on May 13th, 1931, in Notasulga, Alabama to the late John Anderson Sinclair, Sr., and Olivia Moss Sinclair. She shared a loving childhood with her siblings and extended loved ones; and

WHEREAS, While growing up in Notasulga, Alabama, Carrie loved spending time with her family while causing mischief and making sure she avoided all household and farm chores such as cooking, cleaning, sewing and all other activities related to farm life, she was very skilled at eluding them. She had a very comedic personality that kept everyone in stitches, her joyous nature always welcomed you at the door; and

WHEREAS, Carrie attended Tuskegee Institute High School and after her graduation, moved to Cleveland, Ohio where she met and wed her husband, General W. Hawkins on October 17th, 1964. She worked in Nursing as an LPN at Metro Hospital, formerly known as City Hospital. Her love for the elderly and compassion for humankind lead her to a career in geriatric care, a field that she mastered for 40 plus years. Even after her retirement from Abby Nursing Home, she continued to work with multiple nursing facilities; and

WHEREAS, Carrie accepted Christ at a very young age and was a member of the historic Shiloh Missionary Baptist Church in Notasulga, Alabama, and once in Cleveland, Ohio she rededicated her life to Christ and became a faithful member of the St. Timothy Missionary Baptist Church. She later joined Bethany Christian Church where she was a choir member and soloist. Years later she became an Evangelist spreading the Gospel through various outreach ministries. She also extended her compassion by visiting nursing homes and participating in Prison Outreach Programs. Additionally, she was a co-minister that provided prayer on a voice to the Nation Gospel Radio Broadcast program; and

WHEREAS, Throughout the years, Carrie had an open heart and an open-door policy, blessing those who came to her in need. Her loving essence and presence provided assistance to all. To know her was to truly love her; and

WHEREAS, She was preceded in death by her husband, General W. Hawkins and her three sisters Theresa, Mary, and Louise, and by her four brothers, John Anderson, Jr. (Piggy), Rev. Eddie E. Sinclair, Rodolphas, and Algie. She also shared close ties with her beloved niece Lillie, although she was her aunt they were the same age and were thick as thieves calculating and successfully conquering all sorts of mischiefs; and

WHEREAS, Carrie departed this life leaving behind her beloved children Andrea (Princess) Hawkins Dunn and Mark A. Hawkins (Barbara- daughter-in-love), her only grandson Amon Dunn her most precious treasure/best friend, one Aunt Helen Hawkins, extended daughter Ronda Thorpe (Alonzo) and childhood friend Ellen Parker, special niece Sherry Hairston, and her dearest most cherished friend, more like sisters, Juanita Dunnigan, whose love carried her through many trials and challenges. Carrie has a host of nieces, nephews, cousins, and friends that she loved extensively, as she would say "Everyone deserves to be treated with Love and Dignity"; and

WHEREAS, Though Carrie may no longer be with us in the physical sense. She leaves behind a whole host of family and friends who the impact she has made on their lives will forever remain. She will forever be remembered and revered in the hearts of those who loved her, may she rest in eternal peace.

NOW THEREFORE LET IT BE RESOLVED THAT by the Village of Oakwood, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The Village Council and Mayor wish to express their most sincere condolences to the family of Carrie Lee Sinclair Hawkins and hope the fond memories of such a fine, caring person comfort them in their loss.

SECTION 2. The Clerk is hereby authorized to present a copy of this resolution to the family of Carrie Lee Sinclair Hawkins.

SECTION 3. This Resolution shall be in full force and effect immediately upon its adoption by this Council and approved by the Mayor, otherwise from and after the earliest period allowed by law.

Mayor Cary V. Gottschalk

Council President Erica L. Nikolich

President Pro-Tem Johnnie A. Warren

Councilperson Ward 1 Taunya Scripps

Councilperson Ward 2 Eloise Hardin

Councilperson Ward 3 Paggie Matlock

Councilperson Ward 4 Mary Davis

Councilperson Ward 5 Candace S. Williams

Clerk of Council, Tanya A. Joseph



ORDINANCE NO. 2024-25

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AMENDING OAKWOOD CODIFIED ORDINANCE 111.01 (b) 140.07 TO PROVIDE GREATER FLEXIBILITY IN THE SCHEDULING AND RESCHEDULING OF REGULAR COUNCIL MEETINGS AND DECLARING AN EMERGENCY

WHEREAS, Oakwood Charter Section 7.09 provides that Council shall hold at least two regular Council meetings per month during most months of the year at times to be prescribed by ordinance; and,

WHEREAS, Oakwood Charter Section 7.09 clearly provides that Council may hold an additional regular Council meetings; and,

WHEREAS, Oakwood Codified Ordinance 111.01(b) provides for the rescheduling of regular Council meetings only when such meeting falls on a holiday and makes no provision for the scheduling of additional regular meetings of Council; and,

WHEREAS, Council has found it necessary to reschedule regular meetings for reasons other than holidays and to schedule additional regular meetings beyond the monthly minimum;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1: That Oakwood Codified Ordinance 111.01, which presently reads as follows:

111.01 - Meetings; notification.

- (a) The regular public meetings of the Council of the Village of Oakwood will take place at the Village Hall, at 7:00 p.m. on the second and fourth Tuesday of every month with Council work sessions to be held immediately thereafter, except the months of July and August, wherein only one public meeting and work session will be held in each of the said two months, the date, times and locations of such meetings and work sessions to be determined by Council and made known to the public in a public meeting prior to said months, or as provided for hereinafter. The dates and times of Council work sessions may be changed by motion approved by a majority vote of Council at any regular meeting. The Clerk of Council shall provide proper legal notice of all work sessions of Village Council.
- (b) If any of the foregoing dates upon which a public meeting or a work session of Council has been scheduled is a holiday, as determined by the majority of

Council, said majority of Council shall establish an alternate date and time for said meeting. All re-scheduling of said meetings shall be by an agreement of the majority of Council and made known to the public as provided for in this chapter.

- (c) The Clerk of Council is hereby authorized and directed to post a copy of this chapter on the bulletin board within Village Hall and cause same to remain there throughout the effective period of this chapter. The Clerk of Council be and is further authorized and directed to attach any and all future amendments to this chapter as Council adopts same hereinafter, and cause said amendments to remain posted in the Village Hall throughout their entire effective period. Additionally, the Clerk of Council is hereby authorized and directed to transmit a copy of this chapter, and any un-codified amendments made thereto, to each Councilperson-elect or appointed within seven days of the certification of the election results by the Board of Elections or effective date of the legislation of appointment.
- (d) Upon the calling of a special meeting as provided in the Charter of the Village of Oakwood, either by the Mayor or three Members of Council, the Clerk of Council be and she is hereby authorized and directed to post a notification of said meeting, giving the time, place and purpose of the meeting, at least 12 hours in advance of said meeting, upon the bulletin board in the Village Hall Council Chambers. Furthermore, upon being advised that Council will hold a special meeting as indicated herein, the Clerk of Council shall give at least 24 hours advance notice of the time, place and purpose of the meeting to the news media that have requested notification. In the event an emergency exists requiring immediate official action, then notification to the news media shall be immediate.
- (e) Any person who requests, in writing, notification of all meetings at which any specific type of public business will be discussed will be notified by the Clerk of Council as to the time, place and purpose of such meeting provided said person has provided the Clerk of Council a sufficient number of self-addressed, stamped envelopes, a current telephone number, and \$30.00 per year for the defrayal of administrative costs.

be and hereby is amended to read as follows:

111.01 - Meetings; notification.

- (a) The regular public meetings of the Council of the Village of Oakwood will take place at the Village Hall, at 7:00 p.m. on the second and fourth Tuesday of every month with Council work sessions to be held immediately thereafter, except the months of July and August, wherein only one public meeting and work session will be held in each of the said two months, the date, times and locations of such meetings and work sessions to be determined by Council and made known to

the public in a public meeting prior to said months, or as provided for hereinafter. The dates and times of Council work sessions may be changed by motion approved by a majority vote of Council at any regular meeting. The Clerk of Council shall provide proper legal notice of all work sessions of Village Council.

- (b) If additional regular meetings of Council are advisable or if a regular meeting or a work session of Council falls upon a holiday or otherwise requires re-scheduling, as determined by the majority of Council, said majority of Council shall establish a new date and time for said meeting. All scheduling of said meetings shall be by an agreement of the majority of Council and made known to the public as provided for in this chapter.
- (c) The Clerk of Council is hereby authorized and directed to post a copy of this chapter on the bulletin board within Village Hall and cause same to remain there throughout the effective period of this chapter. The Clerk of Council be and is further authorized and directed to attach any and all future amendments to this chapter as Council adopts same hereinafter, and cause said amendments to remain posted in the Village Hall throughout their entire effective period. Additionally, the Clerk of Council is hereby authorized and directed to transmit a copy of this chapter, and any un-codified amendments made thereto, to each Councilperson-elect or appointed within seven days of the certification of the election results by the Board of Elections or effective date of the legislation of appointment.
- (d) Upon the calling of a special meeting as provided in the Charter of the Village of Oakwood, either by the Mayor or three Members of Council, the Clerk of Council be and she is hereby authorized and directed to post a notification of said meeting, giving the time, place and purpose of the meeting, at least 12 hours in advance of said meeting, upon the bulletin board in the Village Hall Council Chambers. Furthermore, upon being advised that Council will hold a special meeting as indicated herein, the Clerk of Council shall give at least 24 hours advance notice of the time, place and purpose of the meeting to the news media that have requested notification. In the event an emergency exists requiring immediate official action, then notification to the news media shall be immediate.
- (e) Any person who requests, in writing, notification of all meetings at which any specific type of public business will be discussed will be notified by the Clerk of Council as to the time, place and purpose of such meeting provided said person has provided the Clerk of Council a sufficient number of self-addressed, stamped envelopes, a current telephone number, and \$30.00 per year for the defrayal of administrative costs.

SECTION 2: The existing version of Oakwood C.O. Section 111.01 be and hereby is repealed.

SECTION 3. The Codifier is hereby instructed to substitute the adopted version of Oakwood C.O. Section 111.01 for the previous version of said ordinance.

SECTION 3: This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the inhabitants of the Village or Oakwood being that the foregoing amendments are necessary to assure the continued efficient operations of Council and therefore this Ordinance shall take effect and be in force immediately upon its adoption and approval by the Mayor provided it receives at least five affirmative votes of the members of Council; otherwise, it shall take effect and be in force from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-25 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-25 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

ORDINANCE NO. 2024-26

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE TO PROVIDE AMENDMENTS TO THE CODIFIED ORDINANCES OF OAKWOOD GENERAL OFFENSES CODE, PART FIVE, SECTIONS 505.02 AND 505.03 CLARIFYING CIRCUMSTANCES UNDER WHICH ANIMALS ARE RUNNING AT LARGE IN VIOLATION OF THE ORDINANCES OF THE VILLAGE

WHEREAS, Oakwood Codified Ordinance Sections 505.02 and 505.03 as presently written prohibit animals running at large under certain circumstances; and,

WHEREAS, Oakwood Village Council wishes to clarify the circumstances under which animals are running at large in violation of the Village Ordinances,

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF OAKWOOD, STATE OF OHIO:

SECTION 1. That Oakwood Codified Ordinance Section 505.03, which presently reads as follows:

505.03 - Dogs and other animals running at large.

(a) No person being the owner or having charge of cattle, horses, swine, sheep, goats, chickens, or other animals shall permit them to run at large upon any public place, or upon any unenclosed lands or upon the premises of another.

(b) No owner, keeper or harbinger of any female dog shall permit it to go beyond the premises of the owner, keeper or harbinger at any time the dog is in heat, unless the dog is properly in leash.

(c) No owner, keeper or harbinger of any dog shall fail at any time to keep it either physically confined or restrained upon the premises of the owner, keeper or harbinger by a leash, tether, adequate fence, supervision, or secure enclosure to prevent escape, or under reasonable control of some person.

(d) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section.

(e) Whoever violates this subsection (a) hereof is guilty of a misdemeanor of the fourth degree.

(f) (1) Whoever violates subsection (b) or (c) hereof is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for each subsequent offense.

(2) In addition to the penalties prescribed in subsection (f)(1) hereof, if the offender is guilty of a violation of subsection (b) or (c) hereof, the court may order the offender to personally supervise the dog that he owns, keeps, or harbors, to cause that dog to complete dog obedience training, or to do both.

be and hereby is amended to read as follows:

505.03 - Dogs and other animals running at large.

(a) No person being the owner or having charge of cattle, horses, swine, sheep, goats, chickens, or other animals shall permit them to run at large upon any public place, or upon any unenclosed lands or upon the premises of another.

(b) No owner, keeper or harbinger of any dog shall permit it to go beyond the premises of the owner, keeper or harbinger at any time unless the dog is properly in leash.

(c) No owner, keeper or harbinger of any dog shall fail at any time to keep it either physically confined or restrained upon the premises of the owner, keeper or harbinger by a leash, tether, adequate fence, supervision, or secure enclosure to prevent escape, or under reasonable control of some person.

(d) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section.

(e) Whoever violates this subsection (a) hereof is guilty of a misdemeanor of the fourth degree.

(f) (1) Whoever violates subsection (b) or (c) hereof is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for each subsequent offense.

(2) In addition to the penalties prescribed in subsection (f)(1) hereof, if the offender is guilty of a violation of subsection (b) or (c) hereof, the court may order the offender to personally supervise the dog that he owns, keeps, or harbors, to cause that dog to complete dog obedience training, or to do both.

SECTION 2. The existing version of Oakwood C.O. Section 505.03 be and hereby is repealed.

SECTION 3. The codifier is hereby instructed to substitute the amended version of C.O. Section 505.03 for the existing version.

SECTION 4. This Ordinance shall become effective in full force and effect upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the Mayor: _____

Approved: _____

Gary v. Gottschalk, Mayor

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-26 was duly and regularly passed by this Council at the meeting held on _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-26 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

505.03 - Dogs and other animals running at large.

(a) No person being the owner or having charge of cattle, horses, swine, sheep, goats, chickens, or other animals shall permit them to run at large upon any public place, or upon any unenclosed lands or upon the premises of another.

(b) No owner, keeper or harbinger of any dog shall permit it to go beyond the premises of the owner, keeper or harbinger at any time unless the dog is properly in leash.

(c) No owner, keeper or harbinger of any dog shall fail at any time to keep it either physically confined or restrained upon the premises of the owner, keeper or harbinger by a leash, tether, adequate fence, supervision, or secure enclosure to prevent escape, or under reasonable control of some person.

(d) The running at large of any such animal in or upon any of the places mentioned in this section is prima-facie evidence that it is running at large in violation of this section.

(e) Whoever violates this subsection (a) hereof is guilty of a misdemeanor of the fourth degree.

(f) (1) Whoever violates subsection (b) or (c) hereof is guilty of a minor misdemeanor for a first offense and a misdemeanor of the fourth degree for each subsequent offense.

(2) In addition to the penalties prescribed in subsection (f)(1) hereof, if the offender is guilty of a violation of subsection (b) or (c) hereof, the court may order the offender to personally supervise the dog that he owns, keeps, or harbors, to cause that dog to complete dog obedience training, or to do both.

ORDINANCE NO. 2024 -27

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

A RESOLUTION ACCEPTING FUNDING AWARDS FROM CUYAHOGA COUNTY UNDER THE 2024 COMMUNITY DEVELOPMENT SUPPLEMENTAL GRANT PROGRAM AND THE 2024 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE FIRST PLACE PAVEMENT IMPROVEMENT PROJECT IN THE VILLAGE OF OAKWOOD AND DECLARING AN EMERGENCY

WHEREAS, on October 30, 2023, by Resolution 2023-35, Council authorized and directed the Mayor and the Village Engineer to file an application for funding to the Cuyahoga County Department of Development for the First Place Pavement Improvement Project under the 2024 Community Development Supplemental Grant Program; and

WHEREAS, the Cuyahoga County Department of Development has notified the Mayor and the Village Engineer that the Village of Oakwood has been awarded \$50,000.00 for the First Place Pavement Improvement Project under the 2024 Supplemental Grant Program which will include concrete pavement repairs and an asphalt overlay on First Place from Forbes Road to the south driveway of 7600 First Place; and

WHEREAS, on October 30, 2023, by Resolution 2023-34, Council authorized and directed the Mayor and the Village Engineer to file an application for funding to the Cuyahoga County Department of Development for the First Place Pavement Improvement Project under the 2024 Community Development Block Grant Program; and

WHEREAS, the Cuyahoga County Department of Development had notified the Mayor and the Village Engineer that the Village of Oakwood had been awarded \$150,000.00 for the First Place Pavement Improvement Project under the 2024 Competitive Municipal Block Grant Program which will include concrete pavement repairs and an asphalt overlay on First Place from Forbes Road to the south driveway of 7600 First Place.

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor is hereby authorized and directed to enter into any agreements with the Cuyahoga County Department of Development as may be necessary and appropriate for securing the grant award funds for the First Place Pavement Improvement Project.

SECTION 2. The Village Engineer be and is hereby authorized and directed to prepare plans and specifications for the First Place Pavement Improvement Project.

SECTION 3. The Village Engineer be and is hereby authorized and directed to advertise for bids according to law for the work as specified in Section 1 hereof.

SECTION 4. Upon receipt of the bids, the Mayor shall provide all members of Council with a bid tabulation summary for each bidder prior to the Board of Control awarding any contract for the matters described in Section 1 hereof.

SECTION 5. Council hereby authorizes the expenditure of an aggregate amount not to exceed Four Hundred Eighty-Four Thousand Dollars (\$484,000.00) for the design, bidding and construction of the Tryon Road Pedestrian Safety Trail Project as provided above. The Director of Finance be and is hereby authorized and directed to issue vouchers in the amounts and for the purposes as expressed above upon the award of contracts pursuant to Board of Control approval, said amounts to be charged to the Street Construction Maintenance and Repair Fund.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that it is required to ensure the construction of the facility during the 2024 construction season, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-27 was duly and regularly passed by this Council at the meeting held on _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-27 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

ORDINANCE NO.: 2024-28

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PROJECT AWARD AGREEMENT WITH CUYAHOGA COUNTY AND DIRECTING THE FINANCE DIRECTOR TO ACCEPT AND DEPOSIT INTO THE LOCAL FISCAL RECOVERY FUND, FUNDING FROM THE DISTRICT 6 ARPA COMMUNITY GRANT FUND IN THE AMOUNT OF \$250,000 AND AUTHORIZING THE ENGINEER TO BEGIN THE PREPARATION OF PLANS AND SPECIFICATIONS AND TO ADVERTISE FOR BIDS FOR THE OAK LEAF ROAD REHABILITATION PROJECT – PHASE 1; AND DECLARING AN EMERGENCY.

WHEREAS, on September 14, 2022, by Resolution 2022-52, Council authorized and directed the Mayor to file an application for funding to the Ohio Public Works Commission for the Oak Leaf Road Rehabilitation Project – Phase 1 which extends from the southbound entrance ramp of I-271/480 to Oak Leaf Oval; and

WHEREAS, the Ohio Public Works Commission has notified the Mayor and the Village Engineer that the Village of Oakwood has been awarded \$390,000.00 in funds for the Oak Leaf Road Rehabilitation Project – Phase 1; and

WHEREAS, Cuyahoga County received \$239,898,257.00 from the Federal Government through the American Rescue Plan Act (“ARPA”); and

WHEREAS, the County Executive and County Council had authorized \$86 million of the ARPA dollars for community grants to benefit the residents of Cuyahoga County (the “ARPA Community Grant Fund”); and

WHEREAS, the Mayor and Engineer requested \$250,000.00 from the District 6 ARPA Community Grant Fund for the Oak Leaf Road Rehabilitation Project – Phase 1; and

WHEREAS, the Cuyahoga County Council, by passage of Resolution No. R2023-0068, awarded funding, in the amount of \$250,000.00, from the District 6 ARPA Community Grant Fund to the Village of Oakwood for the Oak Leaf Road Rehabilitation Project – Phase 1; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, State of Ohio that:

SECTION 1. The Mayor is authorized to enter into the Oak Leaf Road Rehabilitation Project – Phase 1 Award Agreement, a copy of which is on file in the Finance Director’s office, and the Finance Director is authorized to accept and deposit funding from the District 6 ARPA Community Grant Fund in the amount of \$250,000.00, per Resolution No. R2023-0068, into the Local Fiscal Recovery Fund, to be used for the Oak Leaf Road Rehabilitation Project – Phase 1.

SECTION 2. The Village Engineer be and is hereby authorized and directed to prepare plans and specifications for the Oak Leaf Road Rehabilitation Project – Phase 1 which extends from the southbound entrance ramp of I-271/480 to Oak Leaf Oval.

SECTION 3. The Village Engineer be and is hereby authorized and directed to advertise for bids according to law for the work as specified in Section 2 hereof.

SECTION 4. Upon receipt of the bids, the Mayor shall provide all members of Council with a bid tabulation summary for each bidder prior to the Board of Control awarding any contract for the matters described in Section 2 hereof.

SECTION 5. Council hereby authorizes the expenditure of an aggregate amount not to exceed Six Hundred Fifty Thousand Dollars (\$650,000.00) for the design, bidding and construction of the Oak Leaf Road Rehabilitation Project – Phase 1 as provided above. The Director of Finance be and is hereby authorized and directed to issue vouchers in the amounts and for the purposes as expressed above upon the award of contracts pursuant to Board of Control approval, said amounts to be charged to the Local Fiscal Recovery Fund and the Street Construction Maintenance and Repair Fund.

SECTION 6. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that it is required to ensure the construction of the improvements during the 2024 construction season, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-28 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-28 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya Joseph, Clerk of Council

DATED: _____

AMENDED ORDINANCE NO. 2024-WS-02

INTRODUCED BY MAYOR

AN ORDINANCE GRANTING A FIVE PERCENT (5%) PAY RAISE TO RETROACTIVE TO JANUARY 1, 2024, TO ALL NON-ELECTED EMPLOYEES OF THE VILLAGE OTHER THAN MEMBERS OF THE POLICE DEPARTMENT COLLECTIVE BARGAINING UNIT AND DECLARING AN EMERGENCY

WHEREAS, the years 2022 and 2023 have experienced inflation not seen for many years; and,

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. All non-elected employees of the Village other than members of the Police Collective Bargaining Unit be and hereby are granted a pay raise of five percent (5%) retroactive to January 1, 2024, subject to the approval of the employee's supervisor.

SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that competition is increasing for qualified municipal employees and the continuation of uninterrupted services to the citizens of Oakwood is of paramount importance therefore, provided it receives two-thirds ($\frac{2}{3}$) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024 - was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024 - was duly posted on the ____ day of _____, 2024, and will remain posted for a period of fifteen (15) days thereafter in the Council Chambers in the locations and manner provided in the Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

ORDINANCE NO. 2024-WS-04

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

**AN EMERGENCY ORDINANCE ADOPTING AN AMENDMENT TO
THE EMPLOYEE HANDBOOK FOR PERSONNEL OF THE VILLAGE
OF OAKWOOD OTHER THAN FIRE AND NON-AUXILIARY POLICE**

WHEREAS, Council has revised certain provisions in the Employee Handbook upon the recommendation of certain Department heads and further desires to provide for the specific procedures to be utilized in the dissemination of such handbooks to current and future employees of the Village; and,

WHEREAS, Council desires to provide for proper accounting and tracking of employee work hours;

NOW THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Council hereby adopts the following Addendum to the Employee Handbook adopted in Ordinance No. amended Employee Handbook, substantially in the form attached hereto and incorporated herein as Exhibit "A".

SECTION 2. The Mayor be and he is hereby authorized and directed to issue sufficient copies of the applicable Addendum to each Director and Department Head in print and/or electronic format for dissemination to all employees working under their respective jurisdictions. All current employees shall sign a receipt acknowledging receipt of the Addendum and all receipts shall be kept on file in the office of the Director of Finance. The Director of Finance shall require new employees of the Village to execute a receipt acknowledging receipt of his or her handbook and this Addendum at the time of the commencement of employment with the Village. All such receipts shall likewise be kept in the Office of the Director of Finance.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the same relates to the daily operation of a municipal department and is necessary to provide for the continued good order of Village operations, therefore, provided it receives two-thirds (2/3) of the vote of all members of the Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-WS-04 was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-WS-04 was duly posted on the ____ day of _____, 2024, and will remain posted for a period of fifteen (15) days thereafter as provided by the Village Charter and ordinances.

Tanya Joseph, Clerk of Council

DATED: _____

ADDENDUM 1

Time Clock

1. All non-elected full or part time employees who are subject to the provisions of this Handbook and assigned to report for work at Village Hall or any other Village building shall record their work hours on a time clock provided by the Village.
2. A report including the hours worked, paid time and gross pay for each employee shall be submitted by the Finance Director in the monthly financial packet to Council.
3. Intentionally falsifying time stamps or any unauthorized manipulation of time reporting will be grounds for immediate termination.
4. Any request to adjust or correct a time record shall be made in writing and any change must be approved in writing by the employee's manager or supervisor. Any change to a time record resulting in a payment adjustment over the amount of \$___ will require approval by the employee's manager or supervisor.
5. All timesheets shall be signed by the employee's manager or supervisor and the Finance Director shall be responsible to collect all timesheets from the managers or supervisors each pay period.

SUBSTITUTE ORDINANCE NO. 2024-WS-05

INTRODUCED BY MAYOR AND COUNCILPERSON NIKOLIC

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CREtelligent AND DECLARING AN EMERGENCY

WHEREAS, the Village Oakwood has received reports of various illnesses suffered by residents in the vicinity of Wright Avenue in the Village; and,

WHEREAS, Council has determined that it is in the best interests of the Village and the health and well-being of its residents, visitors and persons working within the Village to investigate potential environmental sources of said illnesses to determine what if any further steps should be taken;

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into a contract with CREtelligent substantially in the form attached hereto and incorporated herein as Exhibit "A".

SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being the urgent need to determine potential environmental sources of reported illnesses in the vicinity of Wright Avenue in the Village, therefore, provided it receives two-thirds ($\frac{2}{3}$) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024 - was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that Ordinance No. 2024 - was duly posted on the ____ day of _____, 2024, and will remain posted for a period of fifteen (15) days thereafter in the manner specified in the Oof Oakwood.

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT A



2717 S. Arlington St., Suite C
Akron, OH 44312
E:f.hamilton@cretelligent.com

January 8, 2024

Ed Hren
Engineer
Village of Oakwood
24800 Broadway Ave
Oakwood Village, Ohio 44146

Via email: hren@cvelimited.com

Re: Proposal
Preliminary Assessment
Environmental Conditions
Wright Ave, Oakwood Village

Dear Ed:

CREtelligent (CREt) is pleased to present this proposal for a preliminary assessment of environmental conditions along Wright Ave.

INTRODUCTION

During a recent meeting at your office, we heard concerns from Council President-elect Erica Nikolic regarding possible contamination of soil along Wright Ave associated with nearby industries. This proposal has been prepared to begin gathering data that might be able to help better understand that concerns raised.

SCOPE OF WORK

We have developed a scope of work that includes the following specific services:

INTERVIEWS

We are proposing to interview residents along Wright Ave and other nearby streets to better understand their concerns. During these interviews we will gather basic demographic data (age, gender, etc.). We will ask residents questions about where they have lived and worked now and historically. We will also attempt to gather information about other habits that might affect exposure to environmental contaminants. We will also ask residents to describe any concerns they have related to local environmental conditions. We will also ask residents if they have any health concerns. Response to any and all interview questions will be voluntary.

A questionnaire will be developed and used so that consistent and uniform information is collected. Residents will be requested to complete this, or another, questionnaire prior to the interview. It is likely that we will walk the neighborhood, particular properties of residents who have agreed to interviews prior to in person interviews. That reconnaissance will help guide the interview process.

Interviews will be conducted a location convenient for residents. We would propose a location at the Village Hall or even your office. Audio and/or video recording of the interviews might be conducted.

DESKTOP RESEARCH

After the interviews are completed and results reviewed and compiled, we will continue our research to understand possible sources of environmental contamination in the area. We will use an outside data contractor to compile a list of properties/businesses within a to be determined radius of the affected area. These data will include a list of businesses that have activity that has been reported to state, federal and local environmental authorities. The search area will be developed using an understanding of prevailing winds. We will also perform a visual reconnaissance from public roadways in the area to assess completeness of the data provided by the data vendor.

SAMPLING

CREtelligent is proposing to collect representative soil samples from the neighborhood to begin to develop an understanding of existing conditions. Soil samples will be collected from the near surface and from a depth of approximately 12 inches at each location. The study area will initially focus on properties east and west of Wright Ave between Forbes Road and North Lane. The study area may be adjusted based on the results of interviews and research described above.

This proposal includes costs for collection of two samples from each of 15 locations. Samples will be collected using properly decontaminated tools into laboratory supplied and prepared containers appropriate to the proposed analytical program. Samples will be maintained in an iced cooler under strict chain of custody until delivered to the analytical laboratory.

It is anticipated that samples will be submitted to Summit Environmental in Cuyahoga Falls Ohio. At this time, we are proposing to request samples be analyzed for the following metals via EPA Method 6010D:

- Selenium
- Vanadium
- Arsenic
- Tin
- Barium
- Lead
- Hexavalent Chromium
- Trivalent Chromium
- Copper

This list is subject to change based on the results of our research and interviews. The parameters listed above are, however, typically what one might expect to be discharged to air from the types of industries in the area.

Sampling locations will be restored by placing soil back into the excavation/hole. Topsoil and grass seed will be spread over each location. We are not proposing any ongoing maintenance or watering of samples areas.

PROJECT MANAGEMENT AND REPORTING

At the conclusion of the work described above we will prepare a report. The report will include a summary of work completed and detailed review of the results. The report will not name any resident specifically but will refer to interviewees in a generic sense. The report will include photographs, figures and other exhibits as appropriate.

We will also include recommendations. As discussed during our meeting, should our results suggest that there is some widespread impact we would recommend that the results be provided to the County Board of Health and/or the Ohio EPA.

ESTIMATED COST ¹

CREt has prepared the following budget for this project, based on the scope of work described herein:

Task	Estimated CREt Cost	Estimated Expenses	Estimated Laboratory Cost	Total Estimated Task Cost
Interviews	\$6,000			\$6,000
Desktop Research	\$1,000	\$500		\$1,500
Soil sampling	\$2,000	\$1,000	\$7,000	\$10,000
Reporting and project management	\$5,000			\$5,000
TOTAL ESTIMATED PROJECT COST				\$22,500.00

This budget includes the following assumptions:

- Interviews will be conducted at a location to be provided by the Village. Two full days have been budgeted for interviews.
- Soil sample locations will be marked in the field. We expect the Village Engineer will provide us a drawing for our report documenting sample locations.
- If, after completing interviews, modifications to the list of laboratory analytes seems appropriate we will prepare a modified scope of work and advise any budgetary impacts prior to proceeding.

All work will be completed in accordance with the attached terms and conditions.

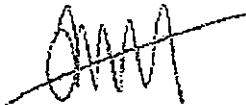
SCHEDULE

We are prepared to begin scheduling interviews immediately upon receipt of authorization to proceed. We will also commence the desktop research task immediately upon receipt of authorization to proceed. Soil sampling will be scheduled once the interviews and research are completed. Soil sampling will require snow and frost-free conditions. The soil sampling will take approximately one week to complete. Once the soil samples are collected, laboratory analysis will require approximately one week. Altogether, it is anticipated that this project will take 6 to 8 weeks to complete, contingent upon weather and other conditions beyond our control.

CREtelligent appreciates the opportunity to propose on this important project. Please do not hesitate to contact the undersigned with any questions or comments.

Regards,

CRETELLIGENT



Fraser K. Hamilton, Sr PG EP
Director, Environmental Consulting

1. The cost to the client shall not exceed the estimated cost without the client's prior written consent.

Authorization to Proceed:

Please sign below and include appropriate contact information.

_____	_____
(Client or Authorized Client Representative)	Date
_____	_____
Printed Name	Title

Billing Contact Information:

Contact Name _____

Company Name _____

Address _____

City, State, Zip _____

Phone Number _____

Fax Number _____

Email Address _____

Proposal
Preliminary Assessment
Environmental Conditions
Wright Ave, Oakwood Village

APPROVED AS TO LEGAL FORM

James A. Climer, Law Director

CREtelligent
General Conditions

1.0 BILLING

1.1 Invoices will be issued with the report, unless the work extends for more than 1 month, in which case invoices will be issued every four weeks. All invoices will be payable upon receipt, unless otherwise agreed.

1.2 Interest of 1 and 1/2% per month (but not exceeding the maximum rate allowable by law) will be payable on any amounts not paid within 15 days. Payments will be applied first to accrued interest and then to the unpaid principal amount of invoices. Any attorney's fees or other costs incurred in collecting any delinquent amount shall be paid by the Client.

1.3 In the event that the Client requests termination or suspension of the work prior to completion of a report, CREtelligent. (the "Company") reserves the right to charge the Client for work completed and charges incurred by the Company as of the date of termination, including a charge to complete such analyses and records as are necessary to place its files in order and, where considered by it necessary to protect its professional reputation, to complete a report on the work performed to date. The Company reserves the right to impose a termination charge to cover the cost thereof in an amount not to exceed 30% of all charges incurred up to the date of termination.

2.0 WARRANTY AND LIABILITY

2.1 Company will provide services in accordance with the specifications prescribed by its Clients, in a manner consistent with the level of care and skill ordinarily exercised by members of the same profession currently practicing in the same locality under similar conditions. The Company hereby disclaims any warranties or representations, either expressed or implied, other than as expressly stated in the Company's proposals, contracts or reports.

2.2 The Company, its employees, subcontractors and agents shall not be liable for indirect or consequential damages, including without limitation loss of use, loss of value and loss of profits.

2.3 In addition to the limitations provided in 2.1 and 2.2, and notwithstanding any other provision herein, the liability of the Company, its employees, subcontractors and agents shall be limited to injury or loss to the extent caused by the negligence of the Company, its subcontractors and/or agents hereunder; and the liability of the Company for injury or loss arising from professional errors shall not exceed the lesser of (a) the total amount billed by the Company for the services rendered to Client, or (b) \$10,000. In no event shall the Company, its subcontractors or agents be liable for injuries or losses pertaining to environmental impairment, pollution, radiation, nuclear reaction or radioactive substances or conditions.

2.4 The Client agrees to indemnify and hold harmless the Company, its employees, subcontractors and agents against and from any claim, liability, attorneys' fees or other defense costs incurred because of (i) injury or loss caused by the acts and omissions of the Client, its employees, agents, contractors or subcontractors, and (ii) any third party claim arising from the performance of services hereunder by the Company, its agents or subcontractors with respect to claims that do not arise solely from the negligence or willful misconduct of the Company, its agents or subcontractors.

2.5 In the event that the Client asserts a claim against the Company that causes the Company to incur defense costs, and a court of law or arbitration panel rules in favor of the Company, the Client shall reimburse the Company for all costs, including attorney's fees, incurred by the Company in defending itself against such claim.

3.0 GOVERNING LAW:

These terms and conditions shall be governed by and construed in accordance with the laws of the State of California (without regard to its conflicts of law's provisions). The parties hereto hereby agree that venue of any action under these T&Cs shall be exclusively in Sacramento County, California, and that these terms and conditions are performable in part in Sacramento County, California.

ORDINANCE NO. 2024-WS-12

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A FIRST AMENDMENT OF PROFESSIONAL SERVICES AGREEMENT FOR BUILDING INSPECTION SERVICES WITH SAFEbuILT OHIO, LLC, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Oakwood deems it advantageous to enter into a professional services agreement (the "Agreement") for building inspection services for twelve (12) months, and which automatically renewed for twelve (12) month terms absent notice to the contrary; and

WHEREAS, the Village of Oakwood entered into the Agreement with SAFEbuilt Ohio, LLC on August 25, 2021 in accordance with Ordinance No. 2021-52; and

WHEREAS, the Village of Oakwood and SAFEbuilt Ohio, LLC desire to enter into the First Amendment to the Agreement in order to update the Fee Schedule, as more specifically described in Exhibit "A" to this Ordinance, which is attached hereto and incorporated by reference; and

WHEREAS, all other terms of the Agreement remain the same and are in full force; and

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into the First Amendment to the Agreement with SAFEbuilt Ohio, LLC, a copy of which is attached hereto and expressly made a part hereof by reference and marked Exhibit "A".

SECTION 2. This ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the continuation of uninterrupted building inspection services is of paramount importance to the citizens of Oakwood, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the Mayor: _____

Approved: _____

Gary v. Gottschalk, Mayor

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-_____ was duly and regularly passed by this Council at the meeting held on _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-_____ was duly posted on the _____ day of _____, 2024, and will remain posted for a period of fifteen (15) days thereafter in the Council Chambers in the locations and manner provided in the Village Charter.

Tanya Joseph, Clerk of Council

DATED: _____

**FIRST AMENDMENT OF
PROFESSIONAL SERVICES AGREEMENT
BETWEEN VILLAGE OF OAKWOOD, OHIO
AND SAFEbuilt OHIO, LLC**

EXHIBIT "A"

THIS FIRST AMENDMENT OF PROFESSIONAL SERVICES AGREEMENT is made effective as of the date of the last signature below by and between Village of Oakwood, Ohio (Municipality) and SAFEbuilt Ohio, LLC, a wholly owned subsidiary of SAFEbuilt, LLC (Consultant). Municipality and Consultant shall be jointly referred to as the "Parties".

This Amendment shall be effective on the latest date fully executed by both Parties.

RECITALS AND REPRESENTATIONS

WHEREAS, Parties entered into a Professional Services Agreement (Agreement), by which both Parties established the terms and conditions for service delivery on October 11, 2021; and

Parties hereto now desire to amend the Agreement as set forth herein; and

NOW, THEREFORE, in consideration of the mutual promises and covenants herein contained, and other good and valuable consideration, the receipt and adequacy of which are acknowledged, the Parties agree as follows:

1. The above recitals are acknowledged as true and correct and are incorporated herein.
2. Agreement, Exhibit A, 4. Fee Schedule shall be updated to include the below:

Service Fee Schedule:	STANDARD HOURLY RATE:
Inspection Services • Building, Mechanical, Plumbing, Electrical	\$90.00 per hour – one (1) hour minimum
After Hours/Emergency Inspection Services	\$100.00 per hours – two (2) hour minimum
Hourly inspection time tracked includes roundtrip travel time between Consultant's location and Municipality or first inspection site. Time tracked will end when the inspector completes the last scheduled inspection or leaves Municipal office. Time tracked will include travel time between inspection sites and all administrative work related to inspection support.	

3. All other conditions and terms of the original Agreement not specifically amended herein, shall remain in full force and effect.

IN WITNESS HEREOF, the undersigned have caused this Amendment to be executed in their respective names on the dates hereinafter enumerated.

SAFEbuilt Ohio, LLC

Village of Oakwood, Ohio

By: _____

By: _____

Name: Matthew K. Causley

Name: _____

Title: Chief Operating Officer

Title: _____

Date: _____

Date: _____

2021 EXHIBIT A – LIST OF SERVICES AND FEE SCHEDULE

1. LIST OF SERVICES

Building, Electrical, Plumbing, and Mechanical Inspection Services

- ✓ Consultant utilizes an educational, informative approach to improve the customer’s experience.
- ✓ Perform code compliant inspections to determine that construction complies with approved plans
- ✓ Meet or exceed agreed upon performance metrics regarding inspections
- ✓ Provide onsite inspection consultations to citizens and contractors while performing inspections
- ✓ Return calls and emails from permit holders in reference to code and inspection concerns
- ✓ Identify and document any areas of non-compliance
- ✓ Leave a copy of the inspection ticket and discuss inspection results with site personnel

Reporting Services

- ✓ Consultant will work with Municipality to develop a mutually agreeable reporting schedule and format

2. MUNICIPAL OBLIGATIONS

- ✓ Municipality will issue permits and collect all fees
- ✓ Municipality will provide Consultant with a list of requested inspections and supporting documents

3. TIME OF PERFORMANCE

- ✓ Consultant will perform Services during normal business hours excluding Municipal holidays
- ✓ Services will be performed on an as-requested basis
- ✓ Consultants representative(s) will be available by cell phone and email

Deliverables	
INSPECTION SERVICES	Perform inspections received from the Municipality prior to 4:00 pm next business day

4. FEE SCHEDULE

- ✓ Beginning January 01, 2022 and annually thereafter, the hourly rates listed shall be increased based upon the annual increase in the Department of Labor, Bureau of Labor Statistics or successor thereof, Consumer Price Index (United States City Average, All Items (CPI-U), Not Seasonally adjusted, All Urban Consumers, referred to herein as the “CPI”) for the Municipality or, if not reported for the Municipality the CPI for cities of a similar size within the applicable region from the previous calendar year, such increase, however, not to exceed 4% per annum. The increase will become effective upon publication of the applicable CPI data. If the index decreases, the rates listed shall remain unchanged.
- ✓ Consultant fees for Services provided pursuant to this Agreement will be as follows:

Service Fee Schedule:	
Inspection Services	\$81.00 per hour – one (1) hour minimum
• Building, Mechanical, Plumbing, Electrical	
After Hours/Emergency Inspection Services	\$100.00 per hour – two (2) hour minimum
Time tracked will start when Consultant checks in at Municipality or first inspection site.	

RESOLUTION NO. 2024-WS-18

INTRODUCED BY THE MAYOR AND COUNCIL AS A WHOLE

A RESOLUTION FOR THE VILLAGE OF OAKWOOD POLICE AND FIRE DEPARTMENT SUBSTANTIALLY DEDICATED TO RESPONDING TO THE COVID-19 PUBLIC HEALTH EMERGENCY

WHEREAS, the Village of Oakwood experienced a public health emergency during the Covid-19 pandemic; and

WHEREAS, the Village of Oakwood utilized the Oakwood Village Police and Fire Departments and its officers and firefighters to address public safety and public health emergencies during the Covid-19 pandemic from March 1, 2020 to December 31, 2021;

NOW, THEREFORE, BE IT RESOLVED by the Village of Oakwood, County of Cuyahoga, and State of Ohio, that:

SECTION 1. The services of the Village of Oakwood Police and Fire Departments and the police officers and firefighters, in their duties from March 1, 2020 to December 31, 2021, were substantially dedicated to mitigating and/or responding to the Covid-19 public health emergency in the Village of Oakwood and used efforts to protect and preserve the health and safety of the citizens of the Village Oakwood.

PASSED: _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

Presented to the Mayor: _____

Approved: _____

Gary v. Gottschalk, Mayor

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that the foregoing Resolution No. 2024-WS-18 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya A. Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya A. Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Resolution No. 2024-WS-18 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya Joseph, Clerk of Council

DATED: _____

ORDINANCE NO.: 2024-WS-22
INTRODUCED BY:

AN ORDINANCE AUTHORIZING THE MAYOR TO SUBMIT A GRANT APPLICATION TO THE OHIO DEPARTMENT OF NATURAL RESOURCES FOR FUNDING UNDER THE NATUREWORKS PROGRAM FOR THE GLORIA WAINWRIGHT PARK PLAYGROUND IMPROVEMENTS PROJECT AND DECLARING AN EMERGENCY.

WHEREAS, the State of Ohio through the Ohio Department of Natural Resources, administers financial assistance for public recreation purposes, through the State of Ohio NatureWorks grant program; and

WHEREAS, the Village of Oakwood desires financial assistance under the NatureWorks Grant Program to make improvements to the playground at Gloria Wainwright Park on Wright Avenue,

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, State of Ohio, that:

Section 1: The Village of Oakwood approves filing this application for financial assistance.

Section 2: The Mayor is hereby authorized and directed to execute and file an application with the Ohio Department of Natural Resources and to provide all information and documentation required to become eligible for possible funding assistance.

Section 3: The Village of Oakwood does agree to obligate the funds required to satisfactorily complete the proposed project and become eligible for reimbursement under the terms of the NatureWorks Grant Program.

Section 4. The Council of the Village of Oakwood hereby authorizes and directs the Finance Director to amend the appropriations as required for the expenditures outlined within this Ordinance:

Section 5. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the Village's Charter and Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 6. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village and for the further reason that there is an impending deadline for submission of the grant application. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval by the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

PASSED: _____

Erica Nikolic, Council President

Gary V. Gottschalk, Mayor

Approved as to legal form:

James Climer, Law Director

ATTEST:

Tanya Joseph, Clerk of Council

I, Tanya Joseph, as Clerk of Council of the Village of Oakwood, Ohio do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-XX, adopted by the Council of said Municipality on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

ORDINANCE NO.: 2024-WS-23
INTRODUCED BY: MAYOR GARY V. GOTTSCHALK

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH THE CUYAHOGA COUNTY BOARD OF HEALTH TO PROVIDE SERVICES FOR THE MONITORING AND SAMPLING OF STORMWATER OUTFALLS IN OAKWOOD VILLAGE AND DECLARING AN EMERGENCY.

WHEREAS, the Village of Oakwood is an operator of a small municipal separate storm sewers system (MS4) which was required to, and did obtain, by March 10, 2003, National Pollutant Discharge Elimination System permit (MS4 Permit) coverage, through the Ohio EPA, for storm water discharge as a result of U.S. EPA's Storm Water Phase II Rule; and

WHEREAS, the Storm Water Phase II Rule is part of the U.S. EPA's effort to preserve, protect, and improve the nation's water resources from polluted storm water runoff, Phase II is intended to further reduce adverse water quality and aquatic habitat conditions by instituting the use of controls on the unregulated sources of storm water discharges that have the greatest likelihood of causing environmental degradation. The Phase II rule automatically covers on a nationwide basis all small municipal separate storm sewer systems (MS4s) located in "urbanized areas" as delineated by the Census Bureau; and

WHEREAS, MS4s are required to design a storm water management plan to reduce the discharge of pollutants to the maximum extent practicable. The Phase II Rule defines a small MS4 storm water management program as comprised of six minimum control measures that, when administered in concert, are expected to result in reduction of the discharge of pollutants into receiving water bodies. Operators of regulated small MS4s are required to design their programs to do the following: reduce the discharge of pollutants to the "maximum extent practicable" (MEP), protect water quality and satisfy the appropriate water quality requirements of the Clean Water Act. Implementation of the MEP standard will require the development and implementation of best management practices and the achievement of measurable goals to satisfy each of the following six (6) minimum control measures (MCM):

MCM 1. Public Education and Outreach

Distributing educational materials and performing outreach to inform citizens about the impacts polluted storm water runoff discharges can have on water quality.

MCM 2. Public Participation/Involvement

Providing opportunities for citizens to participate in program development and implementation, including effectively publicizing public hearings and/or encouraging citizen representatives on a storm water management panel.

MCM 3. Illicit Discharge Detection and Elimination

Developing and implementing a plan to detect and eliminate illicit discharges to the storm sewer system (includes developing a system map and informing the community about hazards associated with illegal discharges and improper disposal of waste).

MCM 4. Construction Site Runoff Control

Developing, implementing and enforcing an erosion and sediment control program for construction activities that disturb one (1) or more acres of land (controls could include silt fences

and temporary storm water detention ponds).

MCM 5. Post-Construction Runoff Control

Developing, implementing and enforcing a program to address discharges of post-construction storm water runoff from new development and redevelopment areas. Applicable controls could include preventive actions such as protecting sensitive areas (e.g., wetlands) or the use of structural BMPs such as grassed swales or porous pavement.

MCM 6. Pollution Prevention/Good Housekeeping

Developing and implementing a program with the goal of preventing or reducing pollutant runoff from municipal operations. The program must include municipal staff training on pollution prevention measures and techniques (e.g., regular street sweeping, reduction in the use of pesticides or street salt, or frequent catch-basin cleaning); and

WHEREAS, the Cuyahoga County Board of Health is committed to improving the water quality in Cuyahoga County and protecting the health of the residents within its jurisdiction; and

WHEREAS, in response to the implementation of the US EPA's Phase II Stormwater Regulations on March 10, 2003, the Board has developed its Stormwater Management Program to assist municipalities in Cuyahoga County and Northeast Ohio in creating their stormwater management plans and meeting their required stormwater management goals; and

WHEREAS, each municipality within Northeast Ohio has been issued a Municipal Separate Storm Sewer Systems (MS4) permit by the Ohio EPA which requires each municipality to perform specific functions related to inspecting and monitoring stormwater within the municipality; and

WHEREAS, the Cuyahoga County Board of Health provides Phase II Stormwater services to communities whose service areas are located partially or completely outside of the Northeast Ohio Regional Sewer District's ("District") Regional Stormwater Management Program area in support of the community's compliance with the Ohio EPA NPDES General Permit for Municipal Separate Storm Sewer Systems (MS4); and

WHEREAS, the Village of Oakwood has the authority to grant consent and has requested the Cuyahoga County Board of Health to provide services for the monitoring and sampling of stormwater outfalls in Oakwood Village as set forth in the Phase II Stormwater Services Agreement, for the calendar year 2024 and 2025, attached to this legislation.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Oakwood, County of Cuyahoga, State of Ohio, that:

Section 1. The Mayor is hereby authorized and directed to enter into an Agreement with the Cuyahoga County Board of Health substantially in the form attached hereto and incorporated herein as Exhibit "A" for an amount not to exceed Three Thousand Three Hundred Dollars and Zero Cents (\$3,300.00), for the monitoring and sampling of stormwater outfalls in Oakwood Village as set forth in the said Phase II Stormwater Services Agreement.

Section 2. The Council of the Village of Oakwood hereby authorizes and directs the Finance

Director to amend the appropriations as required for the expenditures outlined within this Ordinance:

Section 3. It is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in open meetings of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including the Village’s Charter and Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby determined to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village and for the further reason that the sampling and monitoring must commence in Summer 2024 as soon as possible. It shall therefore become effective upon its passage by the affirmative vote of not less than five (5) members of Council and approval by the Mayor; otherwise, it shall become effective at the earliest time allowed by law.

PASSED: _____

Erica Nikolic, Council President

Gary V. Gottschalk, Mayor

Approved as to legal form:

James Climer, Law Director

ATTEST:

Tanya Joseph, Clerk of Council

I, Tanya Joseph, as Clerk of Council of the Village of Oakwood, Ohio do hereby certify that the foregoing is a true and correct copy of Ordinance No. 2024-, adopted by the Council of said Municipality on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

EXHIBIT A

PHASE II STORMWATER SERVICES AGREEMENT

This Agreement is entered into on the **1st day of January, 2024** ("Effective Date") by and between the **Cuyahoga County Board of Health** (the "Board"), a separate political subdivision of the State of Ohio organized under the Constitution and Laws of the State of Ohio, and the **Village of Oakwood**, a political subdivision of the State of Ohio organized under the Constitution and Laws of the State of Ohio ("Community"), for and in consideration of the promises, covenants, and conditions hereinafter set forth.

WHEREAS: The Cuyahoga County Board of Health is committed to improving the water quality in Cuyahoga County and protecting the health of the residents within its jurisdiction; and

WHEREAS: In response to the implementation of the US EPA's Phase II Stormwater Regulations on March 10, 2003, the Board has developed its Stormwater Management Program to assist municipalities in Cuyahoga County and Northeast Ohio in creating their stormwater management plans and meeting their required stormwater management goals; and

WHEREAS: Each municipality within Northeast Ohio has been issued a Municipal Separate Storm Sewer Systems (MS4) permit by the Ohio EPA which requires each municipality to perform specific functions related to inspecting and monitoring stormwater within the municipality; and

WHEREAS: The Board will continue to provide communities Phase II Stormwater services in support of the community's compliance with the Ohio EPA NPDES General Permit for Municipal Separate Storm Sewer Systems (MS4); and

WHEREAS: The Board will continue to provide Phase II Stormwater services to communities whose service areas are located partially or completely outside of the Northeast Ohio Regional Sewer District's ("District") Regional Stormwater Management Program area in support of Ohio EPA's General Permit for Municipal Separate Storm Sewer Systems for Minimum Control Measure (MCM) #3: Illicit Discharge Detection and Elimination (IDDE) programming and MCM #6: Pollution Prevention/Good Housekeeping for Municipal Operations; and

WHEREAS: Community has the authority to grant consent and authorizes the Board to perform the services outlined herein; and

WHEREAS: Both parties desire to enter this Agreement for the purposes outlined herein.

NOW, THEREFORE, it is mutually agreed by and between the parties hereto as follows:

1. EFFECTIVE DATE, TERM AND TERMINATION.

- (a) **Effective Date, Term.** This Agreement shall commence on the Effective Date first stated above and shall continue through **December 31, 2025**, unless earlier terminated pursuant to Section 1(b).

- (b) **Termination.** This Agreement may be terminated upon the occurrence of one of the following events:
- (i) Failure for any reason of the either party to fulfill its obligations under this Agreement, after written notice is provided by the non-breaching party of such failure providing at least ninety (90) days for the breaching party to correct any such failure, and if such failure is not corrected within said period, the non-breaching party may give written notice of immediate termination;
 - (ii) Upon nine (9) months written notice, or on or before April 1 of the year prior to termination by either party for any reason.

2. THE SERVICES.

- (a) **Scope of Services.** Subject to the terms and conditions contained in this Agreement and its exhibits, the Board will provide to the Community and, as applicable, to all persons receiving the direct services provided for herein, the Services that are set forth and described in the Scope of Work (SOW) attached as **Exhibit A**, which Exhibit is incorporated herein.
- (b) Unless otherwise agreed by the Parties in writing, all transactions for Services through Board will be provided in accordance with the provisions of Ohio law and/or this Agreement, including any revisions of the same, as both Parties may from time to time execute to document the addition, revision, or enhancement of Services.

3. CONSENT STATEMENT

Being in the public interest, The Community hereby grants consent and authority to the Board to complete the services and work described herein.

4. COOPERATION STATEMENT

The Community shall cooperate with the Board in the above described project as follows:

- (a) Provide the Board any maps, assistance, and/or direction to aid in obtaining access and/or collecting samples for testing purposes;
- (b) Provide the Board aid in accessing and opening storm sewer manholes where and when needed.

5. PAYMENT.

- (a) **Compensation.** In consideration for the Phase II Stormwater services described in Exhibit A, which will be provided by the Board to and within the Community, the Community shall pay to the Board the total annual sum of one thousand six hundred fifty dollars and no cents (\$1,650.00) for calendar year 2024 and the total annual sum of one thousand six hundred fifty dollars and no cents (\$1,650.00) for calendar year 2025 for a total compensation of \$3,300.00. The Board shall submit an invoice to the Community for the payment due hereunder.

6. RECORDS.

- (a) The Board shall maintain copies of all records created or received by the Board in the performance of the work under this Agreement as required by Ohio's public records law. Any records created or received as a part of this Agreement shall be made available to the Community upon request subject to exceptions listed below.
- (b) Any non-private health information in confidential records or information in the records created by the Board or that come into the possession of the Board under this Agreement shall, if provided to the Community, be kept confidential by the Community.
- (c) The Board is prohibited by State and Federal law from sharing protected health information and said records will not be shared with the Community unless there is compliance with the proper method for release of said information.

7. REPORTS.

The Board shall provide reports as specified in the Scope of Work, Exhibit A.

8. NO ASSIGNMENT, TRANSFER, OR SUBAGREEMENT.

In performing the services specified under the terms of this Agreement, the Board shall not assign, transfer, or delegate any of the work or services, nor subcontract the work out to any other entity, nor shall any subcontractor commence performance of any part of the work or services included in this Agreement, unless such subcontracting is specified in this Agreement or its Exhibits, or unless prior written consent is provided by the Community.

9. INDEPENDENT CONTRACTOR.

- (a) The Board hereby acknowledges that it is an independent contractor and neither it nor its employees or agents are employees of the Community. The Board shall be responsible for the payment or withholding of any federal, state or local taxes, including, but not limited to, income, unemployment, and workers' compensation for its employees, and the Community will not provide, or contribute to any plan which provides for benefits, including but not limited to unemployment insurance, workers' compensation, retirement benefits, liability insurance or health insurance. All individuals employed by the Board provide personal services to the Community are not public employees of the Community under Ohio state law.
- (b) No agency, employment, joint venture or partnership has been or will be created between the parties pursuant to the terms and conditions of this Agreement. Inasmuch as the Community is interested in the Board's end product, the Community does not control the manner in which the Board performs this Agreement.

10. NOTICES.

All notices, invoices and correspondence which may be necessary or proper for either party shall be addressed as follows:

TO THE BOARD:

Cuyahoga County District Board of Health
Attention: Roderick Harris, Health Commissioner
5550 Venture Drive
Parma Ohio 44130

TO THE COMMUNITY:

Community of Oakwood
Attention: Mayor Gary V. Gottschalk
24800 Broadway Avenue
Oakwood Village, Ohio 44146

And

Community of Oakwood
Attention: Director of Law
24800 Broadway Avenue
Oakwood Village, Ohio 44146

11. EFFECT OF ELECTRONIC SIGNATURE

By entering into this Agreement, the parties agree that this transaction may be conducted by electronic means, including, without limitation, that all documents requiring signatures by the parties may be executed by electronic means, and that the electronic signatures affixed by the authorized representatives of the parties shall have the same legal effect as if the signatures were manually affixed to a paper version of the documents. The parties also agree to be bound by the provisions of Chapter 1306 of the Ohio Revised Code as it pertains to electronic transactions.

12. APPLICABLE LAW AND VENUE

Any and all matters of dispute between the Parties to this Agreement whether arising from the Agreement itself or arising from alleged extra contractual facts prior to, during, or subsequent to the Agreement, including without limitation, fraud, misrepresentation, negligence, or any other alleged tort or violation of the Agreement, will be governed by, construed, and enforced in accordance with the Laws of the State of Ohio, without regard to the conflict of laws or the legal theory upon which such matter is asserted.

13. SEVERABILITY.

If any provision hereof shall be determined to be invalid or unenforceable, such determination shall not affect the validity of the other provisions of this Agreement. Moreover, any provisions that should survive the expiration or termination will survive the expiration or termination of this Agreement.

14. AMENDMENT

This Agreement shall not be modified except by the express written consent by both parties hereto.

15. WAIVER.

Waiver by either party or the failure by either party to claim a breach of any provision of this Agreement shall not be deemed to constitute a waiver or estoppel with respect to any subsequent breach of any provision hereof.

16. FORCE MAJEURE.

Neither party shall be liable for any delay or failure to perform any duty or obligation it may have pursuant to this Agreement where such delay or failure has been occasioned by any act of God, fire, strike, inevitable accident, war or any cause outside the party's reasonable control.

17. COUNTERPARTS

This Agreement may be executed in several counterparts, each of which shall be deemed to be an original copy, and all of which together shall constitute one Agreement binding on all parties hereto, notwithstanding that all the parties shall not have signed the same counterpart.

18. ENTIRE AGREEMENT.

This Agreement constitutes the entire agreement of the parties with respect to its subject matter, and supersedes all prior and contemporaneous agreements, representations or understandings, whether written or oral, as to the same.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized representative to be effective as of the Effective Date as specified in Section 1 of this Agreement.

FOR THE BOARD:

Approved as to form.
Cuyahoga County Board of Health
Office of General Counsel

Roderick Harris, DrPH
Health Commissioner

By: _____

Date: _____

Date: _____

FOR THE COMMUNITY:

Approved as to form.

Mayor

By: _____
Director of Law

Date: _____

Date: _____

EXHIBIT A
SCOPE OF WORK

1. PROJECT DESCRIPTION

The Board and the Community have identified the need for the following described project:

- The implementation of Minimum Control Measure (MCM) #3: Illicit Discharge Detection and Elimination (IDDE) programming;

2. BOARD SERVICES

1. The Board will monitor 50 percent (50%) of the Community's designated Municipal Separate Stormwater System outfall locations during a dry weather period (a minimum of 72 hours with no rain event) and sample all of the flowing outfall locations that are outside of the Northeast Ohio Regional Sewer District's Regional Stormwater Management Program area during the 2024 and 2025 report periods. The samples collected will be analyzed for the presence of E. coli bacteria.
2. The Board will provide the Community an annual summary of the work performed as it relates to Minimum Control Measure (MCM) #3: Illicit Discharge Detection and Elimination, which can then be included in the Community's Phase II Stormwater Annual Report to the Ohio EPA.
3. The Board may request the Community to provide assistance in gaining access to and opening storm sewer manholes where and when deemed necessary for the purpose of sample collections.

ORDINANCE NO. 2024-WS-24

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT WITH ATLANTIC EMERGENCY SOLUTIONS, INC., FOR THE PURCHASE OF A FIRE APPARATUS AND DECLARING AN EMERGENCY

WHEREAS, the Village Oakwood and Atlantic Emergency Solutions, Inc., (“Atlantic”) deem it advantageous to each of them to enter into the Purchase Agreement for 1 Fire Apparatus for the Village of Oakwood’s use; and,

WHEREAS, Oakwood and Atlantic have agreed in principle to the terms of said Agreement as set forth in the document attached hereto and incorporated herein by reference and marked Exhibit 1.

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into a Purchase Agreement with Atlantic for one fire apparatus, a copy of which is attached hereto and expressly made a part hereof by reference and marked Exhibit 1.

SECTION 2. Council authorizes the expenditure of an amount not to exceed \$1,139,828.00 to effectuate the provisions contained in Section 1 hereof. The Director of Finance be and is hereby authorized and directed to issue payment for the purposes expressed in Section 1 hereof.

SECTION 3. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that a new fire apparatus is needed to provide for the safety of the citizens of Oakwood, and, due to supply chain issues and inflation, it is necessary for the Village to place an order with Atlantic at the earliest possible time to expedite delivery of the apparatus and avoid price increases to the extent possible, therefore, provided it receives two-thirds ($\frac{2}{3}$) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the

Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-WS-24 was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-WS-24 was duly posted on the ____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya Joseph, Clerk of Council

DATED: _____

ATLANTIC

EMERGENCY SOLUTIONS

This purchase agreement (together with all attachments referenced herein, collectively, the "Agreement"), made and entered into by and between Atlantic Emergency Solutions, Inc., a Virginia corporation ("Atlantic"), and Oakwood Village Fire Department ("Customer") is effective on the last signature date set forth on the signature lines below (the "Effective Date").

1. **Purchase and Payment.** Customer agrees to purchase and Atlantic agrees to sell to Customer the fire apparatus (and any associated equipment) furnished by Atlantic to Customer (hereinafter referred to, collectively, to as the "Apparatus") as more fully described in the specifications attached hereto as **Exhibit A** (the "Specifications") and incorporated herein for the total purchase price of **\$1,139,828.00 USD** (the "Purchase Price"). Payment shall be made as set forth on **Exhibit A**. In the event of a conflict between the Specifications and any request for proposal, request for bid, or other Customer provided or drafted documents, the Specifications shall control. The Purchase Price does not include any applicable state, local, and/or transit rates of sales and use tax. Any discount(s), whether implied or explicit, will be applied upon delivery, acceptance, and final invoicing of Apparatus.

2. **Changes to Specifications.** If, subsequent to the Effective Date of this Agreement: 1) the manufacturer of the Apparatus (or a manufacturer of a component therein) makes design and/or production changes, including, but not limited to future drivetrain upgrades (such as engine, transmission or axle upgrades) ("Manufacturer Modifications"); or 2) design or production changes are made to the Apparatus to comply with any applicable government regulation (such as the Federal Motor Vehicle Safety Standards or the Environmental Protection Agency Emissions Standards) or industry standards (such as those adopted by the National Fire Protection Association) (cumulatively referred to hereinafter as "Compliance Modifications"), and if there is an increase in costs to Atlantic as a result of Manufacturer Modifications or Compliance Modifications, the Purchase Price shall be automatically adjusted to reimburse Atlantic for said costs. Atlantic shall make reasonable efforts to advise the Customer of such changes within a reasonable time and provide documentation to support any changes in price to Customer upon request. In addition, Customer and Atlantic may agree to make changes to the Specifications, but any such changes must be by written change order signed by Customer and Atlantic ("Change Order"). However, in the case of Manufacturer Modifications or Compliance Modifications resulting in additional costs to Atlantic, Atlantic may execute Changes Orders without joinder of Customer, and any such Change Orders shall be binding on Customer. Atlantic shall not be liable to Customer for any delay in performance or delivery arising from any Change Order.

3. **Persistent Inflationary Environment.** If the Producer Price Index of Components for Manufacturing [www.bls.gov Series ID: WPUID6112] ("PPI") has increased at a compounded annual growth rate of 5.0% or more between the month Pierce accepts our order ("Order Month") and a month 14 months prior to the then predicted Ready For Pickup date ("Evaluation Month"), then pricing may be updated in an amount equal to the increase in PPI over 5.0% for each year or fractional year between the Order Month and the Evaluation Month. Atlantic will document any such updated price for the Customer's approval before proceeding and provide an option to cancel the order.

4. **Cancellation or Default by Customer.** In the event that Customer cancels its order or otherwise breaches this Agreement by reason of non-payment or otherwise prior to delivery, Atlantic shall be permitted to retain possession and ownership of the Apparatus and shall not be obligated to deliver same to Customer. In addition, Atlantic and Customer agree that if such Customer breach were to occur, it would be difficult to determine actual damages to Atlantic. Customer acknowledges and agrees that: 1) the Apparatus is a unique and highly customized vehicle, made specifically for Customer; 2) Atlantic has invested a significant effort and incurred significant expense in the design and engineering of the Apparatus for Customer; and 3) due to its unique and customized nature, resale of the Apparatus will be difficult to a third-party without a significant loss to Atlantic. As a result, Atlantic and Customer agree that Thirty Percent (30%) of the Purchase Price is a reasonable estimate of the damages that would be incurred by Atlantic if a breach occurred in the future and shall be due and payable to Atlantic by Customer in the case of such a breach. Customer and Atlantic agree that this amount of liquidated damages is fair and reasonable and would not constitute a penalty to Customer. In the event of non-payment by Customer subsequent to delivery, Atlantic may recover full possession of the Apparatus by any lawful means, and shall be entitled to any additional damages sustained by Atlantic as a result of any diminution of value of the Apparatus resulting from use or damage thereto to the extent that such damages exceed the liquidated damages above. Atlantic shall have and retain a purchase money security interest in the Apparatus to secure payment of the Purchase Price and all other sums owed by Customer to Atlantic. In the event of nonpayment by Customer of any debt, obligation or liability now or hereafter incurred or owing by Customer to Atlantic, Atlantic shall have and may exercise all rights and remedies of a secured party under the Uniform Commercial Code Secured Transactions (UCC) provisions as adopted by the Commonwealth of Virginia. In addition, Atlantic shall be entitled to recovery from Customer all of Atlantic's reasonable attorneys' fees and all costs of collection resulting from non-payment or other non-performance hereunder by Customer.

5. Delivery, Inspection and Acceptance. (a) Delivery. It is estimated that the Apparatus shall be ready for delivery F.O.B. (Ohio, Macedonia) within 46-48 months from the Effective Date of this Agreement, subject to delays caused by the Customer, delays caused by Change Order(s) or delays provided for in Paragraph 10 below. Due to global supply chain constraints, any delivery date contained herein is a good faith estimate as of the date of this order/contract, and merely an approximation based on current information. Delivery updates will be made available, and a final firm delivery date will be provided as soon as possible. Atlantic shall advise Customer when the Apparatus is ready for delivery. (b) Inspection and Acceptance. Upon delivery, Customer shall have fifteen (15) days within which to inspect the Apparatus for substantial conformance to the Specifications. In the event of substantial and material non-conformance to the Specifications, Customer shall furnish Atlantic with written notice sufficient to permit Atlantic to evaluate such non-conformance ("Notice of Defect") within said fifteen (15) day period. If the Apparatus is not in substantial and material conformance with the Specifications, any material and substantial defects shall be remedied by Atlantic within thirty (30) days from the Notice of Defect. In the event Atlantic does not receive a Notice of Defect within fifteen (15) days of Delivery, the Apparatus shall be deemed to be in conformance with the Specifications and fully accepted by Customer.

6. Notice. Any required or permitted notices hereunder must be given in writing at the address of each party set forth below, or to such other address as either party may substitute by written notice to the other in the manner contemplated herein, by one of the following methods: 1) hand delivery; 2) registered, express, or certified mail, postage prepaid, return receipt requested; or 3) nationally-recognized commercial overnight courier.

Atlantic Emergency Solutions, Inc.
Director of Order Management
12351 Randolph Ridge Lane
Manassas, Virginia 20109

Customer:
Oakwood Village Fire Department
24800 Broadway Ave
Bedford, Ohio 44146

7. Warranty. Any applicable warranty or warranties are attached hereto as Exhibit B (collectively, the "Warranty") and made a part hereof. Any additional warranties must be expressly approved in writing by Atlantic.

8. Disclaimer of Additional Warranties. OTHER THAN AS EXPRESSLY SET FORTH IN PARAGRAPH 6 ABOVE AND EXHIBIT B TO THIS AGREEMENT, ATLANTIC (AS WELL AS ITS SUPPLIERS), THEIR PARENT COMPANIES, AFFILIATES, SUBSIDIARIES, LICENSORS OR SUPPLIERS, THEIR RESPECTIVE OFFICERS, DIRECTORS, EMPLOYEES, SHAREHOLDERS, AGENTS AND REPRESENTATIVES MAKE NO WARRANTIES, WRITTEN OR ORAL, EXPRESS OR IMPLIED, EITHER IN FACT OR BY OPERATION OF LAW, BY STATUTE OR OTHERWISE. FURTHERMORE, ANY OTHER WARRANTIES, WHETHER WRITTEN OR ORAL, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY WARRANTY OF QUALITY, IMPLIED WARRANTY OF MERCHANTABILITY, IMPLIED WARRANTY AGAINST INFRINGEMENT, AND IMPLIED WARRANTY OF FITNESS FOR ANY PARTICULAR PURPOSE, ARE EXPRESSLY EXCLUDED AND DISCLAIMED. CUSTOMER FURTHER ACKNOWLEDGES THAT STATEMENTS MADE BY SALES REPRESENTATIVES OR IN PROMOTIONAL MATERIALS DO NOT CONSTITUTE WARRANTIES.

9. Exclusions of Incidental and Consequential Damages. IN NO EVENT SHALL ATLANTIC (OR ITS SUPPLIERS) BE LIABLE TO CUSTOMER FOR ANY CONSEQUENTIAL OR INCIDENTAL DAMAGES INCURRED BY CUSTOMER (INCLUDING, BUT NOT LIMITED TO LOSS OF USE AND/OR LOST PROFITS) AS A RESULT OF ANY BREACH OF THIS AGREEMENT, WHETHER ARISING UNDER THEORIES OF BREACH OF CONTRACT, STRICT LIABILITY, STATUTORY LIABILITY, BREACH OF EXPRESS OR IMPLIED WARRANTY, NEGLIGENCE, OR OTHERWISE.

10. Indemnity. To the extent permitted by law, Customer shall indemnify, defend and hold harmless Atlantic and all of its officers, directors, employees, representatives, dealers, agents and subcontractors, from and against any and all claims, costs, judgments, liability, loss, damage, attorneys' fees or expenses of any kind or nature whatsoever (including, but without limitation, relating to personal injury or death) caused by, resulting from, arising out of or occurring directly or indirectly in connection with Customer's purchase, operation, ownership, installation or use of any items (including, without limitation, the Apparatus) sold or supplied by Atlantic, except only to the extent caused by the sole negligence of Atlantic.

11. Force Majeure. Atlantic shall not be responsible nor deemed to be in default on account of delays in performance due to causes which are beyond Atlantic's control which make Atlantic's performance impracticable, including but not limited to, wars (declared or not), terrorism, insurrections, strikes, riots, fires, hurricanes, storms, floods, earthquakes, other acts of nature, acts of God, explosions, accidents or mechanical breakdown, acts of sabotage or vandalism, any acts of government authority, delays

or failures in transportation, inability to obtain necessary labor supplies, inability to utilize manufacturing facilities, regulations or orders affecting materials, equipment, facilities or completed products, failure to obtain any required license or certificates, epidemics, quarantine restrictions, failure of vendors to perform their contracts or labor troubles causing cessation, slowdown, or interruption of work.

12. Manufacturer's Statement of Origin. It is agreed that the manufacturer's statement of origin ("MSO") for the Apparatus covered by this Agreement shall remain in the possession of Atlantic until the entire Purchase Price has been paid. If more than one Apparatus is covered by this Agreement, then the MSO for each individual Apparatus shall remain in the possession of Atlantic until the Purchase Price for that Apparatus has been paid in full.

13. Assignment. Neither party may assign its rights and obligations under this Agreement unless it has obtained the prior written approval of the other party.

14. Severability. If any provision, or part hereof, of this Agreement shall be declared invalid by judicial determination or legislative action, only such provision, or part thereof, so declared invalid shall be affected, and all other provisions not consistent therewith or directly dependent thereon shall remain in force and effect.

15. Governing Law; Jurisdiction. Without regard to any conflict of law provisions, this Agreement is to be governed by and under the laws of the Commonwealth of Virginia. Atlantic and Customer further agree that the York County Circuit Court located in the Commonwealth of Virginia shall be the exclusive venue in the event of any litigation relating to this Agreement and/or the Apparatus.

16. Entire Agreement and Amendments. This Agreement constitutes the sole and only agreement between Atlantic and Customer relating to the Apparatus, and supersedes any prior understanding or written or oral agreements between the parties relating to the Apparatus. No amendment, modification or alteration of the terms hereof shall be binding unless the same is executed in writing, dated subsequent to the date hereof and duly executed by Atlantic and Customer.

17. Waiver. The waiver of any breach of any term or provision hereof by either party hereto shall not be considered a waiver of any other term or provision or of any other or later breach of this Agreement, regardless of the nature of such subsequent event or breach, unless such waiver is expressly stated in writing by an authorized representative of the waiving party.

18. Captions; Counterparts. The captions and paragraph numbers appearing herein are inserted only as a matter of convenience and are not intended to define, limit, construe or describe the scope or intent of any paragraph, nor to in any way affect this Agreement or the interpretation or application thereof. This Agreement may be executed in duplicate counterparts which, when taken together, shall constitute one and the same Agreement.

Accepted and agreed to by:

ATLANTIC EMERGENCY SOLUTIONS, INC.

CUSTOMER: Oakwood Village Fire Department

Name: _____

Name: _____

Signature: _____

Signature: _____

Title: _____

Title: _____

Date: _____

Date: _____

EXHIBIT A

**SPECIFICATIONS AND
PURCHASE DETAIL FORM**
Atlantic Emergency Solutions, Inc.
Director of Order Management
12351 Randolph Ridge Lane
Manassas, Virginia 20109

Date: 5/13/2024

Customer Name: Oakwood Village Fire Department

Quantity	Chassis Type	Body Type	Price per Unit
1	Pierce Enforcer	HDRP Pumper	\$1,139,828.00
			\$
			\$
			\$
			\$

Payment Terms: In full at the time of delivery or financed through preferred bank prior to delivery.

Included in the contract agreement: Source Well used for the consortium fee. Two trips to Pierce for preconstruction and final inspection meetings for three department members. Pump / operational training provided by Atlantic once delivered to the department. Sensible Products to organize the truck once delivered \$17,600.00 value

Other Terms: Prepayment discount if paid in full and or financed within 30 days of contract signing would be \$74,834.54 the new contract total would be \$1,064,993.46

Specifications: A complete copy of the applicable Specifications is attached hereto and incorporated herein by this reference.

Training Requirements: Training will be provided by Atlantic Emergency Solutions, up to three consecutive days.

If any portion of the Purchase Price is to be made subsequent to delivery of the Apparatus to Customer and it is necessary for Customer to obtain third-party financing for said payment, Customer shall provide Atlantic proof of the availability of financing at the time of the execution of this Agreement. All taxes, excises and levies that Atlantic may be required to pay or collect by reason of any present or future law or by any governmental authority based upon the sale, purchase, delivery, storage, processing, use, consumption, or transportation of the Apparatus sold by Atlantic to Customer shall be added to the Purchase Price and paid by Customer. All delivery prices or prices with freight allowance are based upon prevailing freight rates and, in the event of any increase or decrease in such rates, the Purchase Price will be increased or decreased accordingly. Delinquent payments shall be subject to a carrying charge equal to one and one-half percent (1.5%) per month or, if such amount exceeds that permitted under the law, then the maximum lesser percentage amount which is permitted by law.

EXHIBIT B

WARRANTY

**(A complete copy of any and all applicable warranties is attached
hereto and incorporated herein by this reference.)**

ORDINANCE NO. 2024 –WS-25

INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

AN ORDINANCE AUTHORIZING THE MAYOR TO RETAIN ADVANCED EXCAVATING COMPANY TO PERFORM REMEDIATION WORK TO REDUCE FLOODING AT THE PROPERTY OF KHAZ RE’AL AND BEVERLY A. WISDOM LOCATED AT 26240 CAMBRIDGE DRIVE (PPN 795-40-034) AND DECLARING AN EMERGENCY

WHEREAS, the property of Khaez Re’al and Beverly A. Wisdom located at 26240 Cambridge Dr., PPN 795-40-034 has experience repeated and severe flooding in the last several months; and,

WHEREAS, Council has determined that it is in the interest of the public health, safety and welfare of the citizens of the Village to take steps to alleviate the foregoing conditions;

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to retain Advanced Excavating Company of Macedonia, Ohio to undertake efforts to remediate the foregoing conditions at a cost not to exceed Three thousand and 00/100 Dollars (\$3,000.00).

SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being the urgent need to alleviate the foregoing conditions, therefore, provided it receives two-thirds (2/3) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-WS-2 was duly and regularly passed by this Council at the meeting held on the ____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-WS-25 was duly posted on the ____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya Joseph, Clerk of Council

DATED: _____

ORDINANCE NO. 2024-WS-26
INTRODUCED BY MAYOR AND COUNCIL AS A WHOLE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A JOINT IMPROVEMENT AGREEMENT WITH THE VILLAGE OF GLENWILLOW CONCERNING IMPROVEMENTS TO RICHMOND ROAD AND DECLARING AN EMERGENCY

WHEREAS, the Village Oakwood and the Village of Glenwillow wish to enter into a Joint Improvement Agreement pursuant to R.C. Sec. 715.02 for the improvements to be made to the Richmond Road in the vicinity of Hawthorne Parkway;

NOW THEREFORE, BE IT RESOLVED by the Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio that:

SECTION 1. The Mayor be and is hereby authorized to enter into a Joint Improvement Agreement with the Village of Glenwillow for the improvements to be made to Richmond Road in the vicinity of Hawthorne Parkway as described in the Joint Improvement Agreement attached hereto and incorporated herein as Exhibit 1.

SECTION 2. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village, the reason for the emergency being that the said improvements are critical in nature and need to be undertaken on a timely basis, therefore, provided it receives two-thirds ($\frac{2}{3}$) of the vote of all members of Council elected thereto, said Ordinance shall be in full force and effect immediately upon its adoption by this Council and approval by the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

Erica Nikolic, President of Council

Tanya Joseph, Clerk of Council

Presented to the
Mayor _____

Approved: _____

Mayor, Gary V. Gottschalk

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga and State of Ohio, do hereby certify that the foregoing Ordinance No. 2024-WS-26 was duly and regularly passed by this Council at the meeting held on the _____ day of _____, 2024.

Tanya Joseph, Clerk of Council

POSTING CERTIFICATE

I, Tanya Joseph, Clerk of Council of the Village of Oakwood, County of Cuyahoga, and State of Ohio, do hereby certify that Ordinance No. 2024-WS-26 was duly posted on the _____ day of _____, 2024, and will remain posted in accordance with the Oakwood Village Charter

Tanya Joseph, Clerk of Council

DATED: _____

EXHIBIT "A"

JOINT IMPROVEMENT AGREEMENT BETWEEN THE VILLAGE OF OAKWOOD AND THE VILLAGE OF GLENWILLOW FOR RICHMOND ROAD RAILROAD CROSSING (DOT 475960M) IMPROVEMENT

THIS JOINT IMPROVEMENT AGREEMENT ("Agreement") entered into this _____ day of 2018 between the Village of Oakwood, 24800 Broadway Road, Oakwood, Ohio 44146 (herein after "Oakwood") and the VILLAGE OF GLENWILLOW, 29555 Pettibone Road, Glenwillow, Ohio 44139 (hereinafter "Glenwillow");

I. RECITALS

A. General Background

1. At the border of Oakwood and Glenwillow on Richmond Road is the Richmond Road Railroad Crossing (DOT 475960M) as is shown on the attached Exhibit A.

2. Richmond Road centerline acts as the corporation border between the two municipalities and is shared 50% / 50% by each as shown on Exhibit A.

3. The section of Richmond Road that is shared by Glenwillow and Oakwood (hereinafter "Project") and as shown in Exhibit A needs to be reconstructed with its intersection with the Richmond Road Railroad Crossing (DOT 475960M) to improve the roadway, drainage, riding surface at the crossing and approach pavement to the crossing.

4. Glenwillow will be the lead community on the project and has been planning and engineering the reconstruction of the Richmond Road Railroad Crossing (DOT 475960M). It is anticipated the work will begin in 2018.

B. Municipal Authority

1. Oakwood and Glenwillow, each being authorized by Article XVIII of the Ohio Constitution and Section 715.02 of the Revised Code and their respective Charters, are fully authorized to enter into, execute, and carry out the terms of this Agreement which provides a substantial public benefit in enhancement of the public roadway known as Richmond Road Railroad Crossing (DOT 475960M) and it is a great public benefit to the municipalities of Oakwood and Glenwillow as well as Cuyahoga County and the State of Ohio.

2. Pursuant to Section 715.02 of the Revised Code, the parties to this Agreement wish to provide for the apportionment of engineering and construction of the Project and for any costs thereof.

3. In accordance with Section 715.02 of the Revised Code, Oakwood and Glenwillow have approved this Joint Improvement Agreement by Resolution in compliance with their respective Charters and Ordinances.

4. This Agreement memorializes, ratifies and confirms previous partial agreements and actions by and between the Parties for prior planning and engineering of the Project and this Agreement is intended to be comprehensive in formalizing and memorializing the complete Project.

II. AGREEMENT

In consideration of the foregoing recitals, in consideration of the partial performance of various undertakings as described and the ratification and confirmation of all actions taken in good faith in furtherance of the described Project, and in consideration of the mutual promises, undertakings and covenants hereinafter set forth, and for other good and valuable consideration, Oakwood and Glenwillow hereby agree as set forth below:

A. Cooperation

Oakwood and Glenwillow wish to cooperate fully as set forth in this Agreement in order to provide a needed enhancement for a public roadway shared by both communities and to do so in a timely, efficient and economical manner.

B. Glenwillow's Duties and Responsibilities

1. Glenwillow has engineered the Project to date (engineering to date has been reviewed by Oakwood and is approved). Glenwillow will continue to have engineering responsibilities throughout the duration of the project.

2. Glenwillow shall serve as the contracting authority for the Project. Glenwillow shall be responsible to bid out and contract with the successful bidder in accordance with all laws and shall provide all bidding information and bids to Oakwood, and shall be responsible to pay all of the cost of such construction (Oakwood's contribution is specified below). Glenwillow shall administer the project, including but not limited to: appropriate insurance coverage, prevailing wage requirements, appropriate inspection, and Glenwillow shall also administer all payments to contractors required by the Project, making sure that such Project is completed free of any claims or liens.

3. Glenwillow shall manage all construction of the Project and shall be responsible for acquiring all permits from any federal, state, or county agency. Upon completion of final engineering.

4. Glenwillow shall continue to provide changes in engineering plans to Oakwood for approval and upon completion shall provide "as built" plans to Oakwood.

5. Glenwillow shall provide routine inspection reports to Oakwood as they are received as well as a copy of the final inspection report.

6. Glenwillow, also on behalf of Oakwood, shall enter into a three-party agreement with the Ohio Rail Development Corporation (ORDC) and the Cleveland Commercial Railroad Company for their respective shares and responsibilities of the project as it relates to work within the railroad right of way.

7. Glenwillow has secured funding from the Cuyahoga County Community Development Supplemental Grant (CDSG) Program. Glenwillow and Oakwood to coordinate reimbursement of their respective shares of the project through the CDSG Program.

C. Oakwood's Duties and Responsibilities

1. Oakwood will cooperate in a timely fashion to provide rapid turnaround on all reviews and approvals such that construction can begin as soon as possible upon Glenwillow's completion of engineering, funding and bidding.

2. Oakwood shall compensate Glenwillow in a total amount not to exceed 50% of the total project cost (engineering, construction and construction engineering). Glenwillow shall notify Oakwood of Glenwillow's preliminary project costs. Oakwood shall, within 30 days of invoice from Glenwillow, pay to Glenwillow its share of the invoice. After completion of the project and final costs have been certified, Oakwood shall pay Glenwillow less the grants and loans as applicable.

3. Oakwood has secured funding from the Cuyahoga County Community Development Supplemental Grant (CDSG) Program. Glenwillow and Oakwood to coordinate reimbursement of their respective shares of the project through the CDSG Program.

D. Traffic Control

Oakwood and Glenwillow pledge cooperation in traffic control and routing during the period of construction. During the phase of work in which the Richmond Road Railroad Crossing Project (DOT 475960M) is under construction, traffic will be maintained and/or detour as approved by each of the safety forces.

E. Maintenance

Upon completion of the Project, each party shall be responsible for the maintenance of such portion of Richmond Road as is within its municipal boundary.

F. Notice

The parties shall be notified by regular mail or hand delivery s follows:

To Oakwood: Mayor Gary V Gottschalk
Village of Oakwood
24800 Broadway Avenue
Oakwood, Ohio 44146

To Glenwillow: Mayor Mark A. Cegelka
Village of Glenwillow
29555 Pettibone Road
Glenwillow, Ohio 44139

G. Modification

This Agreement shall not be modified without the express written approval of both parties, which approval must be confirmed by a Resolution or Ordinance of each Council.

H. Authorization

This Agreement is authorized by Oakwood Resolution No. 2018-____-____, passed _____, 2018 and by Glenwillow Resolution No. 2018-_____, passed _____, 2018

IN WITNESS WHEREOF, we have set our hands as of the date and place above mentioned.

Signed in the presence of:

VILLAGE OF OAKWOOD

By: _____
Mayor Gary V Gottschalk

By: _____

VILLAGE OF GLENWILLOW

By: _____
Mayor Mark A. Cegelka

By: _____

By: _____

APPROVED AS TO FORM

Director of Law, Village of Oakwood

Director of Law, Village of Glenwillow

EXHIBIT 1

JOINT IMPROVEMENT AGREEMENT BETWEEN THE VILLAGE OF OAKWOOD AND THE VILLAGE OF GLENWILLOW FOR RICHMOND ROAD RECONSTRUCTION AND DRAINAGE IMPROVEMENT

THIS JOINT IMPROVEMENT AGREEMENT ("Agreement") entered into this _____ day of 2024 between the Village of Oakwood, 24800 Broadway Road, Oakwood, Ohio 44146 (herein after "Oakwood") and the VILLAGE OF GLENWILLOW, 29555 Pettibone Road, Glenwillow, Ohio 44139 (hereinafter "Glenwillow");

I. RECITALS

A. General Background

1. At the border of Oakwood and Glenwillow on Richmond Road between Hawthorne Parkway East & West Bound, as is shown on the attached Exhibit A, the Municipalities are planning to perform a reconstruction, drainage and multipurpose trail in conjunction with the Cleveland Metro Parks (CMP).

2. Richmond Road centerline acts as the corporation border between the two municipalities and is shared 50% / 50% by each as shown on Exhibit A.

3. The section of Richmond Road that is shared by Glenwillow and Oakwood (hereinafter "Project") and as shown in Exhibit A needs to be reconstructed to improve the roadway, drainage, riding surface while at the same time coordinate with the CMP to install a multi-purpose trail, striping and appurtenances to promote the safe passage of pedestrians, bicycles and other non-motorized mode(s) of transportation from Hawthorne Parkway-South to Hawthorne Parkway-North.

4. Glenwillow will be the lead community on the Project and will coordinate the plan preparation, bidding and construction administration for this improvement Project on Richmond Road. It is anticipated the work will begin in 2025.

B. Municipal Authority

1. Oakwood and Glenwillow, each being authorized by Article XVIII of the Ohio Constitution and Section 715.02 of the Revised Code and their respective Charters, are fully authorized to enter into, execute, and carry out the terms of this Agreement which provides a substantial public benefit in enhancement of the public roadway known as Richmond Road and it is a great public benefit to the municipalities of Oakwood and Glenwillow as well as Cuyahoga County and the State of Ohio.

2. Pursuant to Section 715.02 of the Revised Code, the parties to this Agreement wish to provide for the apportionment of engineering and construction of the Project and for any costs thereof.

3. In accordance with Section 715.02 of the Revised Code, Oakwood and Glenwillow have approved this Joint Improvement Agreement by Resolution in compliance with their respective Charters and Ordinances.

4. This Agreement memorializes, ratifies and confirms previous partial agreements and actions by and between the Parties for prior planning and engineering of the Project and this Agreement is intended to be comprehensive in formalizing and memorializing the complete Project.

II. AGREEMENT

In consideration of the foregoing recitals, in consideration of the partial performance of various undertakings as described and the ratification and confirmation of all actions taken in good faith in furtherance of the described Project, and in consideration of the mutual promises, undertakings and covenants hereinafter set forth, and for other good and valuable consideration, Oakwood and Glenwillow hereby agree as set forth below:

A. Cooperation

Oakwood and Glenwillow wish to cooperate fully as set forth in this Agreement in order to provide a needed enhancement for a public roadway shared by both communities and to do so in a timely, efficient and economical manner.

B. Glenwillow's Duties and Responsibilities

1. Glenwillow will perform all engineering for the Project. Glenwillow will assume all engineering responsibilities throughout the duration of the Project.

2. Glenwillow shall serve as the contracting authority for the Project. Glenwillow shall be responsible for bidding out and the contract with the successful bidder in accordance with all laws of the State of Ohio and shall provide all bidding information and bids to Oakwood. Glenwillow shall administer the Project, including but not limited to: appropriate insurance coverage, prevailing wage requirements, appropriate inspection, etc.

3. Glenwillow shall manage all construction of the Project and shall be responsible for acquiring all permits from any federal, state, or county agency. Upon completion of final engineering.

4. Glenwillow shall provide any changes to the engineering plans to Oakwood for approval and upon completion shall provide "as built" plans to Oakwood.

5. Glenwillow shall provide routine inspection reports to Oakwood as they are received as well as a copy of the final inspection report.

6. Glenwillow, also on behalf of Oakwood, shall enter into an agreement with the CMP for their respective shares and responsibilities of the Project as it relates to the work related to the proposed multipurpose trail and appurtenances within the limits of the proposed improvement. Oakwood expressly authorizes Glenwillow to enter into any agreement necessary to complete the Project.

7. Glenwillow shall also administer all payments to contractors, professional service and other fees required by the Project, making sure that such Project is completed free of any claims or liens.

8. Glenwillow – with the support and authorization from Oakwood – has applied to and will act as the lead agency for the Ohio Public Works Commission Infrastructure funds for financial assistance for grant and loan portions of the Project. The cost will be split between the two communities evenly as proportional to the total Project cost.

C. Oakwood's Duties and Responsibilities

1. Oakwood will cooperate in a timely fashion to provide rapid turnaround on all reviews and approvals such that construction can begin as soon as possible upon Glenwillow's completion of engineering, funding and bidding.

2. Oakwood shall compensate Glenwillow the total amount less OPWC grants for Oakwood's portion as listed below:

a. Design Engineering, Survey and Construction Administration: The preliminary estimated cost of engineering, survey and construction administration is \$62,000. The cost shall be split 50/50 between Oakwood and Glenwillow for the design of the roadway reconstruction and drainage improvements.

b. Construction Cost: Oakwood shall pay all construction costs for work incurred within the corporate jurisdiction of Oakwood. The preliminary estimated cost of construction is \$520,000. Oakwood's share of the construction cost would be \$134,000 less the grant amount provided by OPWC.

3. After completion of the Project and final costs have been certified, Oakwood shall pay Glenwillow, less the grant proceeds as applicable, for the amounts shown above in Section C Part 2 for the Project costs that occur within Oakwood in the following manner:

a. Twenty (20) equal annual payments starting January 1st of the year after the Project closes. The Parties shall confirm this amount and payment schedule through an Addendum when figures are known.

D. Traffic Control

Oakwood and Glenwillow pledge cooperation in traffic control and routing during the period of construction. During the phase of work in which the Richmond Road Reconstruction and Drainage Improvement is under construction, traffic will be maintained and/or detour as approved by each of the safety forces.

E. Maintenance

Upon completion of the Project, each party shall be responsible for the maintenance of such portion of Richmond Road as is within its municipal boundary.

F. Notice

The parties shall be notified by regular mail or hand delivery as follows:

To Oakwood: Mayor Gary V Gottschalk
City Engineer
Director of Law
Village of Oakwood
24800 Broadway Avenue
Oakwood, Ohio 44146

To Glenwillow: Mayor Mark A. Cegelka
Village Engineer
Director of Law
Village of Glenwillow
29555 Pettibone Road
Glenwillow, Ohio 44139

G. Modification

This Agreement shall not be modified without the express written approval of both parties, which approval must be confirmed by a Resolution or Ordinance of each Council.

H. Authorization

This Agreement is conditioned upon the express approval of the Glenwillow and Oakwood Councils through legislation. This Agreement is authorized by Oakwood Resolution No. 2024-_____, passed _____, 2024 and by Glenwillow Resolution No. 2024-_____, passed _____, 2024.

IN WITNESS WHEREOF, the Parties have each caused this Agreement to be executed as of the date written above.

Signed in the presence of:

VILLAGE OF OAKWOOD

By: _____
Mayor Gary V Gottschalk

VILLAGE OF GLENWILLOW

By: _____
Mayor Mark A. Cegelka

APPROVED AS TO FORM ONLY:

James A. Climer
Director of Law, Village of Oakwood

Mark B. Marong

Director of Law, Village of Glenwillow

DRAFT

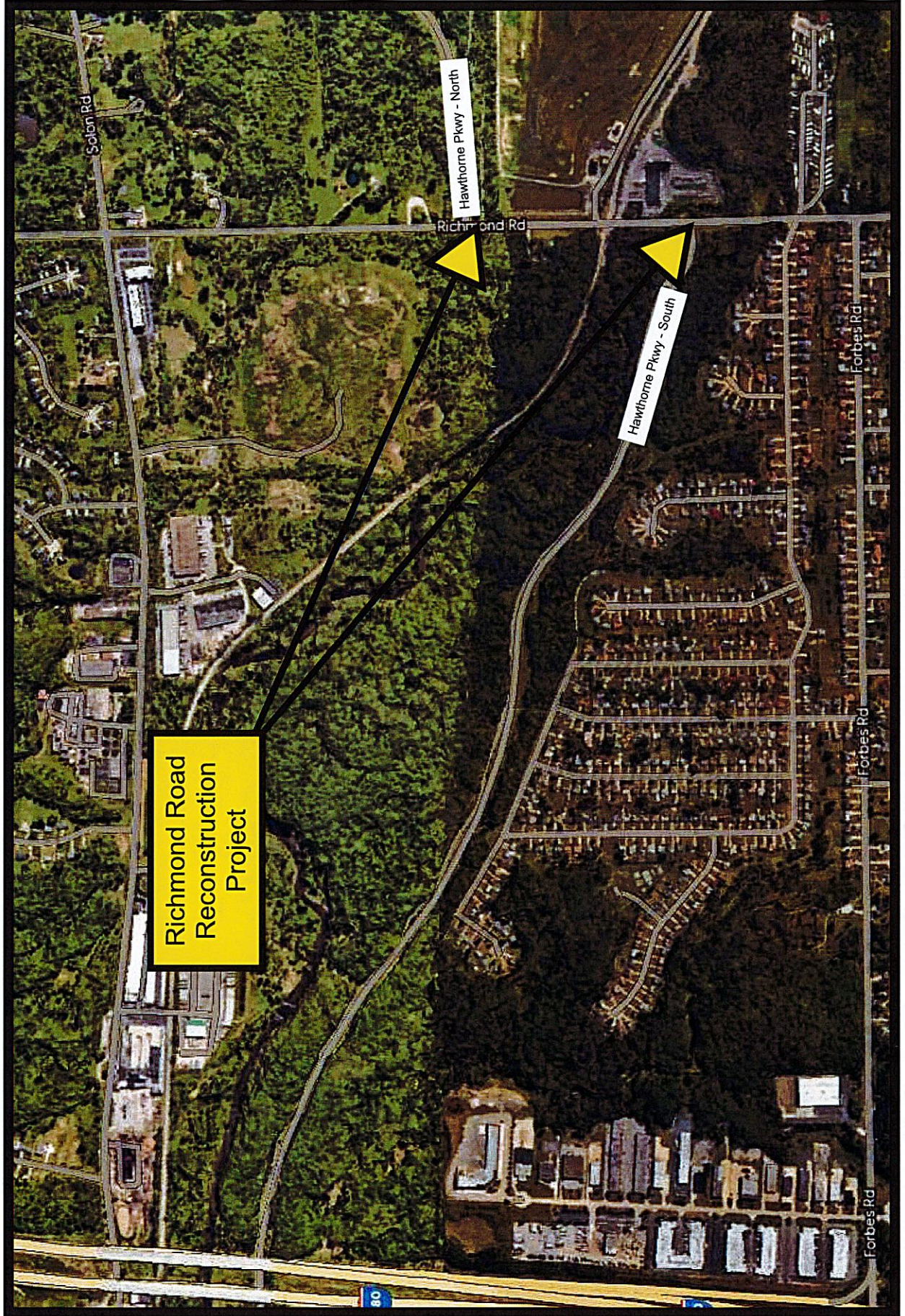


EXHIBIT A

**VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
2024-2-13**

ATTENDANCE

Erica Nikolic, President	Gary V Gottschalk, Mayor
Johnnie Warren, President Pro Tem*	Tom Haba, Service Director
Taunya Scruggs, Ward 1	Brian Dirocco, Fire Department
Eloise Hardin, Ward 2	Mark Garratt, Police Department
Paggie Matlock, Ward 3	Matt Jones, Village Engineer
Mary Davis, Ward 4	Daniel Marinucci, Chief Bldg. Official
Candace Williams, Ward 5	

ABSENT

Dave Tapp, Fire Department	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Brian Thompson, Finance Director
James Climer, Law Director	

* Arrived after roll call

Meeting opened at 7:00pm by Nikolic
Pledge of Allegiance
Roll Call taken

Nikolic: We have the minutes from January 22nd, 2024, special meeting minutes. I'm requesting that we abstain to move the meeting minutes until next week. So, everyone has sufficient time to review them. That would just require that we all abstain so that it can move to next week. May I have a motion to table the minutes of Jan. 22nd, 2024, Council meeting.

Motion to table the Council meeting minutes of Jan. 22nd, 2024, made by Hardin seconded by Davis
YES VOTE: Williams, Davis, Matlock, Hardin, Scruggs, Nikolic
MOTION PASSED

Nikolic: Could we please have the clerk correspondence? **Joseph:** There was a letter for you, and Ms. Scruggs. I also provided correspondence that we received from the Village Engineer, Ed Hren, regarding the road program. That's all that I have. **Nikolic:** May we begin with the departmental reports? May we have our first report from Mayor Gottschalk.

Departmental Reports

Mayor, Gottschalk | **Gottschalk** Thank you, Madam Chair. It isn't a day that goes by where at least two or three people come to me and ask, well, what's going on with Kroger? So, I'm going to read off what was presented to them about two weeks ago. "As you are aware, Kroger and Oakwood Village executed a Development Agreement for the creation of a fulfillment center in March of 2022. Since that time, the Village has worked diligently to fulfill its end of the bargain.

On March 7th, 2023, an extensive planning meeting was held involving numerous officials from Kroger, the Village, Team NEO, and others. At which time Kroger expressed a desire to move expeditiously to carry out the project. That is, the last communication of any substance in the Village has received from Kroger. This delay is, needless to say, disturbing and it has unduly delayed numerous financial contributions Kroger committed to make under this Agreement. Under the agreement, \$45,000 in 2022, \$50,000 in 2023, was to be donated by Kroger to Oakwood youth (for education programs in our summer camp and after school programs). Also, the existing mound to screen the construction site before 2024 year-end would be maintained with invoices supporting the expenditures provided by Oakwood. A local 501(c)(3) organization has already expended \$7,000 for eight-foot-high nylon netting around the evergreens and arborvitae to protect them from the deer. Under section one of the Agreement, Oakwood would provide invoices for landscaping and watering expenses occurred in 2023 and anticipated in 2024, totaling \$65,000. Finally, Kroger has acknowledged that it owes professional fees incurred by the Village for which invoices have been provided in the amount of \$42,201.10 and which now exceed the maximum of \$45,000 provided for in the Agreement. Given these delays, the Village demands that Kroger promptly make the payments outlined above. Additionally, Oakwood requires that Kroger provide a firm date in writing by which it will commence this project prior to 2024 year-end. If Kroger doesn't choose to proceed as outlined above. The Village requests that it sell the Oakwood property back to Premier Development. (I am holding a letter from Premier expressing its desire to buy the property back and assume all the above expenditures). In the absence of an agreement to these issues, Oakwood Village is prepared to take the steps necessary to enforce its rights under this Agreement." That was given to Kroger, I have yet to have a response from Kroger in two weeks. Now regarding the company from France, they're on track to become located in Oakwood Village, April of this year. Starbucks construction will begin again in May. They anticipate serving coffee by Thanksgiving. The last bit of economic development. I've been meeting for the last three weeks with a firm out of the West Coast. That was hoping to relocate here in Oakwood Village. I met with their new owner twice here. This will have significant implications. Not just for Oakwood but for Northeast Ohio as well. This will be covered heavily if this does happen. So, keep your fingers crossed on that. Now we'll get to the agenda, the pay raise. The annual pay raises over the last three years, in 2021 it was zero, in 2022 it was 2%, and 2023 is 3%. Despite any pay raises, the employees took home less because of the cost-of-living increases. So, whether they were groceries, whether they were insurance, whether they were property taxes increases. No matter what the pay increase was, they were bringing home less than they had done before. This is what we are hoping to eliminate here. The significantly small number of people that we do have on staff. Has a great work ethic, virtuous in the culture. I say that because many of these people now don't even care or want to work more than 2 to 3 days a week. And our employees do, team Oakwood walks by faith, not by spirit. And not to be disrupted by conventional or traditions of man on earth. Oakwood Village is a hub of high tech, life science, and medical research. By connecting with Jesus, the city has been blessed. Jesus has poured his spirit out and touched us here in Oakwood Village and our staff. So, let's move forward and pay what our blessed employees have earned. But as I say, because some things have not been presented to Council. They can't make a decision now, but it's retroactive to the beginning of the year. You have my assurance on that. So,

when this is approved it will be retroactive to the beginning of the year. It is going to be based on what the discretion of your supervisor or your director has to say with my approval. And at the same time, Council in an executive session will be alerted about this as well. So, with that, I am finished. **Nikolic:** Any questions or discussion for the mayor? **Davis:** Premier, did they say what they want to do with this? **Gottschalk:** They haven't mentioned names, but these are substantial companies. Where people would be coming to work. That's the whole key of everything. That's why most of these other cities are just struggling with finance. Because many of their buildings are no longer with employees. People are staying at home and paying taxes where they live, rather than where they work. **Davis:** So, are you talking about an industry? or are you talking about office buildings? I mean, give us a hint, because that's in my mom's backyard. **Gottschalk:** Particularly, medical research, high tech, and life science. There are no smokestack industries we are talking about at all. **Williams:** I think we set a very dangerous precedent for people not to work together. And we're providing some misinformation about the budget. It is Council's authority to approve the budget. And so, if you say that you're going to make it retroactive, and we haven't discussed that and made a decision. You're making a promise that people are waiting for that we haven't even discussed and decided on. **Gottschalk:** I don't do the talking unless I do the walking and it will be retroactive. **Williams:** So, we have to appropriate that first. I'm not going to have a back and forth with you. Because the fact is, that is our authority to do that, and we have to appropriate it before you can spend it. I just want to make sure it's on public record. So, that our employees can read it and understand that that's putting the cart before the horse. When you say you can do that without us approving it first. **Warren:** One of the things is that whatever the percentages are. I wouldn't do anything but support retroactive, whatever the percentages are, but it will be retroactive. I'm sure that this Council realize it has always been that way. Whatever the percentages are, I'm not saying the 5% or whatever, but it should be retroactive. **Nikolic:** I agree with Johnny and the Mayor that it should be retroactive. In any employment stance, I would expect my pay raise to be retroactive. So, I agree with that, although we can discuss it further. But just as an overall view, I agree with retroactive and yes, we will have to approve it ultimately. But I think about how I would view with myself and retroactive is how I would appreciate it. The other thing is, I would just like to say, with the 5% raise. Speaking to the employees, to give the new Council persons the grace and the respect to catch up. This is a very in-depth decision that needs to be made. We just started, so, if we have the time to do our jobs properly. Then we can look at everything and once Mr. Thompson has given us the documents we need. We will be able to make a methodical decision. Nothing's going to be rubber stamped. So, we do need the time to look at everything appropriately to make a decision. So, just asking for the grace and the understanding of the new Council people as well. So that's one point I wanted to make. **Hardin:** I'd like to say this. This Council is going to be fair. Any undermining of the process at this point should stop. We're going to do this with accountability. We're going to do it with the honesty and the integrity that we have always operated under. I am truly surprised at the techniques that are being instituted. I didn't crawl from under a cabbage patch yesterday. I think I know where this is coming from. But just like the president has asked for, grace. We want you to understand we need numbers. We don't just pick these numbers out randomly. And yes, we agree that the majority of the employees perform their jobs. They come every day, and they do an excellent job. This has nothing to do with your day-to-day operation. It

has everything to do with the expenditures here and how this money is spent. And we're going to do that. We're going to do our jobs and we're going to be fair like we always have. The fact that we're not getting what we need. This is the one time that we're going to wait until we get what we need. It's for the benefit of this community that we're going to wait, thank you. **Davis:** I just wanted to add, we have been asking for figures from our Finance Director. For a couple of months now. It has been since we started in August, when we asked for everybody to start doing their budgets. It is now February of the next year, and we still haven't got all the answers that we've requested. So, he has put us in a bind, and also that bind also passes on to our employees that are part of our city. Which is sad, because we know they got wonderful people in this city that are our employees. We are thankful for that. But we have to have, like Ms. Hardin said, the numbers. We have to have something in front of us before we can allow everybody just to spend money. That we have not yet received. So, until we receive those things, we have to wait. I'm sorry, it's put on us, but it's not from us that we're having a problem. So, we will definitely get to everybody as soon as we can get our numbers into us. **Nikolic:** One last comment, just to put things in perspective. At our meeting last month, our final meeting. I requested items from the Finance Director. Last Friday, I stopped into his office to speak with his staff. So previously there was some concern that there was not a fully staffed department. We currently have a fully staffed department. When I go in to ask if any documents have been left with his staff. Or if there had been any follow-up to get the documents to us. They had not heard of anything that had been discussed. So, no one in his department knew of anything that we had requested. So, he needs to utilize his team, delegate so we can all work together to get these things done. But now that he's fully staffed, our expectations are going to go up. Because now, without having these documents, we are in a predicament. So, that's the last comment that I need to make anyone else come into discussions and families. **Hardin:** The buck stops with the Mayor. We have asked for it and Mr. Mayor, we're going to ask you to expedite it. **Gottschalk:** You will have those numbers, he'll be here Thursday, and you'll have it by Monday or Tuesday the latest. **Hardin:** That's public record. **Gottschalk:** Anything that you requested, you're going to get. **Hardin:** By what day? **Gottschalk:** By Tuesday. **Hardin:** Thank you. **Nikolic:** Just to summarize what we have requested. We did request recommendations from managers and directors for their input on pay raises. I've also requested at the last meeting to have a cost per employee so we can understand what each employee is costing us. And so, Councilwoman Scruggs and I can understand who is in which department. We've also requested an overall assessment of salary ordinances. Who received raises when last. So, we can look at maybe someone needs a base pay raise. Someone may need an overall raise. So, these are a lot of things that we'd like to look at one time, together. So, it's not just the pay raise we'd like to look at several different factors together. So, there's a lot of information that we're waiting on and once we have it will make that decision. **Williams:** There are additional documents that were requested prior to January when you all started. So, we will send just a list of everything so that we get everything we requested. **Warren:** I'll make a suggestion that Mayor when Brian returns. I think that you should present that list to him. Let him tell you when he's going to get it, without you making a commitment on his behalf. **Gottschalk:** Even if he has to be here eight days a week, to get it on Tuesday. You're going to get what you requested. **Nikolic:** Okay, if no other further discussion. May we have our report from our Service Director?

Service- **Haba** | **Haba**: Thank you, Madam Chairman. Just two things, I know we asked a lot of questions about streetlights in the last few months. We went street by street; we're just about done with the Village. We got a couple small little areas left. We've turned those all in to the Illuminating Company. I know they were quick to respond on Broadway, last week and check out those streetlight problems. Secondly, Ms. Joseph brought to my attention, two weeks ago. There was a grant possibility from the State of Ohio. We jumped on it, we only had like a week. So, we did apply for that grant. It's for a new covering for our old salt pen, which was falling apart. With Ms. Joseph's help and the Engineering Department, we got the grant in on time that day. We will get approval from Council to that grant if we do get it, that's all I have. **Davis**: Mr. Haba, I want to thank you for your call to the Waste Management. They have been cleaning up. I have seen two times this week, the bypass along the freeway. Because I remember I talked to you about the all the garbage that was thrown from their trucks. They were out yesterday again picking up. They had three guys going down that road. **Haba**: We picked it up sometime last week because some of it is Oakwood stuff. But one thing mentioned before. The County prisoners do it, but that's not on the list. But they don't seem to have gone down there much of last year. But they were on Broadway a few weeks ago. **Davis**: I mean, they were working nicely, and really thank you for your department also. **Warren**: I would also like to thank the Service Director. But, also to focus on the Council Clerk taking the initiative and incentive to look up the grant and be the one that gets this grant opportunity off the ground. So, to Ms. Joseph, we appreciate your due diligence in this effort. **Haba**: Yeah, it would give us something we really needed. Something we would have had to spend money on next year, too. So, it would be great if we could get that. **Matlock**: Question, County prisoners, I did see them out on the roads picking up trash. Is there some way we can either submit something to say, do they pick up on the state streets? **Haba**: It is our streets they pick up. Every year, every January, I give them a list of what streets we would like. It is up to them, we don't pay them anything, they are just doing it. So, I have a list of streets we'd like them to address every year. **Warren**: They probably do the main streets work. **Haba**: Yeah, we always give the Fair Oaks, Oak Leaf, Forbes Road, Broadway, etc. They are not going to do all of ours. **Matlock**: What about Tryon? **Haba**: Tryon, I will hit that by the end of the week. There's that one section that gets bad. **Matlock**: Yeah. **Haba**: I don't believe that is on there. They are not going to do all of our streets. **Matlock**: I know they're not going to do it all. I just thought maybe it was just something we can request. **Haba**: Next year we can put that on there. **Matlock**: Ok. **Nikolic**: I had a quick question. Here in the budget, we have litter pick up wages. Have we ever appropriated anything for that or have in the past? **Haba**: I am not sure where that's from. We haven't used that in years. It has in the past sometimes; I had a group of kids. I used to do it sometimes, right there on North Lane. We bought the bags and give them material stuff like that. That could be from that, I believe. **Nikolic**: Okay. **Haba**: We helped out Waste Management and the County. **Nikolic**: So, it was some type of a youth program. **Haba**: Yeah, sometimes it was asked, it was on and off. Clean up Oakwood day, stuff like that. **Nikolic**: Okay, that might be something to bring back if we continue to have issues. **Haba**: I think the kids, we're usually free. I believe last few times that we'd have supervised, we paid a little bit. **Nikolic**: Any other questions or discussion? Can we have a report from our Police Chief?

Police- Garratt| Garratt: Thank you, Madam President. I just want to bring up something. We have been taking a lot of reports. Usually this time of year, with the tax return, identity theft and issues with that. Emails, people open up emails that are fraudulent because they know they are waiting for tax documents. They put all their information in and unfortunately that is usually the problem. There's a sheet that we are going to put on our website, it might already be up. But, a lot of times, especially the taxpayers this time of year. They're very intelligent, they deal with this fraud, with identity theft and get people. Especially if they can, the elderly, because they're not computer savvy. They kind of fall for some of the scams and some of the some of the phone calls. We haven't had any phone calls here. But Oakwood Village had a lot of e-mail ones. So, if you could, direct people to go there would be great. There's a bunch of information right up here to help make you aware. We can always take a phone call, call up here and talk to one of the guys in our bureau or one of the Officers. We can help anybody out if you have questions, concerns, or any about emails or phone calls. The IRS never calls you ever, for anything, period. So, don't ever believe any of that. The other thing I want to talk about was the legislation. As I talked to you guys before the last meeting, the canine has been sitting. That's why we wanted to act kind of quick on this. Geauga is trying to buy the dog from us. Again, that's a nine-year-old dog next year. The average work life of a dog is 7 to 9 years in canine. They are willing to give us \$2,000 for the dog because the handler is going over there. So, we could act, that dogs have been sitting there for a couple of weeks. He kind of needs to get working again. So, if you could entertain that I would appreciate it. **Nikolic:** For the dog warden, there's a \$13,000 line item for the dog warden. Will that be necessary once the dog is sold? **Garratt:** Yeah, that's the dog warden. **Nikolic:** What is that? **Garratt:** That's for like, calls that we've got loose dogs. **Nikolic:** Oh, okay, that's for picking up dead animals and everything like that. **Garratt:** Well, not the dead ones. They pick up the ones that are trapped, dogs running loose. **Nikolic:** So, is there any other line item that will be removed once the dog goes? **Garratt:** Yeah, there's a canine expense for \$2,500, maybe \$3,500 that's in my budget. We're not going to remove it because I don't know what we're going to do with it. But the only time we utilize it is if we do pickup another canine unit. **Nikolic:** Okay, so now we do not have a canine unit. **Garratt:** That is correct, we do not have a canine. We still have the car and the outfit for it. How it works when you get a new canine unit, it's a six-week training. You pick out the dog, the officer and the dog go for six weeks of training for basic training for canine. Then they come back to work. So, it's a pretty big commitment and we're low on guys right now. We have some young guys that are going to be really good I think in that position. So, they need just a little more seasoning before we're going to entertain that. The Captain and I have been talking about it. I think we're going to let it ride for a little while, and when it's time, we'll make that decision together. **Hardin:** When you mentioned budget, we won't have one. We'll leave that line item there and that's just for feeding the dog. But have you included a cost of purchasing a dog and that training in this last budget that you submitted? **Garratt:** I haven't because I didn't know the dog was leaving. Frankly, I didn't know the Officer was leaving until two weeks before. **Hardin:** Based on what's going on. I would suggest that you submit a memorandum just in case before the end of the year, what you might want to do. **Garratt:** I appreciate it. **Davis:** So, the officer has gone? **Garratt:** Yes, and the two options were, as I mentioned before. When you disband a retired K9 unit. By state law,

the handler has an option to buy the dog for a dollar. This one worked out because he wants to work the dog for whatever the time was left of the dog. And Geauga County wants to give us \$2,000. So, it's either a dollar or \$2,000. That goes into the general fund, thank you. **Nikolic:** Thank you Chief if there's no further questions or discussion. May we hear from our Fire Chief.

Fire-Dirocco| Dirocco: Good evening, thank you Council President. January has been off to a pretty busy start for us in the Fire Department. A lot of calls coming in. We have also switched our software company. So, it is a big learning curve for everyone. It was something we had to do because the company we were with, they're retiring the software. So, we had to make a switch. On February 1st, we had a very difficult house fire down in Walton Hills. The firefighters in Oakwood, along with mutual aid partners from Bedford, Bedford Heights, Macedonia, and Valley View helped put it out. No one was hurt, homeowners got out, the animals got out. So, some damage to the house, but no one was hurt. We've been busy in the community, starting up teaching CPR classes to some of the businesses. And, actually, everyone in Glenwillow Village has requested teaching their whole staff, Police, Service, and regular staff members. I know back last year, Ms. Hardin, we talked about trying to find a way to teach and give CPR instruction, starting with the Village employees. The Fire Departments kind of taken care of that, Police Department has it. So, next would be anyone that's willing or able to from Council, from the regular office staff, Service Department. We're more than happy to put on a class day, night, or weekend. I know last year we set a whole bunch of dates, and we couldn't find anything that worked. But I'd be happy to do that again if you guys would like to look into that. And that's all I have if you have questions I can do that. **Hardin:** You know, I left a message for you last week regarding that. Did you get it? **Dirocco:** Dave said Ms. Harin left a message, and he said he was going to talk to you. **Hardin:** You know what? I really see you coordinating something like that with maybe even the Mayor's group that meets. Because so many of some of these people are getting older. **Dirocco:** Last year we did have the Rec Department. They were the only ones that were able to really kind of work into that. The Rec department put together a group, Ms. Perez. I think I had two different classes. We had about two dozen people go through it. **Hardin:** Okay, well, I didn't know anything about that. Can we do it again this year because it wasn't advertised. **Dirocco:** So, it's up to you, who would be the point of contact to schedule that? I could reach out, obviously, to all of you if you would like it. **Hardin:** How about if you deal with our Clerk? **Dirocco:** I'll be happy to do that. I will send her some dates, and she could forward it your way and let me know what works. Like I said, if you guys or any of the department heads, it's good for everyone to learn. Any other questions? Thank you. **Nikolic:** Hearing none, may we hear from our Building Department?

Building-Marinucci| Marinucci: Thank you, Madam President, it is my pleasure. A statement that's not part of the Building Department, but I want you to be aware of. It really hit home, and it really is serious. And especially since the population is older, and you have grandchildren. Maybe Chief Garratt knows more than I do. The gang is out of Florida, and the name of the gang is Felony Lane. The way they got the name is after the event happens. They go to the furthest line at your bank. Because the camera images that are taken in that thing, are not very clear. But two weeks ago, my wife works in the prosecutor's office, Lake County. They focus on daycare

centers. But the woman lawyer dropped her baby off at the daycare. From the time she got out of the car and brought the child into the daycare center. The car got hit, everything was stolen. The banks were hit within 35 to 45 minutes after the event happened. But Lake County got the people who did it. The Sheriff in Lake County has posted it. I've been telling everybody about it. It happened really, really fast. They are targeting the daycares. So, I thought you should be aware of it. My understanding is that group is all through Northeast Ohio, all over northeast United States, but it's here. The second thing is, I'm looking forward to having the budget meeting with Council. Because there's some issues with the Building Department that have to be addressed. We will address them when we have that meeting. Because I did talk to Brian more than once. So, when we get there, we will. I'm here for questions, if you have any questions, **Gottschalk:** Answer to the point regarding what I asked you to do regarding the facility over there on Macedonia. **Marinucci:** Yeah, I've been in touch with Jim Climer on this issue. So, we are working together on it. Here's the issue, the issue is do we have the authority. They want ordinance supplied, and what they can do. So, I've been working back and forth. **Gottschalk:** They cannot be doing what they are doing. **Marinucci:** I understand. **Gottschalk:** So, what I've asked you to do is, you've taken pictures there. In the next two or three days, have a citation prepared. **Marinucci:** Mayor, we are working on it, to do it right. **Gottschalk:** We'll give him three days in which to clear that thing up. Or there will be a court date which they have to appear. **Marinucci:** Yeah. **Gottschalk:** All right. **Nikolic:** Okay, for clarity's sake, can we be can we specify what issue we're talking about and location? **Marinucci:** I don't know the address, but there's a lot of cars there. I know what the game plan is, I understand the game plan. I'm just trying to make it right, so, we're not on the opposite end of this thing. We have to be on the right side of it. So, it starts with the zoning. It may be of dual use; I can't figure out the zoning yet. I thought they were a construction company initially; it doesn't appear that they are. But there's some construction things there. It's not a used car. There's a sign up that says, something of a classic cars. **Davis:** Gray Brothers Classic Cars. **Marinucci:** There's provisions in our ordinance that says A, B, C, and D, I'm trying to get it all right. **Matlock:** Is that on the corner of Broadway and Macedonia? **Marinucci:** Yeah, right there by Drake Road. We've dealt with this issue before in different areas. And part of the ordinance says what they are allowed to do... I don't know if they qualify yet, I'm confused. But indoors they're allowed to do things. You could be like a used car dealership as long as no cars go outside. So, if you have a car and you meet the general the definition, you could do it. And also, to sponsor the ordinance that allows for screening. I'll be honest the Mayor and I talk about this. I don't know how you can screen. **Gottschalk:** No, there's not enough room. Again, we don't even tolerate this on Broadway. DCOMM has to put up a mount. There's no room even for a mount over there. Additionally, people at reflections, can look down at that site as well. It's intolerable... **Marinucci:** I'm working with Jim on this to get this done. This is going to be a joint effort to do it right. It might be done by Tuesday. **Gottschalk:** Alright, all I'm asking for is a citation so that we can have a court date. And not just going there to warn them. **Marinucci:** I'm going to personally meet with the owners and try to get them to clean this up. **Davis:** When they came in front of planning, what did they say? **Marinucci:** I don't think they went in front of planning. **Davis:** They had to come in front of planning... **Marinucci:** No, the Planning Commission doesn't determine who goes in. If they're going to alter the building, yea. But there's no altering of the building. But they would have to go for the

signage, and they did not. I didn't even know about that particular sign. We went out and took pictures after we got your email to expedite this. I'm on the Mayor's side on this, don't get me wrong. I don't think jurisdictions, the Village have allowed this kind of stuff. I just wanted to be right. What I do know about it is, the people running that business have a lot of money. I don't want to get too involved in the lawsuit. I want to make sure it's done right. **Warren:** May I just suggest that you don't talk to them before, take the action first. Because if you talk to them, they're going to say, oh, well, give us a week or two weeks. Then they're going to delay it even further. If you get the action started and then they want to talk, then let them do it. But at least get the action started so that we document and we're there in court. Or we got at least the legal steps taken. **Marinucci:** I've been reading all the sections of the code all day today. I'm going to be in touch with Jim and say, let's move on to this provision. I want to have an agreement here. Then if he says, yeah, then okay, that's how we're going. **Warren:** You can always site more than one violation, too. **Marinucci:** Yeah, I'm looking where it says multiple cars. I'm looking everywhere, I started in the general business, and that's what takes you down what I just said. Because if you're a used car dealer, you're allowed to do it. Even though we don't want it, it can't be outside. There's a guy that's a used car dealer, but none of the cars are outside. He might have fifteen cars or something like that. I've been there four, five times already, and they're all indoors. All right, so, I know that this was resurfaced. I'll drive by tomorrow to make sure that, and can I just say. I don't know what this corporation is, I'm trying to classify it. There is construction there so maybe, it's a dual occupancy. I don't know, do you know how this might be? Construction policy matter, It has to be screened. The screening is part of the reason that I think I can't get everything together to where we are able to make the citations. Where we can have a court date, and only then are they enforcement. I won't talk to them, but that's what I'm doing. I want to have the jump on it. **Davis:** Because he has cars there also. **Warren:** Not to belabor this, but Councilperson Davis brought up a good thing too. They have cars without license plates. That's why I say they should be cited for everything. Not just for the one thing. But cars without license plates should be cited for noncompliance. **Marinucci:** Now, that's part of what I'm doing. But, you don't have to have a front license plate, right? **Warren:** You got to check the back of it. **Marinucci:** Now you have to go on the property. **Warren:** Well, I see what you're saying. If you can't, I'm just saying that if it's obvious that the vehicles don't have plates. And according to law it's required, then you could move forward. **Marinucci:** I could say this, and the reason why I say they can't go on a property. When they first moved in, I don't know if you're involved in it. But we had a complaint kind of thing and there was an issue there. When I called them, they were pretty rough with me on the phone. So, it leads me to believe that this is going to be one of these. And it's okay, it doesn't scared me at all. But I want to be right on it. I don't want to cite something and then find out we made a mistake. I think Tuesday, I going to try my best with them. If Jim says, hold on, we will hold on. But if Jim says, go for it, we're going forward on it. **Hardin:** Did the Building Department change its hours of operation? If so, when did you do it? **Marinucci:** A while ago. **Hardin:** And why? **Marinucci:** Because it helps the contractors. When we thought of it, I contacted the other Building Departments, and they were doing that. So, it gets the contractor in and out quick. And really, if you look at the times, a lot more is done in that department in the morning than it is in the afternoon. **Hardin:** I want to go on record, what with the number of complaints regarding the customer service from your department. Dan, I'm going

to say this, this last one. See, they never know who they're talking to, that's number one. Number two, everyone deserves respect and courtesy. That's all that's required. **Marinucci:** Yes and I agree. **Hardin:** And to talk to people like they just fell off the back of a wagon or condescending; that has to stop now. You made the comment that you're going to talk with us when we get to the raises. You can do it however you want to do it. But I'm telling you, that if I get one more... Mayor, it's terrible how they talk to the people over there. Some of them, it's unbelievable and it has to stop. **Marinucci:** I'm not aware of about the issue, but we can talk whenever you want, we can meet on it for sure. **Hardin:** We can meet on it, but in the meantime, I need you to give them a heads up, okay? **Marinucci:** When I'm there, because I could overhear a lot of them. I think it's pretty running smoothly. **Hardin:** Not so. **Marinucci:** But I could also tell you that. I do know that this goes down a lot, hypothetically. Debbie would take a phone call phone call and would say A, B, and C. Well, that person doesn't like me A, B, and C. Sometimes it goes to Lillie, the same person, same issue. Then I said I'll take it, and I say the same thing A, B and C and then it's okay. But a lot of times, they don't like what A, B, and C are. **Hardin:** So, as a result then what do you do? **Marinucci:** Nothing. **Hardin:** You're tell me...but that's ok, we are not going to debate this here. All I'm saying to you is, it is terrible and it's getting worse, it has to stop. If they don't have the patience to deal with the general public, then do what you do. You take all the calls because... **Marinucci:** Well, that isn't happening. **Hardin:** Well, I'm going to tell you tonight what is going to happen. This is part of what happens here. They will never, ever be allowed to talk to another constituent the way that they have talked to some of those people. **Marinucci:** I'm going to put a stop to that. **Hardin:** Thank you. **Marinucci:** I don't understand, we should never be disrespectful. But when you said to me, what do I do. I'm trying to think of an exact example. A person called and they wanted it to go to the Planning Commission on a specific issue. I think your family member is involved on it or something. But you can't get there without having a survey. For what this particular issue was. Debbie tells them you need a survey. Oh yeah, yeah, yeah, but then they filed the paperwork, no survey. So, we're going back and forth on it. So, then Lillie said, we need a survey to get it through planning. So now it comes to me and, and I said, we need a survey. If we don't get the survey, I can't do it. This is not being disrespectful. This is saying, hey, I don't write the ordinances and I don't deal with his office. His office is the one requiring the survey. We're implementing the survey to do it. So, when I say no, it's not going without the proper paperwork, that is not being disrespectful. **Hardin:** Well, let me just let me share something with you from the old world. I'm an old telephone employee. The first thing you are taught, and I want you to take this back to your crew. **Marinucci:** I am. **Hardin:** It is called tone of service. If they want me to come over and give them instructions on what that really means, I'll be glad to. The only picture I have of an individual when it's a phone call involved. Is what you say to me and how you say it. And believe me, when people hang up from your department, they're not happy. The tone of service is ridiculous. **Marinucci:** I'm going to deal with that at the employee level. But let me tell you about me. When a contractor comes in here and he does the job, he does it without a permit. He knows he has to have the permit. You know what? If he calls you, you're going to say fire Marinucci. Because when I nail this guy and I'll tell them you're never going to do any more work in Oakwood Village. If you're just totally disrespecting the process. So, I had a guy that did something, the cost of the permit was \$35. All the work is done, and they want Oakwood Village

to give them a final. And I go, how dare you do this. **Hardin:** Let me tell you something. However you choose to do it and he chooses to leave you on a payroll, that's one thing. When an employee in your department talks to an individual. In other than total respect, because you're not entitled to be condescending. No matter what I say or do. What you're supposed to do and the right thing to do. If it's something that I have just frustrated you to no end. You know what, Mrs. Hardin? I will get back with you and tune it out. But to give the kind of service that your department gives, it has to stop. **Marinucci:** If it's that bad, I'll get it to stop. **Hardin:** It is beyond... **Marinucci:** When I'm there, I could hear phone calls. **Hardin:** Then they drop down to condescending, people are not stupid. They know when you're talking to them like they're an idiot, and it's got to stop. **Marinucci:** Yeah, I would like to know the issue. But I'm going to talk...this has to come from Aaron is what I am thinking. **Hardin:** Wherever you want to pick it out from, it needs to stop. **Marinucci:** I will have a meeting tomorrow morning on that specific issue. **Davis:** Activity logs, you said as of the January meeting, we would get it the next day. The last activity log I have in my email is from September. **Marinucci:** That can't be, we must have a wrong email. I sent that to Council Clerk and everybody. Because you mentioned that you didn't get it and I sent that again. **Marinucci:** I'm going to send an email and make sure you get it. **Nikolic:** Okay, one quick thing, just a gentle reminder of sidebar conversations. This is an open and public meeting, so every conversation that should be had should be open to the public. **Hardin:** I apologize. **Nikolic:** It would be a violation of the sunshine laws. It should be open, so it may be documented. Unless it's to find something in a document. If we could, have all of our comments made open to the public so everyone can hear what's being said. And it can be properly documented in the meetings, that would be greatly appreciated. Anyone else have any comments for the Village? **Matlock:** By the way, since you drew me into this situation. Debbie is very, very knowledgeable and she was only helping with the situation. And she did resolve it. **Marinucci:** She's knowledgeable, but she's not compliant. **Matlock:** No, but I'm just saying, during the time that we were in there, she was. **Marinucci:** She knows what she's doing. **Matlock:** She knows what she's doing, and she just got the information that was needed. And she informed, matter of fact, the person you want is that one right there. But that information was very knowledgeable. Because it just told her what she needed to do to go to the next step. **Marinucci:** This has been going on a long time. **Matlock:** But that was something that she didn't know about. I wanted to say also, that Building Department as far as communication. **Marinucci:** Well, I could tell you the issue you're bringing up has been ... **Matlock:** No, we're not talking about Debbie. We just talking about some of the individuals that work in there. **Marinucci:** Well, that's what we have. We've been down one person for over a year. **Matlock:** We have a meeting with them afterwards, right? **Davis:** Work session. **Nikolic:** You would just need to request, would like the Building Director to stay? **Marinucci:** Not today. **Matlock:** Excuse me? You said you wanted to talk to us about something, correct? **Marinucci:** I got to go a long way. **Matlock:** But you said you want to talk to us about the budget. **Nikolic:** No, he didn't mean today. **Matlock:** Well, I'll get with you personally because there are some individuals. Then you just mentioned something that I want to ask you about. You said there is a clerk in there digitizing the information that you have in there. Is that all she does? **Marinucci:** Right now, yes. **Matlock:** Okay, so how much more of that work has to be digitized? **Marinucci:** A long way, a lot. **Matlock:** So, we're saying a long way. What is a long way and what is a lot?

Marinucci: She's doing 20 to 30 years of digitizing, and she works every day. It's just getting through it, and it's working out really nicely. Because when we get a request, I just went in and grabbed an icon, and I can send it out. So, it's working, but we didn't even start the drawings. To get all the drawings done is going to take over a year. I'm expanding her services and, and what does that mean? Things are getting tighter, so I'm expanding her services. I want her to do Zoning Board of Appeals. Because if Debbie leaves, we're going to be shorthanded. So, I'm expanding her services agenda in certain areas. **Matlock:** Will she be answering the window?

Marinucci: Not yet I'm not ready for her because she doesn't know much about the activities. No, I don't want her answering the window or answering the telephone. If she had to answer the phone calls, she couldn't answer. She doesn't know what the zoning codes, not yet. When Debbie answers, she knows the zoning code. When Aaron answers, he knows the zoning code. When Lillie answers, she knows the zoning code. **Matlock:** We're going to have a discussion with you later, right?

Marinucci: Yeah. **Matlock:** Okay, that's all that matters. **Marinucci:** The other thing is, that phone rings nonstop. If she's answering the phone, she's not going to be able to do the digitizing. **Warren:** One of the things that I would caution us to do. Is to instruct the directors how to utilize their staff, we can evaluate it. If we got one person doing digitizing. I would say that would be something that they would just stay and do. If I was a director, I would do the same thing. Everybody has a job to do, and everybody's assigned a job to do, and they get proficient in their job. I just think it's a chance that we are stepping beyond. We can recommend by him to consider it. But if it was me in that position, I would have one person doing one thing. I would have one person assigned to a different task. One person is answering phones, doing paperwork, and the other one is assigned to the desk when people walk in. But one thing that I wanted to suggest, just for you to consider. When you say it's 7:00am to 3:30pm, I think that it should at least go to 4:00pm. **Marinucci:** We have 4:00pm covered. **Warren:** But you said it is closed at 3:30pm. **Marinucci:** I'm sorry, the correct answer would have been flex. Lillie stays long after 4:00pm. **Warren:** So, what time does the Building Department close? **Marinucci:** 7:30am it opens and then the Building Department closes after 4:30pm. Lillie is there now, I'm sure she's getting ready to leave. She answers the phone well after 4:30pm. **Nikolic:** And Lillie is one that has knowledge of the code in the zone. **Marinucci:** Yeah, she has been there for 20 or 30 years. I think she was involved right when Mayor first became part of the Village. It kind of works really well. Because early in the morning, this is the effort. And then, from 3:30pm to 4:30pm, it's kind of slow. Lillie catches all the calls and answering them. We have a lot of issues going on with the port of building standards and stuff like that. So, there's a lot of stuff like that, that's taken all my time. It gets really hard. I know, Councilperson Hardin, when you said I'll have to answer the phone. If I went and answered the phone there, because it rings all the time, no work would get done. And that's not being disrespectful that. **Warren:** You mean the work that you do? **Marinucci:** Yeah, the work that I do, trying to get everything. We're working pretty hard right now on the board of building standards, filing and stuff like that. I think the operation is running smoothly. I respect the issue of maybe the tone and maybe the shortness. That's what I'm thinking it is and I'm going to work on that. **Scruggs:** Is there a way that a resident can submit a formal complaint? **Marinucci:** Yeah. **Scruggs:** If they have experienced something not pleasant, is that in writing towards your department? **Marinucci:** Yeah, we always implement it in writing. But I think we stop it because of the resident feeling uncomfortable. So, if a phone

call comes in, we deal with it. One example is she sent me an email and I forwarded it immediately. But there's times phone calls would come in and Lillie would call me immediately. If I am not in, I get a phone call immediately and we deal with it. **Scruggs:** So, I guess my question would be. Since you say yes, is there a place where those complaints are stored on the employee file? So, when you're going back to do the performance review, you can look at those? **Marinucci:** No, not that kind of complaint. If we get a written complaint, on a property owner of a personal parcel number. **Scruggs:** No, complaint towards employee. **Marinucci:** Oh, a complaint against an employee. I didn't expect this kind of thing. I didn't know about it. But no, nobody's called in to answer your question. **Gottschalk:** I'm getting some calls about that. **Marinucci:** If I get a phone call and Debbie's on the line, which never happens. It will definitely be put into a file. I'm just thinking because Aaron's more of a construction type guy. Everything with him is quicker and short lived. That would be part of it, I thinking. That's the only two people, and Lillie is a doll on the phone. **Matlock:** Do you still send out a report of individuals that moved into the area? **Warren:** New residents. **Matlock:** Like a report of new residents that come in? **Marinucci:** No, they never do it, I've never done that. **Williams:** Yeah, you did. **Marinucci:** What it would be, which is the same thing, is point of sales. When a point of sale comes in. We know that the specific piece of property, that would be tied into a point of sale. The way point of sale works, historically here, is the buyer comes in and assumes the violations. Now they have to get a certificate of temporary occupancy to do this. That's why when you tie it into to that, you had all the information in there. This software is the worse software. We used to have the greatest software. But they keep on working out the negativities on them. So, maybe we can expand it. **Hardin:** One quickie, whenever we have a chance. I'd like to meet just with you. If you've been following Cleveland. All of the new legislation that's in place based on the point of sale. I know you've been keeping up with that. I'd like to go over some of that with you. Was the Police Department able to serve? **Marinucci:** No, I sent it to the legal department, I sent them both to Jim and Ross. They have to take over that. We cannot get service to process. But let me tell you, since this happened, since we spoke. Captain Freeman went out to do the service or process, and he came back, and he could not get it. So, he calls me up, and I said ok and sent them over to legal. Because they don't live in Oakwood Village, I sent it to the lawyers. Something's not right about that property. Why we should start the roofing operation and then stop in the middle of the roof. But we spoke to the neighbor, and the neighbor said. When they started the project, they ran out of money. Which is what I believe, and they stopped the project. The house cannot be condemned. But we have not been able to reach them with the arms of the law right now to do it. So, I sent, and not only did I send it by email to both Jim and Ross. I sent them text messages, and in one of the text messages. I explained the conversation that we actually had with the neighbor. I didn't have it, Lillie did. I let them know that their money is an issue and that's why they stopped it. Maybe health is an issue too. It is not adding up in my mind. What I'm trying to get them to do is get them to sell the property. That's my main plan and all of this. We believe that there was a real estate agent involved. But when you go out there to the property, there's no real estate sign. **Hardin:** No. **Marinucci:** So that's the status of that. If I knew how to do it, I would do it. I don't do that stuff. **Hardin:** Well, I will talk to legal. Because we can't go an additional year with that house sitting there looking like that. **Marinucci:** Yeah, and my game plan after talking with Captain Freeman. Is to let them go in and tell the judge they

don't have the money to fix it. That would be the game plan. **Garratt:** This is the house on Somerville, correct? **Hardin:** Yes, sir. **Garratt:** Okay, we sent an officer over last week to University Heights, where the homeowners live. They didn't answered the door, so we left the green card. The green card is a contact card that we were there to call back immediately. They haven't responded to it yet. However, with this violation, it's not criminal at this point in time. So, we can't take it any further. However, I did have a conversation with our Prosecutor Ross Cirincione only today. Who was also talking with the Law Director. They're looking at a way, with our ordinance, that they can publicize it. Then we can cite from there with the building code violations. However, this person is just avoiding us at this point in time and Building Department. But the Law Department is on it. I'm getting a different way around, a workaround for that. We had a three-way conversation, the Captain and I with, the Prosecutor today. So, it is in effect, they're not losing ground on it. It's just that we can't locate this person right now. We can only exhaust so many avenues to do it because it's not of criminal nature at this point.

Hardin: Okay, sir, thank you. **Marinucci:** I'm hoping that the roofer that was doing the job. I hope he rubberized the roof for \$200 the remaining portion. That would prevent water from getting inside of the roof. So, without being able to go inside the house, I can't (inaudible). But I'm hoping it's not that bad, because that would be cruel to open something up and not weatherize it. There are other issues too on that property. **Warren:** May I ask, this is that property that pulled a permit? **Marinucci:** Yes. **Warren:** How long do they get to... **Marinucci:** One year. **Warren:** Has it been a year yet? **Marinucci:** It could be, I don't know. **Warren:** Well, if it has been a year. Then you could cite them for the violations that exist on that house. Because of the fact that their permit has expired. I would send a letter to whoever I'm dealing with, whoever's a registered homeowner. To let them know that they have defaulted on their permit. The permit is being closed. You're moving forward with the violations and taking them to court. Talk to the Law Director and ask them about that. Or you can have him call me. **Williams:** Councilwoman Matlack had asked about the list. You did use to provide us a list of new people coming in based off of that point of sale. **Marinucci:** I'll send you the point of sale. **Williams:** I think you may have stopped providing us that list. But we had tied it to wanting new residents to get a welcome packet. Have you all been sending out that packet? **Marinucci:** No, the only thing we have is point of sale. So, if they come in, and it's not like there's a whole lot of new residents. **Williams:** We don't have to discuss it now. When we have that meeting, we'll go back to them. **Marinucci:** Debbie gave them out when they come in. **Williams:** So, they do get a welcome packet or don't? **Marinucci:** When they come in, if it's a new one. They get a welcome packet, Debbie does that. **Hardin:** No, sir. **Marinucci:** I don't know, we'll bring that up again. A lot of times, the point of sale, they got a temporary occupancy. They don't get that until they clear the violations. Once they clear the violations. Then I guess you have to give them the package, right? I don't know, I will mention it to them. You know what's even better Council? If you give them the welcome packet. They are in your ward; you know who's moving in. You can go in and hand it to them. And that's a good PR. **Williams:** We have had that exact conversation before. You say you guys can do it. But we need a list in order to know who's coming. **Marinucci:** I will send you the point of sales. **Matlock:** That's why we asked for. **Marinucci:** I will give you one tomorrow. But, you know, this is one other problem that we have with the software. We have not been able to correct it. When I go into the software, and you say, residential point of sale. That's

what you want, right? You get everything, okay. You get commercial, point of sales, sometimes you get the permits. The software is not very clear on delineating what we actually need. But anyway, Tom's been working on that. **Nikolic:** Any other discussion? Thank you, hearing none, before we get to our engineer. I would just like to use this opportunity to say that, in support of Councilwoman Hardin's comments. I have also received several complaints about various Village employees. And I think this will be a good opportunity for Council to consider. Similar to CPR training. Once an employee receives a complaint. There should be some training. I've received complaints from bus drivers sexually harassing, the woman that does the senior lunches, all types of complaints. Brian Thompson as our HR head. When I asked about a formal process of filing a complaint. There isn't one that's established. So, as a Council, we should come together and document what we envision. As you know, perhaps there's training or something that they can get. Once there's a complaint made. We can map out what we envision. Because again, this is exposing the Village to litigation if left unchecked. So, while we'll let the managers deal with their employees. I think as Council, we need to come together to map out a plan as to how this HR process should be handled. We can deal with that at another time. But just wanted to point out that it is a problem that we need to address. Because it is exposing the Village to litigation. May we hear from our Engineer?

Engineer- Jones: | **Jones:** Madam President, members of Council, I don't have anything specific to report. Other than I do have ordinance 2024-03 on the agenda tonight. I don't know if you wanted to discuss that now. But I'm willing to go forward with discussion on that now, or I can take questions. **Nikolic:** Any discussion of questions? Hearing none, moving on to agenda item number seven. The floor is now open for comment from Village residents.

Open Floor Comments:

Karen Howse, Address Unknown, Howse: I do have a question on the Engineer. By the way, Chagrin Valley Engineering is an excellent firm, I have to say. But I do have a question, and I don't know if it's been in place like that for a while. But I just grabbed it, and just looking at section one of 2024-03. This is a question for the Mayor. So, section one says Municipal Engineer currently Ed Hren. Is Ed Hren retiring? **Gottschalk:** Not quite yet he is working on it. **Howse:** So, you're paying \$38,000 a year, biweekly as an employee. And subject to PERS (public employment retirement system), employee portion is 14%, which is like \$5,400. Then it says Matthew Jones and the firm Chagrin Valley Engineer. Shall also receive further compensation for the services specified in Exhibit A attached and incorporated herein at the rates set forth. My question is, how is it and? I've seen it where we have a contractor on staff. But why are we paying the PERS and then in turn saying subject to payroll. Then treat them like a contractor. **Gottschalk:** Brian can answer that, but we'll have everything (inaudible). **Howse:** Yeah, because you can't get a W-2, and then a 1099. It's just if you pay \$38,000... not that it hasn't happened. But I've never seen it written in that way. Because not only are we paying \$38,000. Now we are paying \$5400 on top of that, that's the employee share. Plus, flip it on the 1099 side. It says any other services and action that he would be doing, he would also be paid. **Gottschalk:** Matt can you answer that? **Jones:** Sure, and it has been like this for the last couple rounds of our contract. But basically, there are specific services that are included under the

\$38,000. The rest of it would be specific to contracts or things that fall outside the scope of services of the retainer. That actually isn't like a 1099 thing, that's contracted services to us. So, that's not a compensation that I directly get paid by the Village. **Howse:** The engineer gets that. **Jones:** Right, so I'm getting the retainer, I'm on payroll for the retainer. But the retainer only covers a portion of what I do like. **Howse:** So, Ed Hren for 25 years has been getting PERS from us? **Jones:** Yeah. **Howse:** So are there any other contracts (inaudible), for example our Law Director. **Matlock:** The Law Director says no. **Howse:** Ok, I was just curious. I just never seen it written like that. I am not saying it is wrong. I was just trying to clarify it. **Warren:** Just to answer Ms. Howse, It was the same type of contract. Because when Chagrin Valley Engineering went into business in 1996. It has been the same procedure with the lead engineer Ed Hren. To point it out, even when you were Finance Director. **Howse:** As I said before, John, I just asked a question. **Warren:** I just want to clarify. **Howse:** I just looked at the contract and I was just asking a question. Like I said initially, I'm not saying it was wrong. I just was asking that process, does he get a 1099 and a W-2. **Warren:** Yeah I understand.

Pat Malone, Drake Rd., Malone: I really want to thank Mary for going and finding out about the Gray Brothers at the top of our street in Macedonia. I wanted to leave you with this because we've talked enough about that. But thank you, Mary, and Mayor, I guess she got a hold of you. **Gottschalk:** Yeah. **Malone:** Two things, are we Oakwood or Oakwood Village? **Gottschalk:** Oakwood Village. **Malone:** Okay now, the signs are lovely, but they say Oakwood. Did we get these donated? **Gottschalk:** We saved some money on that, I mean, these weren't cheap. But we did get a grant at the same time. We've had good response, interestingly enough, many of the communities are starting to try to do this too. **Malone:** My point is, there is an Oakwood, Ohio in southern Ohio. If you bring it up, and when I was looking for the minutes. It takes you to Oakwood, Ohio and not Oakwood Village. Is there not some way that we can get a like a Vlg on there or something? I mean because it is confusing to anybody who doesn't live in the area. The next thing I want to ask, because I know I'm not going to get an answer to that. At one time, when, Kroger and whatever was going in over there. I guess my question is, why is there not a light? A streetlight, not a stoplight or anything, but a streetlight at the corner of Alexander and Fair Oaks? Because if you're not... again, I lived here most of my life. But you got to sneak up on that. **Gottschalk:** By the way, how did you like Fair Oaks? **Malone:** Yes, thank you very much. I'm sorry, I should have said something earlier. **Gottschalk:** I hear what you're saying, I'll get with our engineers on that. But right now, we'd be assuming the cost. Where you here when I read the what I gave to Kroger. **Malone:** No, I wasn't. **Gottschalk:** I explain the whole thing. We are expecting some action, or we are going to take action. Premier is ready to buy the land back, this is going on... **Malone:** Is that an offer that you have to make to Kroger? Because you're telling me Premier is ready to buy it back. **Gottschalk:** Kroger has to sell; they will break the contract if they don't give us something in writing before the end of this year. That they're committed to doing something by the end of the year. **Malone:** So, they have another, what, ten months? **Gottschalk:** Yeah, but in the meantime, I want to see some money from them, particularly in donations to our youth. At the same time maintaining the mound that is already there. That is about \$65,000, we shouldn't have to assume that. Premier will assume all those costs if they're able to buy that land back if Kroger's ready to sell it. **Malone:** Kroger has a year

to decide what they're going to do? **Gottschalk:** We're going to see action within the next three months, or we'll take action. We are not going to wait around until the end of the year. What I gave them is very clear that they have to take action. If they aren't willing to do this and give us a date when they are going to start. Pay us the money we feel is due to us. We are going to do what we have to do. **Malone:** I mean, this has been dragging us for a while. I understand that Covid put a stop to some of it. But this thing with Kroger, you're going nowhere. **Gottschalk:** Again, it's interesting that the Chief Financial Officer of Kroger. This has been in the last few days, has quit. He's now going to be the CFO of their big competitor Costco. And again, shows your Kroger is all discombobulated. It's the idea of nothing but committee problems and decision making. If you haven't changed with the times, look at what we've seen with, whether it be Kmart, Sears, JCPenney, and now Macy's is in real trouble. If you are not willing to make amendments and changes to what's happening in the financial environment. You're going to be lost, and that's what's beginning to happen to Kroger. I don't have the luxury of not seeing that developed, in some way. In the next three or four months. **Warren:** I just want to tell you that this has been going on for a long time. In the middle of that going on. Kroger is now in the middle of merging with Albertson. It's continuing on because it's being challenged by others. So, they don't want to have too many like the Walmart's and everything. They have three major department stores controlling 70% of the market. So, I'm only saying that from my own perspective. I don't expect you to hear anything for the next 2 to 3 months. Because I think that this thing is going to go on for a while. We have no control except for the withdrawal the incentives that we were going to provide. That's the only thing that we have and try to encourage Premier. But, you know, if premier sold Kroger the land for \$1 million. Kroger isn't going to sell the land back to Premier for a million. You wouldn't and nobody else would. So, this is a lot of complicated things. I'm just going to be honest with you, I don't even get my hopes up. Unless we can get them to, and we have no control over it except for the withdrawal of the incentives that we have provided. And that's only if we've given them a date of when this has to be. They have failed because they were supposed to start a long time ago. **Malone:** Alright, don't forget about finding out about the light on the corner. **Haba:** The Engineer Google Earth, and there's a light over there. **Jones:** There actually is a light on the corner. I wonder if it's burned out or something, we'll look at it. **Haba:** It's just off the corner of Alexander's, about 30ft from... **Malone:** It must be burned out. **Haba:** If it's burnt out, I know we went through that area. It should be on within the next week or two. **Malone:** Ok, I live there, and I had to sneak up on it. Thank you and Happy Valentine's Day, everyone.

Sharyn Macklin, 7473 Oakhill Rd., Macklin: This question is more set to Haba. Last year, he needed somebody to help plow driveways. My husband gave up a lot of time. He even gave up Christmas and everything. He did almost over 200 driveways for him. When he got his check was \$218. I just couldn't figure out, if you use that city truck, they pay you so much an hour. If you use your truck, they pay you so much a driveway. If you need somebody to plow and they use your truck or their truck. They should get more than \$218. They had the nerve to send him, whatever it is they sent him. And sent him a tax paper. He is the type of person, If anybody knows him, he'll do anything for anybody. That's the type of person he is. But when you treat him bad, you treat me bad. Fifty-two years I have been with him. He does anything for anybody,

and he's willing to work for you. But he can't work for that price, that's crazy. **Haba:** He got \$25 an hour last year. **Macklin:** No, he didn't, look at his check. **Haba:** I don't know if it was taxes or whatever. **Macklin:** No, it wasn't taxes. When he got that check, it was \$218. **Haba:** Ok, all you have to do is call me and we could go over it. **Macklin:** He even came out for you on Christmas. **Haba:** Yes I know, I appreciated it. I told him he did a great job. **Macklin:** He was out all day and all night. People were requesting him to come back because they like the way he plowed their driveway. **Haba:** He got paid by the hour. And he did use our truck, he didn't use his truck. **Macklin:** Even if you use your truck, \$218 for all those hours he was out there, is crazy. That is why he didn't contact you this year. Because if he's making that kind of money, he could stay home and watch tv. **Haba:** I don't disagree, he was supposed to get \$25 an hour. **Macklin:** He didn't get \$25, if you used your truck it was \$13 a driveway. If you use the city truck, it was it was so much an hour. **Haba:** He should have called, all you had to do was call and we would have went over it. He punched a time clock when he came in. because he is not a contractor, he was a part-time worker. We did that, so if he has an accident, it's cover under our insurance. **Macklin:** I understand that. **Haba:** So, I guess there are taxes taken out, just the law. **Macklin:** Well, if he did all of them hours. And they took off all of them taxes and he has \$218.... **Haba:** We can still revisit it; all you have to do is call and tell me. We can look up the records. **Macklin:** He picked up a lot of senior citizens that wanted him to do their driveway. He will do it and they will pay him. He charges them maybe \$15 because they are senior citizens. **Haba:** He did a good job. **Macklin:** A lot of them requested him back. But I just didn't think it was fair that he gave up all his time and all of this and that's what he ended up with. That's just crazy, what are you going to do with that. That don't even pay the light bill, really? Come on, I just had to say that. **Gottschalk:** I'm glad Tommy was here to answer that. Have your husband give Tommy a call. **Haba:** Yeah. **Macklin:** I'll have him call. **Haba:** I wish he would do it this year. We were having trouble finding people again. Last year we had it twice. We did them a few times ourselves last year. This year we've gone twice. And we did them the first time almost all ourselves. Second time we had a foot of snow. We had a couple of guys that we set up part time. \$25 an hour with our truck. If you use your truck, it's a different story. But his truck broke down last year. That's why he used our truck. **Williams:** Service Director do we need to take a look at your budget there? **Haba:** You know, it's possible, we pay way less than that over the years. We used to pay contractors; we were only paying two years ago. I forget, but it was like probably \$11 or \$12 a driveway. Which, you could make a lot of money because you're getting 70 driveways and you all in the same area. So, you can make good money. If you break down, it is a thousand dollars for a contractor, I know that. So that's why we offer to do it using our trucks as a part-time worker. That seems to be working out okay. We had guys interested but it wasn't snowing yet. A couple weekends ago, when it did snow, they didn't come out. I had two other guys who did a really good job. We helped out, we were out that Saturday night doing driveway after contractors were out. Because they got tired about three or four in the afternoon. We were out there until 8:30ish finishing driveway. **Williams:** Maybe we should revisit it. Could be the possibility or one of the reasons you can't find a multitude of... **Haba:** I agree, but if you want to pay contractor for a driveway. The city is now \$20 per driveway. If you see our list, there are hundreds and hundreds of people on the list. So, if you have a bad winter when you happen to be out ten, eleven, twelve times. It's going to be a big chunk of money. **Nikolic:** The floor is still

open for comment. **Williams:** If we have done all that residence, I would like to just announced that the Bedford City School District board President and board vice President, also resident, are both present if you all have any comments to add.

Boyington, BCSD, Boyington: I would just like to say that I'm glad this is my first Oakwood Village Council meeting of the year. So, I'm glad to be here to see everybody in place. I would like to say that the Board of Education did select the designs for the new buildings. We will also have a facility meeting on Friday the 16th of this week. We are fairly well off with our new buildings. So, I want to thank all of the Oakwood residents that supported the bond issue. Thank you. **Davis:** The Board of Education, they had a new wing. What is a wing? Is that going to be all the administration going to a new building, or is that just going to be one part of a building? It shows in your plans that you send to Council people. All the buildings, what their agendas are, what their dates are, and when they're going to be finished, for each age or whatever. But it also had a Board of Education wing. Because we were never informed about a wing or anything for Board of Education? **Williams:** Yes we did. **Davis:** Well, I didn't receive anything. **Williams:** She's talking about how the Board of Education building will be wherever it's going to be. **Boyington:** It will be with the middle school. **Davis:** It said Board of Education Wing? I never heard of that. **Boyington:** Yes it is going to be in one of the new buildings. Right now, it is slated for the new middle school, which will be on the Chanel property. **Davis:** All of the administration will move over to that, or is it just something else? **Boyington:** Yes, so it is slated for right now. **Davis:** They needed more offices, or is it going to be the same number of offices that you have over at the old building? Just a new building mask. **Williams:** The old building is torn down. **Boyington:** Yeah, the old building is going to be torn down. **Davis:** We didn't know that that's why I'm asking. **Boyington:** Oh, yes, the old building will be torn down. So, the administration building will be at the new facility on Chanel. Which will be the new middle school. We'll be looking at the design, hopefully on Friday. **Nikolic:** I did have a quick, this is a very specific question. In your CTE program, do you have students that are in a teaching track that would be available for tutoring? For credit for students in Oakwood? Is that something that is available that we can maybe work with you on? If there's a CTE track for students that are training to be teachers or something. That they could work with us to do a tutoring program in Oakwood or some way to do an internship program. Is that something we could discuss is do you have a track like that? **Boyington:** I could connect you with the person, which is, Dr. JaTina Threat. She is head of the CTE program. Actually, we have a board meeting this week on Thursday. You can actually contact her. I can have her contact you, and she they give you a list of the CTE programs. I really don't think we have that, but I would like for you to hear from her. So, on Thursday night, I can pass it on to her and she can get in touch with you.. **Nikolic:** Okay, what's her name. **Boyington:** Dr. JaTina Threat, feel free to come out on Thursday at 6:00pm., that is our board meeting. **Nikolic:** Any other discussion or questions for Ms. Boyington? The floor is still open, any other comments from the residents?

Floor closed

Warren: Proceeded to read legislation:

2023-55 **AN EMERGENCY ORDINANCE AUTHORIZING THE RE-APPOINTMENT OF ROSS CIRINCIONE AND JOHN MONTELLO TO THE POSITION OF ASSISTANT LAW DIRECTOR/PROSECUTOR WITH THE VILLAGE OF OAKWOOD**
Introduced 12-22-23
By Mayor and
Council as a whole
1st read 12-22-23
2nd read 1-9-24
tabled 1-23-24

Nikolic: I know this was tabled due to documents that had been requested. Should we leave it tabled? Has everyone had an opportunity to review it? **Williams:** We haven't received the documents we requested. What we requested was job descriptions. **Davis:** He did send me the total amount or whatever. But with reading it, my problem is, Mr. Climer I wanted to ask him. In section two of this ordinance. Salary I understand there are splitting. However, the second paragraph says hourly compensation up to \$5,100. Is that \$5,100 per person, like to Mr. Montello and then \$5,100 to Mr. Cirincione? Or is it total between the two of them? Because at the top with the salary, it does say for each one. But it doesn't say that for the hourly compensation. So, I would like to have that question answered and clarified. If it's \$5,100 each or \$5,100 total between the two of them. **Nikolic:** It does say total billed. **Davis:** Yes, but it doesn't say if it's for each one. So, I would like to make that clear. **Nikolic:** So, we'll leave that tabled.

2024-03 **AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CHAGRIN VALLEY ENGINEERING LTD. AND SETTING FOR THE COMPENSATION AND FUNCTIONS OF THE VILLAGE ENGINEER AND HIS FIRM**
Introduced 1-23-24
By Mayor and
Council as a whole
1st read 2-13-24

2024-04 **AN ORDINANCE AUTHORIZING THE SALE OF "ARGO" THE VILLAGE'S CURRENT POLICE DOG, TO GEAUGA COUNTY FOR USE IN THE GEAUGA COUNTY SHERIFF'S DEPARTMENT FOR THE SUM OF \$2,000 AND DECLARING AN EMERGENCY**
Introduced 2-13-24
By Mayor and
Council as a whole
1st read 2-13-24

Motion to suspend rules on legislation 2024-04 made by Davis seconded by Warren

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Motion to adopt legislation 2024-04 made by Warren seconded by Davis

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Motion to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of the public employers made by Warren seconded by Matlock

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Entered Executive Session at 8:50p.m.

Exited Executive Session at 9:33p.m.

Nikolic: Can I get a motion to adjourn?

Motion to adjourn made by Davis seconded by Hardin

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Adjourned at 9:34 p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

VILLAGE OF OAKWOOD
WORK SESSION MINUTES
2024-2-13

ATTENDANCE

Erica Nikolic, President
Johnnie Warren, President Pro-Tem
Taunya Scruggs, Ward 1
Eloise Hardin, Ward 2
Paggie Matlock, Ward 3
Mary Davis, Ward 4
Candace Williams, Ward 5

ABSENT

Ed Hren, Village Engineer	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Gary V Gottschalk, Mayor
James Climer, Law Director	Tom Haba, Service Director
Dave Tapp, Fire Department	Mark Garratt, Police Department
Brian Thompson, Finance Director	Daniel Marinucci, Chief Bldg. Official

Meeting opened at 9:34pm by Nikolic

Nikolic: First we have,

2024-WS-02(Amended) Introduced 2-13-24 By Mayor	AN ORDINANCE GRANTING A FIVE PERCENT (5%) PAY RAISE TO RETROACTIVE TO JANUARY 1, 2024, TO ALL NON-ELECTED EMPLOYEES OF THE VILLAGE OTHER THAN MEMBERS OF THE POLICE DEPARTMENT COLLECTIVE BARGAINING UNIT AND DECLARING AN EMERGENCY
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Nikolic: I believe we can leave this for now, as we do not have the documents to discuss it. Is there any other discussion that we could have outside of waiting for the documents that we requested? Maybe we can create that list that we want to send to them. I know what I've requested. So, if everybody knows what they've requested, we can email it to Tanya. Then she can collate it and send a final request to Brian so he has that. Then CC us so we all see that he knows what he should get to us by next Monday or Tuesday. I believe that's what he said.

Williams: I'm also going to add some language that you can include from Council. Regarding the March 31st deadline. **Joseph:** Okay. **Williams:** Just so he's aware that those documents are necessary in order for us to move. I just want that to be very clear. Because I don't want to get to March 31st and it's like Council won't approve the budget for the Village. No, we asked for documents. **Warren:** I just suggested, as a follow up to what Councilperson Williams is saying. Make sure that it's said that this has been requested more than once. You know, this has been requested repeatedly or something to that nature. **Hardin:** So, when do we want to have it by? Would tomorrow be enough time or do you need more days if we email our request of what we want from Mr. Thompson to you? We're supposed to email it to you and then you're going to... **Nikolic:** Right, I'm thinking that... **Warren:** Brian is out of town. **Davis:** I know he's on the road. **Nikolic:** Right, by tomorrow we all send our list. I know we've sent it before, but let's get

our updated list. In case we all individually, to Tanya by tomorrow, let's say noon. Then she can CC us all what she sends to Brian. So, we can be mindful of everybody else's list. Any further discussion on this legislation? **Hardin:** I have a question; we're talking about money. Why didn't we get this tonight? **Nikolic:** It's on the agenda. So typically, I mean, they're items that we're going to discuss. It's going to be under matters deemed appropriate. Typically, you would get an agenda with the items listed out. But there are many things to discuss. Unfinished business that we discussed in organizational meeting. Or if you would rather leave those to another meeting. We can schedule an entire organizational meeting, as this work session was specifically for the legislation. But I think there's a few things we can get through tonight, so we don't leave it.

Williams: We can discuss whatever we want to in work session. **Nikolic:** Okay, so the first thing I'd like to discuss. I'll get through my list and then everybody can discuss what they want. **Davis:** Can we go back to the ordinance, I just had one question on it. We had it on the actual reading, too, so do we... **Williams:** No, we didn't. **Davis:** Didn't we get a new amended one today?

Williams: No, the actual legislation was amended but it was still in the work session. **Joseph:** Yeah, just to add a line to it. **Davis:** What did he add to it? I couldn't figure it out. **Joseph:** What was added was the 5% raise was subjected to the supervisor's approval. **Davis:** Okay. **Nikolic:** And this I just wanted to say, this is from my request. I asked for specific per employee. This was not useful because my request was that they give recommendations per employee. Saying that they approved a recommendation up to 5% does not get us anywhere. So, although this they provided this. This does not fulfill my request. **Williams:** You asked them to send us this?

Nikolic: I asked him to send us manager and director recommendations for pay raises, specific. So, this employee should get 2%, this employee should get three, this employee should get five. And this is what he sent and it's basically a letter... **Williams:** Basically, saying we don't have the authority to do budget which is... **Nikolic:** I don't know, he's basically saying they approve it. Meaning they agree that it's okay if we go up to 5%, which is not what we're asking for.

Williams: This is saying they have a sole discretion to do it with the approval of the Mayor. Like we don't have to (inaudible) which is a false statement. **Hardin:** Which does not refer to anything to do with the budget. **Nikolic:** Please be mindful of the language. This is the Police Chiefs, so they are under collective bargaining. So, I'm not sure that... **Williams:** We still have to approve theirs. The language is just not factual in any of them. **Warren:** All of them are saying the same thing. **Williams:** Nobody has the sole discretion with the budget, we appropriate the budget period point blank. **Nikolic:** Yeah, the language, this does not help. This isn't what I asked for. **Hardin:** May I ask you one more question since you requested it. Legislation 2024-02, did you see what that is? That has nothing to do with it. **Williams:** It Refers to the engineers, a specification for a bid for a project. So, I don't even know why 2024-02 was in there. **Nikolic:** This isn't what I asked for. I said, Mayor, can you have a director say this employee should get three or five. Then we can base our appropriation based on their recommendations. So, I was expected to get specific recommendations per employees. Which they did not provide, this is a wastepaper. **Davis:** She said that the new amended one is about the supervisor. But this one does not say anything about supervisor. **Joseph:** Where are you looking? **Williams:** The language. **Davis:** The language for the work session. **Joseph:** It is in the legislation. **Williams:** No, within the legislation, go to the legislation. **Davis:** Okay, thank you. **Nikolic:** Regardless of what this letter says, it does not fulfill my request. It was an attempt to get us to vote on it tonight. I told

him this does not suffice to make us vote on it tonight. So, this we can scrap. **Matlock:** All it did was really... **Davis:** Agitate, I thought it made like a hornet's nest to me. **Williams:** Yeah, it was just completely... And to have it delivered to my house after you told me you can't deliver my stuff anymore. Like, so you deliver when you want to deliver. It was just completely disrespectful and out of context and not factual. The legislation cited was not correct. This is clearly like nobody is working together. You're trying to create an environment where we're working against each other. And it doesn't need to be that way, nor does it have to be. **Matlock:** And matter of fact, for personnel matters. When you're requesting that they say or state how much percentage would be the percentage of each employee. That should basically be not on paper like that. That should be in front of every individual manager or director of that department. They should sit down and talk to us confidentially and tell us, I think this person. But it's got to be based off of their job description and off of what their actual salary is. When was the last time they had an increase? Does the job really sustain for them to get percentage on they or increase? Because we need to find out, first of all, all these jobs, who is in them? We don't know who in these jobs. If the job is obsolete and they don't need it anymore. We give up the five, three, or two percent, no. **Nikolic:** I agree. **Williams:** Mr. Haba should be in executive session. **Matlock:** That should be in an executive session, and that should be with each individual director. Because really, honestly, they tried to put our backs up against the wall. Because, you know, intimidation doesn't really get it. But the point is behind it. They should not even be discussing their salaries with other employees. Even though we see that they do. **Williams:** And I want to be clear, our backs are against the wall for state-imposed deadline on March 31st. However, we can also say that we are passing another temporary budget as our full measure budget. That is completely legal and allowable. Then we can do a full, once they do everything we want. So, our backs aren't up against the wall. We would like to have it done by March 31st, but we do still have another option. **Warren:** Then the other option we have is that we can always amend the budget any time. **Williams:** That's what we will have to. **Warren:** I'm saying that even if we submitted it March 31st. On June 1st we can still amend the budget based on expenditures or whatever. **Williams:** Right. **Nikolic:** Any further discussion on legislation? I'm going to move through these quickly. This the unfinished business from our organizational meeting and some updates. Number one-time clocks, it was brought to my attention that some employees are now using them more than before. My question to you all is do we still want to codify process? Because I know last time, Councilwoman Williams, the question was, how are we going to manage this? They're punching the time clocks and now what? We need to meet and codify once they've punched the time clocks they're going to be porting to. And once that happens, do we want them to be providing their hours on a regular basis? What are your thoughts on that? Do we want to codify something? **Williams:** If we don't do that, nothing is going to change. Also, we should follow up with saying. As part of our finance report, we want you to give us a monthly report of people's hours. We're not going to be diving into them all the time. But that will start to get things in control in terms of people taking off time. And it's not being accurately recorded. Like they will know we are paying attention. They as in the Finance Department. We just make it part of our finance report. Print that out because it comes from the system. It should be already done, you're clicking buttons. That is part of our report. Then that way, we start keeping up with the management of this process and ensuring that it's happening.

That is my recommendation. **Nikolic:** My second question is, it appears that it's just the hourly employees that have been added. I don't know exactly; we can talk to Brian at the finance meeting. But looking at it, and I don't know if this is executive session, you guys correct me. But do we also want to look at a conflict-of-interest clause where directors. For example, cannot be employing themselves for tasks they should be hired for. So right now, we have a part time director. She works Monday, Wednesday, and Friday. Her classes are at 11am, she's there from 8am to 3:30pm. Should we also be requiring part-time directors to be punching the clock? Because how many hours is a part time employee required to work before leads into personal time? So, I don't know, she's there from 8am to 3pm. She's doing a workout class from 11 to something else. Should we either one does a conflict of interest that will prevent a director from hiring themselves to do a task that they should be hiring another person to do? Because right now, there's no other fitness instructor, no classes in the evening. And right now, if I'm a director and I'm going to hire myself, you know, to clean the rooms, to go get this. Should we look at a conflict-of-interest clause where directors are not permitted to do that? **Williams:** Well, I think the bigger issue is not directors. But do we want hourly and salary individuals to clock in, that's the broader issue. It's who we are asking to punch the time clock. Because there are salary people that punch a time clock too. So that that could be the thing. But I don't think that's necessarily a conflict of interest right there. That just goes back to, we're not getting pay ordinances done. Like, we didn't even know she was being paid as much as she was being paid. So, if we have the pay ordinances in place. Those things should be coming to us. **Nikolic:** I do see it as a conflict of interest. Because when you see that there once was a team of fitness instructor. **Williams:** Oh, it is a conflict. **Nikolic:** Now, I'm the only one that's teaching the classes, and there's none in the evening. The response that I received was there was no participation. Well, the residents say that's not accurate. **Williams:** That's not accurate. **Davis:** I went to her class yesterday, it was 11am to 11:45am. I wanted to see, there were like thirty something people there. There were only like 12 of us that signed in. She didn't require all the other ones to sign in. So, I don't even know if they're from Oakwood, or if they're from other cities. I mean, she had 30 something people there, but we don't know. She had us sign in if we were from... I was number nine and there was only a couple of people. But then she told us right after. That she's going to her wellness doctor appointment because she has a doctor appointment at 12:45pm for a wellness check. So, she was leaving after that class, and nobody...I mean, that's another thing. **Williams:** So, that's a good point because when we talk about things that should be revenue producing. If you have people from other communities coming. I pay for all my gym memberships. So, they should be paying \$10 per, that can create a little bit of revenue. For us to purchase supplies, equipment, whatever. **Davis:** We used to have to pay many years ago. Like I said there were almost 30 people there and only about 8 people to 12 people signed it. **Nikolic:** And if that's happening four times a week. **Matlock:** There are a lot of individuals in that 11am class. It is a good class don't get me wrong, it is an excellent class. But a lot of those individuals are not from Oakwood. **Davis:** I don't think they were; I didn't recognize them. **Matlock:** If they want to take that, that's a good point. They can pay \$5 for the class because it is only Monday, Wednesday, and Friday. **Williams:** If we're paying her to instruct. Why you should let people come for free that don't even live here. No community does that, we are not paying for service for other people's residents. **Matlock:** How much is North Randall's? **Williams:** I don't know, but

the fee is usually anywhere from \$5 to \$20. **Matlock:** I want to know. **Nikolic:** So, what I what I'm hearing is, her class is valuable. So, we should allow her to continue to teach. But at the same time, we should require that... what are we going to do? We can send a letter to the Mayor to request that everyone sign in. And that there will be a fee going forward. **Williams:** Also, she is not to receive an additional check for that. That was our basis for this. **Davis:** that was our problem. **Williams:** You are not going to be compensated on top of compensation. **Matlock:** You're the director. **Williams:** So, (inaudible) work hours. **Nikolic:** So, my thing is this, how many hours is she supposed to be working? Because I can't imagine you're still part time. You're from 8am to 3pm, you're leaving you have to get there and come back. I mean, how many hours is she supposed to be working? So, to answer your question, Candace. I think salary and hourly should be punching the time clock. Because there is an issue with both the directors and the hourly rate. **Williams:** We had this conversation before. We said the same thing salary and hourly should. **Matlock:** I talked to her about that. She said that the Mayor told her she only works Monday, Wednesday, and Friday. She is not here on Tuesday or Thursday. She works approximately four hours a day. Some days she may be in there a little longer. Or she'll say, I took a break from here, like a split shift. Where she could go teach her class, then she'll come back to work. She needs to hit a clock like everybody else. **Williams:** Other thing that could help with what you're talking about. Where is her job description? Because some of the things that Dionna does, like setting up down there for some of the events. If it is a part of recreation, why is Dionna doing it? It should be the recreation whoever. It should not be added to Dionna's role. I think a job description would help too with some very concrete... **Warren:** I just think, I agree. But I also think that when we have the meetings with the directors. As far as budget and everything. She'll be the director for recreation and the Mayor can join her. **Davis:** Didn't we request her to come this meeting? **Nikolic:** I did, and I'll have Tanya request. I have a full reporting similar to what we have here for recreation for the last three years. So, we can go line by line to see, this is what they're spending for recreation. Just like we have here for Council. So that's to be determined, I mean she's not coming. So, I didn't give it to you guys, I got that from Brian. I can pass that on to you guys. And we can make sure that she comes to discuss this. **Williams:** Well, I think it will be helpful if you're having all these meetings. And there's information that's being gained, share it with everybody. **Nikolic:** The purpose of that was, I sent an email and I said, do you all want to have an additional finance meeting? Because I have a lot more to learn than you all. So, I'm here to share with you now in the work session. I requested an additional finance committee session just so we could go over the budget together without Brian. There was no response, we could talk about that. But for me, I have a lot of questions that can't be answered in that tiny little hour. **Warren:** But I think the only thing was, you got a document. That you should share with all of Council. The additional meeting is a different issue than you getting a document and sharing it with the rest of Council. **Nikolic:** Well, here's the thing. I don't know what questions you all have. So, my questions may not be your questions. But as I mentioned, something like that, the recreation budget, of course I will share that. **Warren:** That's what we are saying. **Nikolic:** But you know everything that I am asking him for. We can have additional finance committee meetings so you all can sit in and hear what I'm talking to him about. Or, certain things can go without. But if you all don't want to have additional finance committee meetings. Where we sit in with Brian, and we go through these things together. I am

going to meet with him on my own and get my questions answered. That's my request for that information. Because I'm specifically looking at the Recreation Department. So, if we are together, then you all would understand this is something that I'm interested in. **Williams:** I'm going to suggest, that maybe you capture that by sharing what your question was. And this is the information you received. Because, what we clearly have is a situation where information has not been shared for years. So, whatever questions you may have, you might feel like a new question to you. But it could have been a question asked seven years ago and we still haven't gotten the answer. So, in this environment, all information is good information because there's been such a lack of information shared. **Warren:** Right. **Nikolic:** Okay, with that then I would suggest we have additional finance committee meetings. That way, I can ask Brian the questions while we're all sitting here together. Then that way you can follow up and ask the questions.

Warren: Well, I'm not going to be in any and I told you that in the beginning. You could still go and get Brian. All we're saying is just to share the information. You don't have to try to hold it over our heads. **Nikolic:** No one's trying to hold it over your head. **Warren:** All I'm asking, to be frank, just send us the information that you receive from others. Because we all the same here.

Nikolic: Yeah, we all the same but again, I... **Warren:** You can learn your own, but like I said. You should still share the information, that is all we are saying. **Nikolic:** I don't know what you all don't know. **Warren:** Well, just give it to us and we'll let you know if we know it or not.

Scruggs: I know we're still trying to understand processes and stuff. But when a director does not show up or as a request to present whatever we've asked for. They didn't come and we're still asking. Can we put a hold on anything to say until you come and meet with us. You can't spend any more dollars in this area. Do they have to present a report? Every week that I've been here, certain ones come every single time. They're presenting their report, and they're happy to present it. But if we're having people that supposedly have a really, really large budget. But they can't show up. Do we have any jurisdiction over that? If there's anything that we can do? I'm asking because I'm not really sure how you can get this person to show up. **Warren:** Recreation, she is going to come anyway. Or we will have to do something. It is not making an excuse but, we always have known. Just to let you know that every year. And this is why the insult to me is.

Why would you set a meeting that you're going to be on the 13th. When you know, historically, him and his brothers go to the Super Bowl every year, and that's where he's at. Every year they go to the Super Bowl. So why did you set the meeting up for a day that you're going to be at the Super Bowl? **Nikolic:** Taunya, just to respond to you. I put that question into Jim Climer. I've asked him that, and he has yet to respond, but it's in writing. I asked him, what are the consequences? And I even asked him in a meeting when we were talking about Brian. What are the consequences for his failure to, what is our authority? What can we do? And it goes back to Councilwoman Williams said to him. We can cut your salary to part time; we can do that.

Warren: Are we talking about something as a matter of personnel now? **Nikolic:** No, it's budget.

Warren: But budget and personnel is parallel to... **Williams:** But we are in a work session...

Scruggs: I was thinking my question was more so budget. Not necessarily geared towards salary. My question was geared toward budget and not geared towards staff. So, my question was, basically, and I don't know that each director has to be at every single Council meeting.

Williams: They do, per Charter it says they should be at every meeting. **Scruggs:** If it's per Charter and they can't. They don't put anything in writing, they're not giving any valid excuse,

not reaching out to leadership to say I just can't make it. Then I'm just wondering, what do we do to enforce that? And that's just I'm trying to figure that piece out. **Warren:** The piece is to make them individually accountable. **Nikolic:** How is the question. **Warren:** Well, we've got to figure that out. But I just want to show you the dynamic. And Eloise can confirm this, that nine times out of ten. The Mayor tells them they don't have to come. And that is the issue. **Nikolic:** So, what I am hearing, I'll ask Jim. You all correct me if this is an accurate reflection of our conversation. To begin drafting legislation to enforce all salaried, hourly employees, to punch the time clock and to provide monthly reports. To include monthly reports in our finances. **Hardin:** That was why I had my hand up. It was so important I wanted to go back and capture that. **Nikolic:** Okay, I will tell him to draft that, and it will go to work session like all other legislation. **Hardin:** This this place has taught me something. Every rule you set; I might try to figure out how to work around it. Or, I have to know there are consequences. So, you kind of start thinking, if I choose not to hit the time clock. What are you going to do? **Warren:** So, we have that included in the legislation, that's a good idea. **Hardin:** That's what I'm trying to say, so let's think about it. **Matlock:** Also put on there, if anyone is caught falsifying their time. It will be grounds for immediate termination. Because you could have other people. Take a time badge and clock somebody in. No one else should be able to clock you in. **Nikolic:** Okay, so salary, hourly employees, if they don't punch a time clock, falsifying time records, immediate termination. And of course, it'll be a draft. We're going to work session it, so we don't have to go through everything. But those are the main points. **Warren:** And we should say could be, can't say would be. **Williams:** He'll word it correctly. **Warren:** I thought you said would be. **Nikolic:** Next thing, unfinished business, the contingency fund. Was there ever a proposed amount? And have we identified where the money would come from? **Williams:** Money can come from the general revenue. **Nikolic:** Was there a proposed amount? **Williams:** We never agreed on an amount. **Davis:** Maybe I misunderstood, contingency of what? **Nikolic:** The contingency fund that you all had been requesting. **Hardin:** Remember, Mary, it was Candace idea. **Williams:** The reserve budget, contingency fund, rainy day fund, whatever. **Davis:** Okay. **Nikolic:** I'm assuming it would be a transfer like all the others from the general fund. But then we just need to think about, and we can put this for later. What would be that number, is it a percentage. You know, we should be able to pay total payroll for a year. Just think of what that initial amount should be. If it is total payroll, I asked Brian. He said total payroll is 60% of the budget. So that'll give you an idea of what that number might be. **Williams:** You mean as a target number to put in there? **Nikolic:** Right, so just think of what... **Williams:** Well, I'll tell you what a neighboring community does. Their finance committee meets, and once they go through the entire budget. Then they have a special discussion about, okay, now what are we going to put in the reserve fund this year? So, after we've gone through the entire budget, we know what we're going to in for the year. What portion of that are we putting in the reserve fund. So, they may have a and I can't remember whether they said they always put an extra amount of dollars. Then go over that once they see where the budget is going to be. I can't remember, but they take a look at the budget in its totality. Then they make a decision about that number for every year. **Matlock:** Are they naming it a reserve fund? **Williams:** There are communities, they call it a rainy-day fund, a reserve budget, a contingency budget. There's like probably 12 different names. That's completely up to the municipal, like us, what we choose to call it. **Warren:** Let me suggest that

we could think of. One of the things is a percentage of the projected carryover. You know, you give us a budget and you show that you're going to have \$300,000 carryover. Well, we can't say well, you got to save \$240,000 and then only have \$60,000. You see what I mean? So, if we can say what percentage of the carryover. **Williams:** Yeah we could do that. **Warren:** And just figure out what the percentage is. **Williams:** I'm sorry, that is separate from the fund that we need to establish for sick and vacation time payout. Those two things don't go in the same fund. **Warren:** Right. **Williams:** Because that emergency fund is restricted to what we vote upon as an emergency. But whatever stipulations we create, that sick and vacation fund is only for that. And that is not an emergency because we know that's coming. **Matlock:** That is something, he should have a line item for sick and vacation fund. Then keep in mind again, I'm going to tell you guys. Forty hours is their limit to carry over every year. Use it or lose it, because well I seen that report with two thousand and something hours on it. Owing him \$144,000 if he walked out his door tomorrow. We don't have a rainy-day fund because that's a \$144,000 you have to pay. My thing is this is what I want to know. The directors, that employee handbook, because they know how many hours they can carry over every year. And you can't say they don't know because they been here every year. I'm quite sure they know their vacation time. Sick time is totally different because that's when you get sick. So, you probably carry that over. But vacation time is forty hours. But they have to do it in writing to tell their employer. When they're going to take it, how long they want it to be. But they can only carry over forty hours. **Warren:** But because they already carried it over, and we owe them that. Maybe we should consider something too. To have a specific goal to start paying down that vacation. We need a fund to start paying down the vacation. Because, let me say, the employees, if I worked for you and you told me, I'm carrying over. I didn't even know about it, or I forgot about it. Well, we're obligated, so all I'm saying is we not taking no money from no one. All I'm saying is that we should start paying it down. So, it won't be a huge impact on us. **Williams:** You mean sending in the funds? **Warren:** Yeah, what about even paying some of that down if they went over. **Williams:** We can't pay it down by law. We can't pay until they leave. **Warren:** Okay, I didn't know that. So, we just trying to get the money because we know how much we are going to owe them. **Williams:** Yeah, we know how much it is. **Warren:** That's a good idea, I agree. **Williams:** You just keep putting it away until we reach the goal or whatever we know. That's why I asked for the next five-year retiree. So, we have some type of idea. **Matlock:** Right now, what we want to find out is. Everyone who's on that payroll, what is their leave balance. Starting this year, they are only going to carry over forty hours. **Warren:** Right, that's the goal. **Matlock:** That means that if you have any hours over, you better use it. Have them start using it. Because from what I've see, we have a lot of waste. So, if one person is off for three weeks, whatever, using that time up, we're still paying. But at least we can per pay period. They're not here, but they need to start using that time. Because I'm even looking at people who retired have 20,000. They are using it as a bank account, and it is not a bank account. **Hardin:** We have talked about having Brian do this, I know for two years. So, tonight you're going to give the Law Directors these directives. Starting with the time, can we make sure that we give the Law Director the directive to have these line items, at the next meeting. Have those set up by the next meeting. **Williams:** We need to first decide what we're going to call these funds. We need to decide that because that's what he needs to put in the legislation. **Hardin:** Well, let's do that tonight. **Williams:** Well, I could tell you all the names the

funds go by. But the vacation and sick time fund we can just call it that. **Hardin:** That's fine. **Nikolic:** Just call it a contingency fund because that makes the most sense. If it makes any difference, that's what Bedford Heights calls it. **Hardin:** Okay, we're going to ask by the next meeting that Brain have those line items. Now I'm going to tell you why it's important. Because every time you mentioned that contingency fund. This one over here, just almost flips out. Because, you know, once it's in there, it cannot be taken out. **Williams:** Specifically, for whatever we legislate it for. Specifically, when we create the legislation, so that's the important thing. So, it's called a reserve fund, an emergency fund, a contingency reserve, a contingency fund, a crisis fund, a rainy-day fund, a safety net fund. **Matlock:** If we hold up any money because we're a Village, we're not a city. Will that reflect on us, upon getting any type of great grants or money to do whatever we have left? Because normally they go by what's in your account. What do you have on hold on standing and then they would say. Well, we're not going to give them this because of the fact. They have enough money or so much money to pay down on this. Is there any such thing as that? **Warren:** I don't think that because of the fact, look at the city of Cleveland and the money they got. And Bedford Heights but even the go further.. **Matlock:** They are cities. **Warren:** It's still the same thing. **Williams:** We are all Municipalities. **Matlock:** Anyway, we can find that out first from that engineer? Because if that's the case, we may want to put it into a more creative name. **Warren:** Let me just explain something. When they look at that, they look at the need. They send the engineer for the roads, they look at your presentation, and all of that. They don't even look at the funds, they look at how much you're asking for. It not like you are going to the bank and trying to get a loan. And then they say, well, how are you going to pay me back? **Williams:** Remember, it is going to be a restricted fund. **Matlock:** But I'm just saying, they said they look at the need. Is there any way we can just double check that? Because, I could have sworn I heard an engineer say that. **Davis:** Somebody told us that, he told us that when they apply for the grants. **Williams:** If you have X amount of dollars in your general fund and you asking for \$500,000. And there is fifty million in your general fund, why would you need this \$500,000? **Warren:** They would just award you accordingly. **Williams:** And there's so many other communities that get these grants and have these funds established. **Matlock:** I just want to make sure that we don't have to be more creative with the name to put it under. **Warren:** Oh, okay. **Matlock:** Because they're looking at general fund and it that was for certain things. I agree we still need that fund. But do we just have to put it under a more creative name than like a reserve fund. **Williams:** It's not the name, it's the language that you use. So, you have to make sure you use language. So, the language has to be restrictive enough that they're not just dipping into it for whatever they consider an emergency. We got to put parameters on it like it takes a two thirds vote of council, etc. We have to agree on what emergency, what constitutes an emergency. That all has to go into that legislation. **Nikolic:** And it would be a transfer, so with any transfer you can't move that money out. So that's first right? My thought is, I'm not sure, but how many times are they asking for Village finances when they're making these grant. Or is it project finances. So, if it's largely project finance, you know, this is something we could workshop with our contacts at different... Beachwood, Shaker, they're getting tons of grants. And I can't imagine that they don't have funds. So, I think the Mayor mentioned that. It may just be something that

people might be using to keep that from going through. But everybody understands that this is something that's required for any business it's operating. You just need to have reserves.

Scruggs: I have a question that I don't know if I'm allowed to ask it. So just tell me if it is not worth the time. But it relates to residents reaching out to like, our Finance Director, and not receiving, any correspondence back. Is there a time frame for that? **Nikolic:** We can talk to this, this kind of ropes in, a question. Councilwoman Williams, have you gotten a response for your request? **Williams:** No. **Nikolic:** Nothing at all, and this is similar because she sent a public information request to who? Climer or Brian? **Williams:** Climer and Brian, I sent it January 10th. I didn't get any follow up until January 22nd. And just said he was working to gather the information. Then I asked him, when will you have the information? And I don't remember what he responded, but he told me February 10th. But that's come and gone. **Nikolic:** Okay, so just in response to that. I had done, there was a Sunshine Laws training. You may have seen it, Tanya circulated it. So, I actually did that training, and it highlighted the fact of how we are exposed. If those requests aren't met in a timely fashion. So, with that, I reached out to Climer, and I asked him about the situation with Councilwoman Williams. I asked him to draft the policy. He fought me on it. He said he would only do it if administration requested it. And I told him that as his job as the Law Director, he is here to prevent the Village from being sued. He was saying it was not within his purview to do that. And I told him it absolutely was because a failure to respond to those requests exposes the Village to litigation. So, as elected officials, we need to be sure that there's something in place. So, we're not getting sued, wasting taxpayers' dollars. So, I told him to draw up a policy that they would recommend. He said, I can't enforce it. Draw up a policy of communication protocol of how to respond, i.e. checklist of redactions. That would make it easy for the directors or anyone to respond. And just make it a policy and recommend it. So, it's on the books that that's what should be happening. Because right now and I told him, if you have a Councilwoman complaining about the way that it's being handled. **Hardin:** The way what's being handled? **Nikolic:** The way the responses... **Williams:** Public Records, let me edit that. So, I sent my original on January 10th. He sent a response on January 22nd, and then I redirected on January 25th to say, can you give me dates? And then he responded, so he would give me he would give them to me on February 19th. So, my request was January 10th. So, we're talking about six weeks to provide responses to what I asked. **Warren:** Why don't we find out if there's some kind of a legislation or some kind of a protocol or whatever? **Nikolic:** He's going to draft a recommendation based on the sunshine laws. because with anything a court will look at a municipality's response level or any entities response level. What did they do to communicate with the person? Are they complying with the laws. **Scruggs:** Is the time frame different for us requesting it versus resident? **Nikolic:** No, it is everybody. That's a public information request, but what you're talking. Is just getting any response. So, the Village should have a general policy. Like I sent a message to Nikki. Weeks went by, and I said, do you work every day? The idea was, yes I do, but I didn't feel I needed to respond. So, I just think that there needs to be some sort of training or an understanding of this is the way we're going to communicate with residents. We're going to respect them. Especially Council people, because if we're having these problems. Imagine residents having it. Two-day response after an email. How are you not responding to an email, and you work every day. **Scruggs:** We lost an opportunity for a grant, based off of Brian not responding to me. All I needed to know was one number and I couldn't even apply for the

grant. It was like \$30,000. **Matlock:** Even Congress gets three days, he should be responding back to you. **Scruggs:** So, I'm just wondering the time frame. **Nikolic:** Once that is in place, that can be a guideline for other communications. The next thing I wanted to talk to you guys about was... **Hardin:** For clarification, is it agreed that we're going to ask for those two line items to be added, what are their names, and by what date? **Nikolic:** So I don't know, because right now. My understanding was, that you all have been talking about it for three years. But you don't have an amount. I was thinking that you had an amount and that you had come to that conclusion. So now there needs to be a discussion about an amount. And what that's based on. So is it a percentage of projected carry over a year of payroll, a half year of payroll. So, you guys, the next work session we could delve into that. And after we've had time to maybe consult with other people, other municipalities. We can kind of delve into that as unfinished business, a fair number that we can start with. **Hardin:** Okay, that's the one, what are we going to do about the other line item. **Nikolic:** So, forty hours of sick vacation can be carried over. This is something our committees could discuss amongst each other. This would go into the healthcare committee, for example. If you all wanted to dive into that and get to the nitty gritty of when the waivers are required. Then you could report back to us. Then we can say, okay, great job, we understand. I would think that would be a good... **Warren:** I don't think that we require a committee. All we're doing is telling them, listen, you guys' swipe in and out and we want a report every month. **Nikolic:** No, no, it's about how much do we want to have in the fund. Councilwoman Williams said that we already have an idea based on those reports, for retirement. So that's an. **Warren:** Right, isn't that the one we said, that we either get a certain amount or a percentage of that carryover? **Nikolic:** That's the contingency fund. So, with the sick and vacation fund. **Warren:** No, the sick and vacation is what I was talking about. **Matlock:** Well, you could call it a retirement fund. Call it what you want. But that money should be yours. **Williams:** You can't call it a retirement fund because retirement is something different in the States eyes. So, we got to be careful with this. **Matlock:** Let's keep it simple, we want for vacation and there should be one for sick. But your main important one is vacation. **Williams:** But they get paid for sick time too, one third or whatever the sick time they have. **Matlock:** They get paid for sick time. But sick time is something... when they leave this place, how much sick time do they get? **Williams:** One third of whatever they have. **Matlock:** So, one third of each one of their things. They should be putting it into a fund each week. They should put that in there. Just one third of what their sick leave. But it should be placed on the side because in reality, it's not our money. It's not ours, it is not something that we should be using. **Williams:** We should have a fund. **Hardin:** We agreed that there's going to be a fund. So, are we going to agree that specifically it's a third? We already know that at least a third of what is already accumulated. **Warren:** Well, I think that the third is what the state pays, we don't pay the third. **Davis:** That would be their PERS. **Warren:** We're paying a percentage of that third. So, we just find out what the percentage is of the third. **Williams:** PERS is different, you're talking about the fourteen percent? **Davis:** No, whatever they put in, plus the employee takes out from their paid towards PERS. So PERS are the ones who's going to be paying them. **Williams:** Not for sick time, vacation, and sick time we pay. That's why I said you can't call it retirement. Because that's totally, completely different. **Matlock:** Just keep it simple as a vacation and sick time. **Williams:** Just a vacation and sick time fund. **Warren:** Okay, that's fine, we just have to figure out what we're going to put aside.

Nikolic: So, determining that, my suggestion was this be something that go to committee. Where some you could kind of hash through the details and come back with something a little more concrete for us. Because there is a healthcare personnel committee. So, and that brings me to our next thing with the committees. When do you want to meet? I sent a couple suggestions, but there are a lot of options. I will list them out, one would be, these are suggestions. We can meet as a whole one hour before that first Tuesday. **Matlock:** We talking about finance? **Nikolic:** I'm talking about other communities. **Matlock:** Let's get this straight, because this is going to roll into what you're about to say. **Nikolic:** Are you talking about the ordinance for meetings. **Warren:** The Charter. **Nikolic:** It's right here, what do you want to know? **Matlock:** If I am the chairperson of my committee. **Nikolic:** Should I read this? **Matlock:** Go ahead. **Nikolic:** Meeting of committees:

“Meetings of any committees may be called by the chairperson thereof, or by a majority of the members of such committee. Upon motion adopted by Council it may convened a committee of the whole. In which event, the President of Council shall preside at such committee meeting, unless the committee of the whole shall select some other member to preside their act. Upon the calling of a committee meeting, the Clerk of Council, be and is hereby authorized and directed to post a notification of said meeting, giving the time, place, and purpose of the meeting at least 24 hours in advance of said meeting upon the bulletin board in the village Hall. Furthermore, a upon being advised that Council will hold a committee meeting as indicated here in. The Clerk of Council shall give at least 24 hours advance notice of time, place, and purpose of the meeting to the news media that have requested notification. In the event an emergency exists requiring immediate official action, the notification to the news media shall be immediate”.

Nikolic: So, my question is right, I understand what you're saying. Chairs may call a meeting at any time. But for the purpose of public record, when are we going to meet in terms of committees? It's really small, let me just say the options. Chairs have the authority if they want to call a meeting. But as a whole, because it is public record. My suggestions and then we can open it for discussion. All committees meet that hour before their first Tuesday meeting. Except for the finance meeting, which is already scheduled for this second Tuesday before. Or if chairs want to have their own schedules, or we can report, we can have committee meetings in the general meeting. But, if it gets to a point where there's so much discussion going on, then we can move it to the first and third Tuesday of the month. Half of the committee's report the first, the second half report the second. But as a small now, I think we can maybe just use that one hour as we get them up and running. Not to put too much strain, but that one hour on that first Tuesday meeting to hold any discussions. But it would be each committee meeting about 15 minutes. We can clock it, you know, maybe the first one will be this, first of this, etc. And we could show up or we can all show up. **Matlock:** Can I say something? **Nikolic:** Sure. **Matlock:** Are you telling us how to run the committee meeting? **Nikolic:** No, this is just when we meet. **Matlock:** So, my thing is, you would meet when the chairperson, say, okay, we're going to have a meeting. We can put it out with Clerk of Council to let them know when we're having a meeting. We don't have to set all of this up like the way you want to set it up. We know to investigate and do whatever we have to, to find out. I'll give you an example. I am utility, I already know about NOPEC. But

there's other utility entities that I can start researching. And I could get that information because I put in my newsletters already about utilities. Utilities like homes serve, different little things that our residents need to know that they can sign up for. **Nikolic:** Okay, so you don't want to meet all at the same time or at a specific time? **Matlock:** When I decide to do a meeting, I have my individuals and I will get with them. We could find out when we're going to have a collective meeting on utilities. Then what we'll do is we'll talk to the Clerk of Council, and we'll give you guys information, saying when that meeting is going to take place. **Nikolic:** Okay, so you don't want to have it on a regular basis. Just when you feel like? **Matlock:** No, I don't think I need to have a utility meeting on a regular basis. **Nikolic:** Okay, so for example, if we say this will be committee meeting hour. The ones that want to come... **Matlock:** If that's what they want to do. But I'm just telling you how it's going to be for utility. **Hardin:** We have more than one committee too by the way. **Matlock:** So, we're going to be meeting on these committees every week? **Nikolic:** No, it's not every week. **Williams:** Can we just have everybody's input on meeting. Because I would agree it does need to be at the discretion of the chair. Whatever chair decides when they want to meet. Now, some chairs will say we're going to meet every month. Some would say quarterly, but I think that should be up to the chair. Because you know how much needs to be met about. I just think every committee is going to be different. So, to establish a schedule is not going to be fitting for all of the committees. Like utilities is only going to be so much talked about. Then we often have work sessions where we can say, okay, you know, these things are coming up. So, I think let's talk about scheduling a meeting. **Warren:** A lot of our work sessions are a reflection of the things that's specific to the committees actually. **Williams:** Well, that's what I'm saying. Once we touch that conversation. Then we're all here and we can say, okay, well I think utilities is going to meet such and such and we're all here. One reason I don't answer emails a lot is just because, as we conveyed earlier about sunshine laws. And things being considered a meeting, everything is public record. When you have an email with all of us on it, it can be construed as a meeting. The back and forth dialog, so I don't respond a lot of the time. Because just because you want to talk about a meeting. Doesn't mean Susie Q is not going to jump in and start talking about, oh, well, when such and such happen. I don't like to get there because that's what happens sometimes. **Nikolic:** I learned that with the training. So, coming before that, I did not have any knowledge of that. And I was just thinking that's how we communicate. **Nikolic:** So, I'm fine with it. I just wanted to put some suggestions out there to start the conversation. Does everyone feel like chairs should call meetings at their discretion? (Everyone agreed unanimously). **Davis:** Yes, Because I'm safety and service department, whatever committee. I already emailed Fire Chief Dave Tapp, Service Director Tom Haba, and the Police Chief, Mark Garratt. And told them that if there's any because they report to us every month. **Hardin:** Would you check with the Fire Department to make certain that... There used to be at one time, a safety committee. They had to meet because at that time we were a volunteer Fire Department, I think. I know we're not volunteer, but just verifying that there's no safety meeting once a year that is still required. Just ask him that. **Davis:** I will ask him, but otherwise I said we get the reports from them. So, I said, if they have anything that they want me to present to Council separately. Like in a work session or whatever, just let me know. **Williams:** These are also resident issues that we are bringing in too. So, if things are raised in they are pertinent to your committee. Those also get pulled in, not just our employees and our directors. **Hardin:** We

need to have a forum that allows for complaints. **Warren:** I was thinking about that, did they have a forum or something. **Williams:** That can go in your committee. Because honestly if it doesn't go on your committee. It's not our responsibility because that's administrative. So, we really are walking a fine line. So, it needs to go into a committee for that reason. Because that is actually something that should be created by the administration. **Nikolic:** And that's what he was trying to communicate when we were talking to when I told him about a policy. He was saying that has to come from administration. I said, but we can request that he draft recommendations. And so at least we're covered. If our residents say, oh, well, we got sued, where were you guys? We can say, oh, we were right here. We requested litigation to send a policy out to administration, and they chose not to do it. So, we can always make the recommendations and the suggestions. But like he said, it's up to administration to implement them. But the best that we can do is have the conversations and make the suggestions. And at least we are we've done our job. **Williams:** We should check if other Councils have legislation around that, they may. I mean, we can legislate. I just wanted to point out, I sent an email to you all because I became aware of a situation with our IRS 941's. That will impact the budget. So, if we have not filed 941's which are required quarterly, which is four times a year. If we have not filed those forms with the IRS the last day of the quarter. There are no extensions. There's no I was understaffed; you have to have a concrete extenuating circumstance. And we're talking about the IRS, there are very, very few. If you don't file that day, there is an immediate 5% penalty at the total tax amount due. Then you're charged an additional 5% each month that return is not submitted. So, if we have a file for several years, up to five months. So, on every single one of those, there will be a penalty, then an additional penalty up to five months. So that, and I did contact the auditor when I heard about it. So, the auditor said that there have been municipalities that have paid anywhere from tens of thousands of dollars to hundreds of thousands of dollars in penalties. We don't have that type of money. **Matlock:** Who would catch that? Because we don't have an accountant, right? So, when we have these audits by the state, would the state see? I mean, is that part of their audit? That we're filing a 941? **Williams:** You would think. **Matlock:** I can't believe... did he ever respond to you about that? **Williams:** No, that's where I was giving you the timeline. **Matlock:** Because he needs to respond to you, because we don't have an accountant. The only one would be Ralph. Is that the guy who normally turns everything in? **Williams:** But if we just think from a logical standpoint, we all file taxes, right? Once you file, you have immediate record of what you file. So, somebody should be able to go into a file and say, no, we did file. Let me send you all of the quarters for 2021 quarters. They should be there if they're filed. It shouldn't take six weeks. **Matlock:** Exactly, so did he get that? **Williams:** I have not gotten that yet. I told you he said he would get them to me February 19th, and I sent the request January 10th. So, if we're talking about a reasonable timeframe to respond, that's five/six weeks. **Nikolic:** So, the next thing, do you all want to move this into another organizational meeting? Because there's some other things to discuss. Just really quick with the agenda. Tanya, let me know that we needed to vote on if we were going to add in the ward reports. We discussed adding in board reports to the regular agenda. Tanya correct me if I'm wrong. We need to vote on whether or not that's an item added to the agenda. We can't just put in ward reports.

Joseph: Any changes to the agenda have to be voted on by the majority of Council. Council has to rule that they agree to the change to the agenda. **Hardin:** May I add that was my suggestion. I

think that we should just, whether you have something to say or not. I think each ward should be called. I think that should be on the agenda. **Nikolic:** Yeah I agree, Yeah. Do we have to do a motion, or do we just do a hand raise? **Joseph:** Motion. **Nikolic:** May I have a motion? **Williams:** We can't vote here. **Hardin:** We can't vote in a work session. **Williams:** We can take a polling to do something during the meeting, but we can't. **Nikolic:** Okay, no voting in a work session. **Warren:** You know, to make that an issue for the next meeting. **Williams:** So, we would be adding ward reports and committee meeting reports? Then we need to vote on both of those, correct? **Nikolic:** Right, those two items would need to be added. **Warren:** Let me ask you this, we're going to have ward reports and committee reports at the council meeting? **Hardin:** No, slash. **Williams:** It wouldn't be a slash. Our ward report is different than a committee report. **Warren:** Yeah, because it's going to be a long meeting. **Williams:** Well, all the committees aren't always meeting. **Warren:** Well, that's true. **Williams:** So, if you don't meet, then you say committee report, I have none. Even ward reports, we not all have an event every month. **Hardin:** I just think that should be available as a part of our record. **Williams:** I think it's a good idea. We all have to be accountable. **Hardin:** I'd like to know that we're called on, given the opportunity. **Nikolic:** Okay, so what I'm noticing in our agenda, there's nothing that says other matters deemed appropriate. Should we be adding something in here? Unfinished business or something? Because right now it just goes from legislation to adjournment. **Joseph:** That's under your work session if there's something additional. **Nikolic:** Right, but I'm saying in order to bring up this vote. **Joseph:** You could just you could just do it in the meeting. **Nikolic:** We don't need something like an additional like number here that says other matters to be discussed or unfinished. **Joseph:** Make a motion to. **Nikolic:** Just after legislation is done, just make a motion to put a vote on x, y, z? **Joseph:** You can do it after the minutes or do it whenever. **Nikolic:** Okay. **Williams:** I mean it is proper to make a motion within the legislation piece of our agenda. **Nikolic:** Okay, the other thing in the vein of sharing with you all things that I got from Brian. I printed this out for you guys. I requested this from Brian the last time I met with him. It was just a way, because I know we're going to be talking about our budget and pointing out some things. I had her printed out with my notes on it, so you guys can kind of see what I was, you know, thinking. And, you know, we can have a discussion on our budget. But, for example, Council special events. I think we have \$9000 in our budget. I feel like that number grossly underrepresented what we could be using. I talked to Tanya about the possibility of bringing on maybe an Assistant Clerk. I saw that we had pay Debbie Hladky upwards of \$7000 in 2000. So, could we put that same amount in a fund to say if we need. **Davis:** That was for trading. **Nikolic:** That was just for training, so my point is, the money is there. And if we need additional support. **Matlock:** No, let's not waste money. **Warren:** We sitting around talking about wasting money. And telling other departments that we cutting. **Williams:** And we do need to have adequate budget. We have always operated as a Council leader. We can't be elected officials and not be out there in the community that has things where you're representing them. And able to do things as the people that are electing you. I've always had an issue with that. We are not to just sit in these seats and show up twice a month, and that's where it begins and ends. So, I do agree that our budget needs to be expanded, rightfully so. If you look at Council budgets in other communities. They have budgets to do things with. You have a Council swearing in, it is paid for, not chipping in to pay for it, it is in the Council's budget. You know why? Because

residents come, they see who their elected officials are. They see who they voted for. They see the changing of the roles. They sit in a swearing in ceremony. So, it's proper for us to expand our budget. I know I don't want to agree with waste and just add things in here. But we need to have a proper budget, we need to. **Matlock:** We can have a proper budget. But I am totally against an assistant. **Williams:** Oh no. **Matlock:** We don't need an assistant. That's what we are talking about. Because she is not a personal secretary. She is Clerk of Council. So, therefore she doesn't need an assistant. We just have to watch this, because she works for everybody, not just one person. **Nikolic:** That is understood, what I'm saying is. You know I've had probably maybe four requests that she hasn't been able to get to. **Matlock:** Then you're making a lot of requests. **Warren:** Yeah, you making too many requests, maybe. **Nikolic:** The point is I'm making the request that I feel are necessary to do my job. You can do your job the way you want to. I'm making the request that I feel are best for Council. **Matlock:** Do you have time to do that resolution for Mr. Grant? Because his mother-in-law passed? And that resolution needs to be done by Saturday, that's the funeral. Did she contact you today? **Joseph:** She didn't reach out to me. **Matlock:** Okay, I want to make sure, because she has all these minutes, 32 pages of minutes on one, 55 pages of minutes on another. There is no way, put yourself in that situation. **Warren:** And these long-protracted meetings. **Nikolic:** Okay, so that is my point. **Williams:** So, I hear what's being said. But what we cannot continue to do is... we have to find better ways to manage this. So, if she needs, we need to all look into how these minutes can be done better by us using AI or some other technology to assist her. So that's not as overwhelming. But what we can't do is reduce what needs to be done. What actually needs to be done for Council. Because we try to stay in this box, yeah, she's one person we're not going to overload her. But council hasn't been functioning in the way it should for a very long time. There's a lot we need to get up to speed. **Matlock:** My thing is, no we cannot overload her. If there's so many times we need to do research, we researched on it ourselves. **Warren:** That's right. **Matlock:** We did not put it on the Council Clerk to do the research. But because there's other things or duties in her job description that she needs to do... **Nikolic:** Research is part of that description. **Williams:** I love that we got grants right. But this is our Council Clerk., I don't know why Service Department needed her to write a grant. There is a Mayor Executive Secretary there... **Joseph:** I did not write their grant. **Williams:** He said you assisted with it. **Joseph:** Yeah, it was presented to me, and I presented it to them. To see if it was something that the Village needed. It was presented to me by the Soil and Water Conservation. **Williams:** So, what work did you do? **Joseph:** All I did was get that information over to them. And they did the follow up as far as finding out quotes, writing, and submitting that. So, I didn't write any grant. **Williams:** You did the work to follow up and get it submitted? **Joseph:** No, I just gave them the information and they worked on that afterwards. **Williams:** So that's good because that was going to be my... Sometimes I'm hearing that other departments are asking for things. That's extra work on her too, so we got to get things in order. **Matlock:** Are other departments giving you work to do? Because when you were first hired, remember you said no, you would only do just Council. That's it, not nothing from over there. Just dealing with what's up here. **Joseph:** No other department has requested for me to do anything. Because they know that I just work for Council. So, I've never gotten that. Unless they forwarded an email that they're asking to send out to the whole of Council. That is as far as it goes. There is never a request to do anything. **Warren:** One of the things that we got to realize

is. She's doing the best that she can. But the thing is when we have these meetings. If you read the minutes, there's a lot of us repeating the same thing. If Eloise says something, I shouldn't need to say it unless I have to add on to it. But you will end up repeating the same thing.

Williams: But you do repeat yourself. **Warren:** Well, if that's the case, then we got to stop, it's not just me. **Joseph:** So, one thing I did want to ask, because I know that you guys prefer verbatim minutes. However, there was a question asked by one of the clerks. Which got several responses from clerks everywhere here in Ohio. Inquiring if they do verbatim minutes or summary minutes. It's probably like five places, including us, that does verbatim minute. And I do know that one of them mentioned that the instructors for the OML training seminars for the new council. Suggested that verbatim minutes are unnecessary. **Williams:** No, It's not, and we had this conversation. **Joseph:** I wanted to ask because it would be quicker for me to do these minutes if I can summarize. **Williams:** We've had this very conversation, and it was very lengthy. Verbatim is important because of the situation we are in. I have asked you for something for 12 months and now you are saying you never got asked. So, we can go to our minutes and say this was the conversation. Here is when you were asked. A summary is going to leave us all high and dry. Also, the verbatim is also a very good resource for residents who can't make it. People do read those minutes, and since we haven't moved to recording and live streaming. Which that could help, but, for right now, what we decided in this lengthy conversation we had previously. Is that we needed a verbatim minutes to support our work. **Hardin:** The other day I talked to you; you said you were trying a new software. **Joseph:** Yeah, so I tried a demo version of a software called Trint. It helped me because I was able to transcribe that huge set of minutes, which Microsoft Word could not do because it was too much a process. It was clear, I can put in the name of who said something and it's able to detect that person's voice and like, put their names next to it. Then I have to go through and format the whole thing, review, and edit and everything. But it was just a demo version. **Williams:** Was the less time for you? **Joseph:** I felt like it was helpful for me. **Williams:** So why can't we purchase that for you? **Joseph:** I was just testing, so I was not like... **Williams:** That's what we asked you to do. We asked you to find them, test them and then tell us how much. **Joseph:** That's what I will do but it was only a demo version for like five days. So, I was able to utilize it, just to kind of get an idea of what it was. And another thing that they did was on top of doing those summary minutes, they posted the audio. So, if people wanted to listen to the audio of the minutes, you could. And if anything, like with record retention. When it comes to their time, it can stay or be pulled from the website. But that was another thing that they did... **Hardin:** They, being who? **Joseph:** Many other Clerks, as far as the survey on minutes. But they also included audio. Or if residents wanted the audio they could request it. Or when they sent out to Council members the summary minutes, they sent the audio for the actual minutes as well. **Williams:** Here's one other thing I want you to look into. Because the audio would be public record. If we were to have a consultant that transcribed minutes. That's all they do, because those people do it a lot faster, right? Because that's all they're doing. No one is coming back in the office, there's no other thing. The job is just to transcribe. Take a look and see what those costs are. Like maybe we could do just, like, once a month and add it to the budget. So, at least one week per month, they're being transcribed, and you do the other meeting. Then that frees up at least two days for you. What I don't want to see happen is that we start diminishing the importance of our work. By saying, oh, this shouldn't be done

because it's too much. We got to figure out how to manage too much. **Joseph:** And that's one thing that I do. Which is why it would take much longer. Because I do understand the importance of responding to emails. Which is something I try to stay on top of as much as possible. So, I do try to respond and get what Council needs done as soon as I can get it done. That's not an issue for me to try to get that in with my minutes. I'll just have to pause the minutes for a second just to get that done. Again, not an issue, because I'm also getting all the requests from residents when they go in from the website. When they send it out to a department, it still comes to me. Which I can still get out to them just to make sure, like did you see this? It needs a response to it.

Warren: Well, maybe the first thing is just like you said, one hour. **Nikolic:** That was the point of this exercise, to show you we did spend \$8000 for Debbie. **Williams:** What I asked was, when you're talking to the clerks, are none of them using extra tools? **Joseph:** So, a lot of them are just using templates from previously before, Microsoft Word, and then again, the software they suggested to me, no one has... **Williams:** So, maybe we need to find a different course because here's the other thing. And we're about to go to National League of Cities. I can't imagine that there's no municipality across the country does not have somebody or some system to transcribe minutes. But what I think I hear you saying, it's taking a little bit of time to do the research to find the tool one, and then demo the tool two. So maybe we need to cut that out. Like who can we talk to and see what these resources are. Who's using what and what works efficiently.

Joseph: Right, so that's why we (the clerks) were having that conversation. I'm trying to see if there are some sort of technology that can transcribe as we talk. You know, pick up on everyone's voice. I just need time to do that research. I mean, also, I'll talk IT as well to see if there's new technology that can be used to transcribe as quickly as we speak. **Nikolic:** Okay, so to your point, Councilwoman Williams. The reason why I pointed out this amount. Meaning that this amount must have been appropriated, that's the amount that was in miscellaneous contractual services. So, my suggestion of pointing out how much we paid Ms. Hladky was to say, and I asked her to sort of send out feelers. How much would an hourly rate be for someone like a transcriptionist? I asked her to send some feelers out. What would an hourly rate be, and then that way. We know that we have this amount that we pay Debbie Hladky. It doesn't have to be this amount, but we could say we put \$5000 in a budget to support any additional support she may need. You know, this is training. This isn't to say that she doesn't need additional support. We don't have to identify specifically. Doesn't have to be an assistant that sits here all day. But it can be someone that comes in on an hourly basis to do certain tasks to support her. So, I'm saying this money we have in the budget. We can discuss how much we want to put there. I wanted to identify this as a line item that we could add to our budget to further support. Things that she can't get to, better ways of managing her time and all of the needs of council. Because I hear you, Councilwoman Matlock, there are a lot of things that we need to do. There's research and in her job description, research is. I don't, we all don't have time to do specific things. But if we need research done, that's going to be for the benefit of Council. And we could line item some money. Calling someone to do it for an hour or two, to pick up that extra slack. But I just wanted to point this out. It is in the budget; it must have been appropriated for last year. So, I just wanted to share this with you guys. Because I thought it was helpful for me to see everything that Council spent. **Davis:** Well, that would be nice for every department. Because when you're doing Brian's papers, you got to keep flipping through. It's more confusing when you've got to go

through so many. I think that's a detour purposely. You're going through so many pages, where this is all condensed. It should be a press of the button to do every department. **Nikolic:** He printed this out for me in two seconds. **Davis:** That's what we want for every department. **Nikolic:** Exactly, and we can go through and see what may not be needed. **Williams:** I think we could just have a conversation about what we want to add to this budget. The attorney, we need to do a charter review or have somebody walk us through the charter and our residents. There's a number of things we need to consider, live streaming our meetings. So, there's a number of things that we can add. **Nikolic:** Yeah, just some questions I had, like with legal ads. Is that the same thing every year, or does that change based on something? **Warren:** I think it has to change. Our legal ads are announcement of projects that are coming up from the Engineer. **Nikolic:** Okay, gotcha, so this I just wanted to share with you guys. I guess we'll have another budget meeting. Where we're actually going back to our budget and appropriating specific dollar amounts. But I just want you guys to see that. **Davis:** Can we do that with Brian, asking for every department like you did for Council. **Nikolic:** For recreation, I will have you guys share because for me. When I think about where we could cut, those are the departments. **Davis:** finance the same thing. **Nikolic:** The mayor's budget, I mean, it's over \$200,000. If we printed out one of these for everything he spent. I mean, he told me that, you know, for example, what's his name? Billy Donato, he's been working on a project, and he's been receiving a certain amount each year. I saw the video, and I want everybody to understand. We have to kind of dig in, whether we're going to do it as a group. So, we start to understand. When we ask for certain things for the swearing in ceremony. But they're paying Billy five grand to do 45 minutes at the Blue Canyon. When you get like these, these are the sort of details that we absolutely need. Because then you drill down to what's being spent. And then if we could look at it and say, this isn't necessary. We could come up with a dollar amount by which we can reduce that budget. So that's just my thinking. **Hardin:** Have we received any documentation of road repair for the year? Nothing to do with the resurfacing. But that's the residential streets. **Nikolic:** I remember when I came to one of the Council meetings, there was a list, if you guys' recall, of the streets. I know Fair Oaks was at the top, Arbutus was a concern. There's like, a hole so deep on Arbutus you can bury someone in. **Hardin:** That was from the Engineer, he graded off street. So, keep that in mind and we'll go back to my question. Every year, Johnny, the Engineer was supposed to give us the street and those that were to be repaired or resurfaced. Have you seen that? **Warren:** I haven't seen it yet. **Nikolic:** What would they have sent us? I know you guys were on the email, but it's more like for the projects. **Warren:** The major projects. **Nikolic:** But it is the major projects. I haven't seen anything else. That's the only thing that I've seen. **Hardin:** Every Councilperson needs to be prepared to ask. And you might want to send an email. Johnny, these streets are not being maintained, It's time. **Warren:** The maintenance is the incumbents of the Service Department. But the major developments or resurfacing is the Engineer. **Hardin:** We have not resurfaced, we did Tryon, but that was through the County. That was a major project. We're about to do... **Davis:** Forbes and Broadway. **Matlock:** They are about to do Tryon. They about to come from Richmond all the way down to Jean. Then they will go from Jean next year, all the way to... **Hardin:** Well, they about to do Forbes. But the residential streets Johnny needs to be. The reason those are getting done is because it the County's money. We know why, we don't have the money, but we need to start dealing with these streets. **Warren:** The worst streets

right now, and the two that I really know. Is in ward five, and that's Arbutus... **Williams:** I mean, Suwanee you can't even get through the whole street. So, there's more than just Arbutus.

Warren: I know, I'm just saying the ones that they blocked off. **Williams:** We get this list of what streets are really bad, and then people just pick and choose what streets they really want to do. When it needs to go off of what streets are really bad and have never been done. The other thing is we have to stop saying there's no money for it. We can actually ask money to be put in the street fund and start building up monies for each street. **Nikolic:** This would be a good referral for the committee. We can give it to Chairperson Davis and say, look, can you work with the service team and then she can report. **Hardin:** The service department does repairs. I'm talking about basically whole streets need to be replaced. We need major street project here.

Nikolic: Should we go to the engineers and look for grants? **Davis:** Request the Engineer to look for grants. **Warren:** They always do. **Williams:** They are looking for grants. The problem is that most grants only cover your County road, your state ramp, etc. Your streets within the community are typically cost that we are supposed to incur. We need to start setting aside the funds to do those streets. We are not planning for the upkeep of our streets. **Hardin:** I have waited all night and that's where my head is. We have got to have a street fund. **Nikolic:** So, is the SCMR Fund is that the fund where the money typically comes from? **Warren:** Well, that is streets and maintenance. **Nikolic:** So, is that a transfer of just a regular line item? **Williams:** That is a special fund, when you put the money in there. It can only be used for that. We are not putting the money in there to care for our streets. **Nikolic:** Okay, so just like we did for Council. We could request everything they did last year. We can see what how much was spent on what. If we need more, or if we're going to be doing those same projects. But we need to start with what has typically been spent in that fund and how. **Hardin:** All I'm saying is, from this day, henceforth and forevermore. Those of you that didn't know, you do know now. This council has been remiss in demanding that these streets be maintained properly. **Williams:** And then appropriating the funds. **Hardin:** Our Service Department patch's great, they doing a great job. But now we've run out of patches, it looks horrible. So, I'm going to ask that you put that at the top of the list. We already have a fund, but we're not funding it. **Nikolic:** I think this would be a good referral for safety and service. **Williams:** Service's job is not to repair the whole street. This is a finance committee issue, that's what it is. **Nikolic:** I can request the specifics for that fund. So, we could do a deep dive. What are your thoughts on that. We could look at what was spent, how it was spent, and if we need more or less. **Williams:** We need that in addition to, Ed giving us an estimate of how much these streets that we know need to be repaired. What is the total cost? That's what we really need. You can't save for what you don't know you have to spend. **Warren:** Maybe I should suggest this, the Engineer gives us a list, like they said, based on it. Why don't we go and get our own list? Everybody in the ward looks at the streets and identify the streets. **Williams:** Ed's list is accurate; it is spot on. I have looked at the list, I've drove those streets. It is just not being followed by the order of what's in the most dire condition. Then also, we're not funding the SCMR Fund. **Hardin:** All of us are sitting here, the average constituent. They want to see the streets taken care of, snow removed, leaves removed, and the trash. When you do that, you are a good Council person. But right about now, these roads are terrible. As a Council, we have not given that priority, I think that should be priority. Those streets need to be taken care of. **Williams:** We had a whole developer trying to do Suwanee. I

don't even know why it will stop or not move forward. But if the developer is going to pay to repair the street. Why wouldn't we move forward with that? **Davis:** I thought it was cancelled because of wetlands or something. The developers backed out is what I heard. **Williams:** We have to be looking for those. The other thing is we know our streets because our residents talk to us about our streets, and we drive these streets. We got to be a little bit more in tune with the economic development ourselves. Suwanee is perfect example, if there's a developer that is going to fix that street so you can drive completely through the street. We have to pursue those opportunities, but we just haven't been. **Warren:** One of the things you got to watch out for with some of the developers, is the houses that they're going to build. Some developers say I will put in this street. But I'm going to build 1200 square foot houses, or things of that nature. That's one of the challenges that we have to confirm to. That's the case because I'm going to tell you that right now and I'll bring you some pictures. I'm actually looking at a container houses now. I took it to the director, and I said, these things are rusting. So, whoever owns a container house, and the thing is rusting. How do patch that? But we'll see because I'm getting ready... **Nikolic:** I had one last question. I've been seeing for NLC, some extra classes and networking dinners. **Williams:** This is the way that works. If you want to go to one, you can either pay for it on your own credit card or get reimbursed. Or you can tell them what you wanted. Or you can tell them what you want to attend. They pay for it with the Village credit card, and then you attend, it is one of the two. **Nikolic:** Okay, is that is that how it's worked in the past for everybody? **Warren:** Always. **Nikolic:** So, is everybody checking with everybody with what they're doing? I think Tanya's understanding is we have to check with each other before we can do, what we want to do. Meaning, if I want to go to the black caucus dinner. We all have to agree that we want to go. **Warren:** No, that is not how it is. To go to NBC-LEO you have to join NBC-LEO. The reason we stepped out of it was because it was the most expensive constituency group. In addition, then they started dialing down. We had some great events, then they started going lower and lower. **Williams:** If they have a nonmember fee, that's okay. But sometimes you can only go if you're a member. Now that is a decision we do make as a whole. A membership all together, then yes, that goes back to all of us. **Nikolic:** So, I specifically, have been meeting with other Council presidents and everything. One specifically said that one you should be at for networking purposes. That comes from Mr. Blaine Griffin from... **Warren:** You don't have to listen, I'm serious, just because he says that. **Nikolic:** I'm just saying, when I asked him and just other people. What do you recommend I as a new person attend. And he said that is a good thing to attend for networking purposes. What is your opinion (inaudible). **Warren:** I'm saying that we have been in NBC-LEO, and we spent our money. **Williams:** It's not worthwhile event. The return on the investment, like yeah you might meet some people in exchange cards. But you could do that all through the conference. **Warren:** NBC-LEO, the events are parties, that's all you are doing, just partying. **Williams:** It's just not a good return on investment for that. **Nikolic:** Okay, so what's the cost of the membership? **Warren:** \$185, it might be more now. **Williams:** The membership was way more than that. It's like \$1200, the membership is not just for you. It is for your Council. **Nikolic:** Outside of that, there's nothing worthwhile being a member of NBC-LEO? **Williams:** I mean, if you need to get your name known. And networking is that important then that's your return on investment. That's what you're getting for it. **Nikolic:** But you guys don't want to be members, is what I'm hearing. (everyone replies no) **Warren:** It is not worth the

money. **Williams:** It wasn't worth it, all the people I met in there. I met at the workshops out during the day. **Warren:** And all they are doing is talking. You get more out of the sessions where people are standing up and they giving presentations. They're talking about something relevant. NBC-LEO is nothing pretty much. Well, cities problems, we already know they have them. They just talk about them, but there's nothing that they do together to say let's attack this. **Hardin:** Tanya, they've listed all the classes so far, yes? **Joseph:** Yeah, it is online. **Warren:** I would suggest you look at the list of classes that they have. **Nikolic:** They only have like a few classes that are at out, like executive sessions. I don't think they have the entire list. **Williams:** They usually have them by now. **Joseph:** It's a few things, I didn't see a lot. **Hardin:** They actually have each day listed already. **Warren:** Yeah, that's what they used to do. They used to send it out. **Joseph:** Probably didn't send it out yet. **Warren:** Yeah, they have each day listed and what the itinerary is. You will get that when you get there too because they give you a book. **Williams:** But you don't want to wait until you get there. Because some of them do fill up. **Nikolic:** Can I get a motion to adjourn.

Motion to adjourn made by Hardin seconded by Davis

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Adjourned at 11:24 p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

VILLAGE OF OAKWOOD
ENVIRONMENTAL COMMITTEE MEETING MINUTES
2024-2-27

ATTENDANCE

Erica Nikolic, President
Eloise Hardin, Ward 2*
Paggie Matlock, Ward 3*
Mary Davis, Ward 4*

ABSENT

Dave Tapp, Fire Department	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Brian Thompson, Finance Director
James Climer, Law Director	Daniel Marinucci, Chief Bldg. Official
Gary V Gottschalk, Mayor	Matt Jones, Village Engineer
Mark Garratt, Police Department	Brian Dirocco, Fire Department
Tom Haba, Service Director	Johnnie Warren, President Pro Tem
Taunya Scruggs, Ward 1	Candace Williams, Ward 5

* Arrived after roll call

Meeting opened at 5:31pm by Nikolic
Pledge of Allegiance
Roll Call taken

Nikolic: This is our very first environmental committee meeting. I'd like to say before we get started on the agenda. The goal, the mission of the committee is twofold. One, we'd love to make Oakwood a greener community. Secondly, we are looking to have enhanced environmental protections. We're going to be looking at businesses and new projects. Everything that's coming into the community. To ensure that the health and well-being of our residents are protected. So, with that said, let's move on to agenda item number four, *Federal Medal* Tour. The *Federal Medal* tour was attended by Councilwoman Davis and Councilman Warren. We sat and we talked with the department heads and the CEO. They gave us an amazing tour of the facility. We talked about their environmental protections. What they're doing to protect and make sure that their air quality is up to speed. This is something that we'd love to continue doing with other businesses. Councilwoman Davis mentioned that there were businesses in her ward that she would like to also tour with the *I. Schuman* incident, and *Agmet*. This is something that we want to continue doing just to ensure that we're staying in touch with the company heads. That they understand that we're interested and we're going to be proactive about protecting our residents. And ensuring that everything is in line and that we understand what they're doing as a company. That tour was a success, I was very impressed with their facilities. My family has lived next to this company for years. It was really amazing just to get inside and see the actual workings of the corporation. So, that was an amazing experience for all. Agenda item number five, I would love to introduce now our solar power initiative. What you have in front of you here, solar united neighbors. I'm in touch with representatives at the County to discuss ways of increasing our use of solar power in the Village. One way is a co-op where all residents will join together anyone

who is interested in purchasing solar panels for their homes. We would have a co-op to make it cheaper. I'm in discussions with the ward four Councilperson Daniel Henderson. To see if we could do a joint co-op with them so we have even more residents to reduce the price. We're going to have either at our next environmental committee meeting or at one of the ward meetings or separate meeting. An info session by the County to give residents more information about what it means to be a part of the co-op and also the municipality. We would love to explore ways and councilwoman Matlock this is an excellent way to combine with utilities. Because we were just discussing a car port for example as a way to reduce the utilities in the Village. Exploring grants where we could get solar panels for the Village. Which could in turn help with utilities. That's something we can cross reference across our committees. But going forward the solar panels for the municipality combined with residents. I'm hoping this would help significantly reduce the costs of the solar panels. And just begin to have more people thinking about if this is an option for them. How it can better serve their residents. Councilwoman Matlock do you have any questions about solar power? **Matlock:** No, I think we had already discussed this before. There's only going to be a couple of wards. Because basically, we have to check the structure of the homes. A lot of these homes were built before 1950, 1960, so some of them may not be able to withhold solar panels on top of their homes. The only wards that probably would and had showed interest were Ward 2 and Ward 1. At that time, which was just last year. The cost was tremendous, and they had not yet been any type of programs out that kind of reduces the cost for the residents. So, if there is something that they... because they are very expensive. The program is expensive, you had a couple of people who did talked about it who wanted it. They came into the Council meeting, and they asked about it. The Building Inspector had talked about it, and then we did research on it at NLC. Because a lot of this would be at NLC. So, with the cost and then at that time there were no grants. Here you can I guess, get affordable. I'm looking at the financing options that they can get for that. But a lot of them were talking about will Oakwood pay for it. Oakwood can't afford to pay for solar panels, not big enough. So, that's just an option that they have, so it's okay. **Nikolic:** My thought is one way to just begin. I spoke with the Building Director about zoning and any ordinances. He said that solar panels are allowed. He mentioned that there are several residents that have them. So, I would really love to get some feedback from those residents that currently have them. So, we can kind of start a case study of best practices. What's worked for them and what hasn't and go from there. Of course, since we have NLC coming up. That's something else that we can explore, maybe there's even more programs. But again, getting this back on track with combining with another municipality. In hopes that we can get the cost down even further. If there are grants to support solar panels for the municipality. That's another thing that we can explore to help get costs down for our utilities. We're just introducing this today, I wanted to and of course if you know currently of anyone who has solar panels on their homes. We can start to contact them and let them know what we're trying to do and what we're trying to start. **Hardin:** Madam Chair, I apologize... **Nikolic:** Well, you're right on time. We're just finishing up the discussion of solar panels. I know you mentioned that you had several residents in your ward that were interested in solar panels. I was explaining to Councilwoman Matlock that there is now a co-op. And in March they'd like to come and do an info session for the residents. To explain the process for the co-op. And with that, partnering with another municipality, Bedford Heights. Hopefully we can get enough residents, including the municipality, to purchase. The more you purchase, the lower the price. So, this is something, we are beginning to look at this pamphlet here, Solar United Neighbors. It has more information about financing options. I know Councilwoman Matlock said

you started researching it last year. We could continue the research this year at NLC and see what else is new. But I just wanted to introduce this and let you all know that the info session is coming. And that we could definitely get information out to our residents about the info session. But what I was explaining, we would also like to hear from people who currently have them. So, we can hear best practices, what's worked. I spoke with the Building Department. The Building Department stated that we have several residents with solar panels. So, we'll get that information and I'll reach out to them. We all can reach out to them and maybe have them come to the next committee meeting. As many as can, as they want to or are able. We can get best practices, what worked for them, what they would do differently, what was a headache for them in that regard. That way we could start with some more information from people. In terms of Sundays, maybe they'd say, this was not necessary. We don't get enough sun for it even to be of benefit. So just getting some more information from the residents who've actually had it. So, that's where we are with that. Take a look at that and the next meeting, we'll get more in depth with that. Hopefully after NLC, we can have more to report. **Hardin:** You said March, so we're, we can set our own dates, or are there set dates? **Nikolic:** Well, right now with the County said that they would be available to do one in March. They haven't gotten back to me. I talked to Bedford Heights, they wanted to do a joint one. Well, the County thought it would be good to do a joint one. But, you know, I'm not sure if that will work for us getting residents to Bedford Heights. Where we'll go, and we're still in talks about how best to do it. If they're going to do two sessions, or if we'll do one. Or if, the Bedford Heights residents will come here. But I just said, you know, maybe it's best to just do two. That way, we'll give the opportunity for more people to come. If they miss this one, they can always go to that one. So right now, I'm just waiting to hear how they want to set it up. **Hardin:** But because numbers decreases the pricing along with Bedford. First, I'd like to have a meeting myself and know what is involved first. Because I really think we need to involve Bedford. Because we then have a larger scope of opportunity which will drive it down even more. When you said Bedford Heights that's great. But Bedford itself would really as well. **Matlock:** You can also go with Walton Hills. Because all of them are in the four six scope. **Nikolic:** Okay, so definitely, I'm in contact. I know from that meeting we were just at the organizational association meeting. I met several Council persons from those districts. We could definitely reach out and see if they're interested in participating. Agenda item number six introduced the recycling initiative. The main goal with this initiative is, on my street what I initially noticed. Is that there aren't any other families that have the actual recycling can on their street. So, they're just putting everything into garbage they're not recycling. **Hardin:** Time out, you said they don't have a can? Everybody was given one can and if you wanted more you could buy more. **Nikolic:** With the yellow can, yeah no one is using them on my street. **Hardin:** Hold on were they given the cans? That's the objective... **Nikolic:** Well, that's what I'm trying to figure out here. So, that's what I'm saying, the idea is to figure out why they don't have them. **Hardin:** They do have them; I guarantee you they have them. **Nikolic:** Okay, well if they have them. Why aren't they using them? An incentive to increase recycling in the Village. On my street they only put out garbage. My family is the only one that puts out recycling. What I'd love to talk about is how we can incentivize those who aren't recycling to recycle. Just getting in the habit of recycling. We can have info sessions. I don't know maybe one thought that came to my mind. When you go into Sam's Club, they may offer you like a \$25 gift card to switch utility companies. I'm not sure what that is. Maybe partnering with Sam's to say you know if you're if you start using your recycling. We're trying to get people involved in this initiative. **Matlock:** Why don't you do it with Waste Management? **Nikolic:** Right, with Waste Management it would

be a partnership with Waste Management. But the incentive would come from Sam's Club. The project would start with Waste Management with the objective of getting more people. **Hardin:** Can I make a suggestion before we launch and go way out there? **Nikolic:** Well, yeah, this is... **Hardin:** It would be great to reissue the flyer explaining, what is a recyclable. Start with educating first... **Nikolic:** Right. **Hardin:** And based on you saying you know for a fact. One particular area is not practicing it to the degree that you would like to see. Then, just make very certain that each household receives that. As a resident, did you not get one? **Nikolic:** We have one. **Hardin:** That educates you and tells you what they are? **Nikolic:** I recall getting something, I do recall. But I'm a staunch environmentalist so I recycle anyway. But I'm assuming people received it. **Hardin:** People that are not, are probably not paying attention. So, I would suggest that we start with an educational piece first. **Nikolic:** Okay. **Hardin:** Reissuing what we've already sent out. Add in something a little different. We can come up with something innovative to incentivize. For instance, instead of a secret Santa, do a secret count. The street that has the most cans out on a given day or something like that. I'm just trying to think of what you're trying to do. **Nikolic:** Right, but that's any type of way to incentivize. Just a gift card from Sam's was one thing that came to mind. But that's why I'm polling you two now to see if there's any ideas. But I love this idea of starting with the flyer. Finding out if all cans have been distributed to the household. **Matlock:** Making sure they know what days of the month the recycle day is. **Nikolic:** Right, because I know I have the pamphlet, the leaflet, with the new schedule. **Hardin:** You might want to since you know that there's a particular street. Which, I personally don't have a problem. But if we know that there's a particular street in the area. We can even put out the designated signs on our flyer. Maybe that day put a sign on the end of the street showing it's your recycle day. **Nikolic:** You mean like a yard sign? **Hardin:** Yeah, on the corner of the street. Yeah, so as you enter that, tomorrow is your recycle day. Put out your yellow cans or something. But just a reminder to a given street that seems not to be practicing it maybe. **Nikolic:** So yes, I don't know if you all remember. I know someone came here from Waste Management. I asked Tommy for a contact at Waste Management because I wasn't sure if I had the information from the one that came here to present. I don't think I was on Council, so I don't know who that was. But I asked Tommy to give me a contact. So, I'll start there and once we have that information we can move forward. But I'll report back with that at the next committee meeting. **Joseph:** I just wanted to say, typically with Solid Waste District when we do like our recycling days. Material is sent out, so far that I've seen, every year regarding recycling. What goes into the recycling cans, everything like that. That is one of the important parts of being a part of that contract with them. To get that education out for recycling and stuff. So, I have started looking into grants for recycling, I had already started doing that. I'm waiting on a response for the shred day grant. Which I should get back at the beginning of March, a response on that. Once I get that response, I will then begin sending out recycling stuff for the residents. With that information what to recycle. **Hardin:** It came from that organization? **Joseph:** Yes, it has their local marked on it because all the information is coming directly from them. **Hardin:** Well, okay, maybe this time, since this is something you're focused on. You might want to attach a special letter from Council or from your committee that we're really focusing on this. **Nikolic:** And include the incentives, so we can do it together as a way to let them know here's the education. Here are some of the possible incentives. When were you saying you would get that? **Joseph:** Beginning of March. **Nikolic:** Okay, but the actual piece does it come out, or is it already out? **Joseph:** No, the pieces aren't out but I can get educational pieces. Because I am provided with those that I can put on the website, send them through constant contact, or I can get them through the mail. I can even just

do a newsletter myself specifically on that and get it out to them as well. But I do have access to information that we can get out. Or even if you guys wanted to include it in your newsletter. That can be utilized as well. **Matlock:** We put it in every newsletter anyway about recycle. It goes in every newsletter with the date our garbage pickup is on, taking the cans from the front of the yard, recycle day, and what to recycle. **Hardin:** I find it interesting that the seating at in Paris. They're using recycled material to create the seating in the venue, so it's important. **Nikolic:** Absolutely, so moving on, agenda item number seven. Update on the environmental testing on Wright and Free. So currently, we'll have the legislation today for us to review in our packets in the work session. Right now, it won't move forward. We're waiting for me, because the testing is in my backyard. It will happen in my backyard. I've sent a request for an opinion to the Ethics Commission. To see if I am able to vote on the legislation in any way. Given the fact that it is in my backyard and any legislation that could affect the property value, either increase it or decrease it. I have to have an opinion from the state to say whether or not this is something that I can vote on. **Hardin:** I have some pretty strong comments, but I'm going to save it for the Council meeting. Or are we going to discuss that in the work session? Is that on the work session? **Nikolic:** The legislation for the testing is on the work session. **Hardin:** So, I'll save my comments for then. **Nikolic:** That's fine, so, that was just an update on that. There was a hold on that anyway. Because, the weather, you know, the consultant said that the ground had to be a certain consistency in order for them to dig. So, Spring is probably when they would be able to start anyway. The opinion would take about 40 days. So, we're looking towards maybe the end of March when we'd have the opinion. But the legislation is there so we can at least begin discussing it. Moving on to agenda item number eight. The last thing, I had the pleasure of meeting a gentleman who runs this drive electric Dayton. This is an initiative that I would love to bring to the Village. I spoke with Chief Garrett right before about possibly piloting electric Police cars. Other ways to bring green, make Oakwood more green. This is an entity they can do events. Where we can perhaps during around Earth Day bring electric vehicles. Let more people see these vehicles. He also mentioned that if you've ever been to Macedonia and you've seen the two Tesla charging stations. He said that they could get grants for us to have two of them here at our Hawthorne Valley. He said it's a good way to bring people into the community. Because if they're passing through and they need to charge their cars they will stop here. This company has a lot of different ideas about how we can utilize electric vehicles. Even the Building Department, switching over cars to be electric. Getting those plug-in stations, doing events to educate people on the importance of electric vehicles. I'm asking him to come to our next meeting. Either by zoom, to do a full presentation on the importance electric vehicles. And how we can best outfit Oakwood. so I just wanted to introduce this and I think it was really interesting. Chief Garrett said he would be interested in 2025. He said they always get new vehicles, potentially piloting testing and evaluating an electric car. He said although they couldn't transport criminals. They could still use it for patrol. **Matlock:** We were thinking about getting charging stations at the hotels. **Hardin:** There's a group that comes to us we're a member of. **Matlock:** That's what I was going to ask her... **Hardin:** I have it written down, Go Green Ohio. We're pictured with them back there. I would suggest that you maybe partner them. Make sure your kind of, so we don't duplicate efforts here. Because we're a member of that group and one of our residents is who brought them to us. I think you might know her, Ms. Bray. She's who brought them here. **Nikolic:** She's actually the...the black environmental leaders. This was a luncheon that they had at Fern Towers I was able to attend. They gave scholarships to young college students who were heavily involved. They gave them a thousand dollars to use however they chose. And really just

to support them because they had been working in different ways to support the environment. ,So that was that was good to see. **Hardin:** Well coordinate the Dayton organization with that organization. Because we've already been working. I think they've even done some studies already. **Nikolic:** Okay, can you talk a little bit about where you guys were with that? **Hardin:** Chris was our Council representative, so I'm not really certain aware where he left off. So, I would, even without contacting. As the Chair of this committee, if I were you. I would get the information, the Clerk has it, they left everything. Find out where he left off and let them know that we're still interested. And what should we do and that you've already spoken with the Police Chief, that sort of thing. But I think there might even have been a study done already. You need to check with them. **Nikolic:** Okay, is anyone in contact with Mr. Callender? Or probably just best to go straight to go green? **Hardin:** You can just go to Go Green, just give them a call. Because you might want to do things a little differently. **Nikolic:** Okay, well that's all I have. I thank you ladies for attending our first environmental committee meeting. I'd love to just say, for utilities. There's a lot of synergies here with the solar power and utilities. So, we can continue to have those discussions if there's anything that comes out of utilities that would be helpful for us here. We can kind of keep those synergies flowing so we can work together on building this out. **Hardin:** To make that work, I'd like to know who these people are. More about Dayton whatever... **Nikolic:** They're going to come present at our next meeting. He offered to come here today and do a zoom. But I said today we'll just I'll just introduce it. Then at our next meeting he can come and do a full -on presentation. **Hardin:** Got it. **Nikolic:** Maybe at that point Go Green could join us as well. **Hardin:** That's my point, yes ma 'am. **Nikolic:** And maybe it can all be in person. **Hardin:** That's fine, and by then you'll have the information for March. As to when this is going to happen, right? **Nikolic:** Right. **Hardin:** At that March meeting do you want to have already collected input from current residents that have the solar energy? Or do you want to wait until after that presentation? **Nikolic:** We could as we go, I would like to do it as soon as possible. Because the sooner we do it, I'm sure it's going to be a process to get people to give that information. So, for me I don't like to wait. Because what I did was, I got a list of the number of people who have electric vehicles in 44146. Oh, I'm sorry, we're talking about solar panels. But the Building Department I asked him if he could identify the residents with the solar panels or give me the addresses. So, I'm waiting for that from the Building Department. But if you know of anyone specifically that has the solar panels. We could just pull them, or you can just call them. And we can maybe come up with the list of questions. **Hardin:** The one that is installed and very nice is.... Hey, Ms. Karen, welcome. As a matter of fact, we're talking about solar panels and your neighbor. Is one of the first, she is the only one on your street that has them. **Howse:** Is it one behind me or? **Hardin:** Across the street in front of you, go past Sam's house, headed towards the stop sign. Not Forbes the other direction, it's real shiny, looks copper. **Howse:** Oh, with the copper, oh they have a solar? **Hardin:** I thought that solar was on that, maybe I'm wrong. It's just copper, maybe I got it wrong. **Howse:** The house on the corner of Somerville in your ward. They have a whole roof that is solar panel. **Hardin:** Right at the corner of Somerville and Forbes, yes. That one you can see so I know for sure they have it. **Nikolic:** So, are you in contact with those residents or? **Hardin:** I can, what is that you want from them? Do you have a survey you'd like for them to fill out? **Matlock:** We'll have to put one together. **Nikolic:** We can create a list of questions and at the next meeting. Or when we see each other at NLC, it doesn't have to be a formal thing. Just a few questions of best practices of what we would like to learn from them. Any other comments? With this, hearing none, may I get a motion to adjourn?

Motion to adjourn made by Hardin seconded by Matlock
YES VOTE: Nikolic, Hardin, Matlock
MOTION PASSED
Adjourned at 6:04 p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

**VILLAGE OF OAKWOOD
FINANCE MEETING MINUTES
2024-2-27**

ATTENDANCE

Erica Nikolic, President
Johnnie Warren, Pro-Tem
Taunya Scruggs, Ward 1
Eloise Hardin, Ward 2
Paggie Matlock, Ward 3
Mary Davis, Ward 4
Candace Williams, Ward 5

ABSENT

Ed Hren, Village Engineer	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Tom Haba, Service Director
Mark Garratt, Police Department	Daniel Marinucci, Chief Bldg. Official
Gary V Gottschalk, Mayor	Dave Tapp, Fire Department
James Climer, Law Director	Brian L. Thompson, Finance Director

** Arrived after roll call*

Meeting opened at 6:05pm by Nikolic

Pledge of Allegiance

Roll Call taken

Nikolic: Okay we can review the financials. The first thing I'd like to ask Councilmembers to draw their attention to. Apparently, he's submitted documents that we've requested. The first document that I'm seeing, the Village of Oakwood historical summary of income tax collections. Does this look like an accurate reflection of what was requested if someone requested it? I am looking at employee accrual summary. What I asked for was a snapshot of the cost of each individual employee. What I am seeing and please everyone chimes in if something if they see something different. This actually does not give a snapshot cost per employee, I guess without Brian here we wouldn't know. This is giving comp. time, holiday, personal, sick leave, and vacation. But it is not giving us a pay rate or benefits that we pay out. I don't see how we can look at this employee accrual summary and see the cost per employee. Does anyone see anything differently when they look at this? **Davis:** Ms. Matlock, what did you say was allowed in our Charter to carry over for sick time and accrued time? **Matlock:** It's 40 hours and they are only allowed to take over one week into the new year. Unless they have authorization from their supervisor. It would be in the employee handbook. **Davis:** Okay. **Nikolic:** So, this employee accrual summary seems to speak to comp time, but there's no pay rate or anything. So, we will have to wait for Brian. **Davis:** In the employee handbook, is it personal/sick leave? Or is personal time separate all together and then sick leave? It does not say that. **Nikolic:** It is divided, it seems to be divided here. It may be time to move to PTO to make it a little simpler. **Davis:** I thought they had done that. **Williams:** PTO is personal, and then sick is separate. It's always going to be separate. **Nikolic:** Oh, I thought... the PTO doesn't combine? **Warren:** No, it's personal time off. **Williams:** Sick is always separate from PTO, and holidays is also separate. Because usually if you're considering something a holiday, it is just for everybody. **Davis:** And all of the employees, we talked

about 40 hours can be carried over for sick time. But didn't say about personal time or... **Warren:** You mean vacation? **Matlock:** Sick time, if I am not mistaken, they can accumulate sick time. You can't take that, but vacation time is what they can't take over. **Williams:** It can start over every year; you don't have to do that. There are companies at the end of the year whatever sick time you haven't used, it resets. You can set a policy for that, that is just the way we have it. We have allowed it to be carried over. **Matlock:** Right but I'm just saying now based on what it has inside of the handbook that we have, it's basically vacation time. **Nikolic:** Perhaps maybe, may I suggest for this time we go through the expense report. And see if there are any expenses out of the ordinary. **Williams:** Is the Finance Director in the building, have we spoken with him? Is there a reason why we're conducting this meeting when he should be here? **Joseph:** The last time I spoke with him, he said he would be here at the meeting. **Nikolic:** But you said his car is here? **Joseph:** I am not sure if that is his car. **Nikolic:** While Councilwoman Scruggs goes to check on Brian's whereabouts. I would just suggest maybe we just take a look at the month-to-date expenses for all departments. To see if there's anything... **Davis:** My question is page 8, the Mayor's Court wages. I thought we stopped the Mayor's Court, but we're still paying somebody \$9,000 just for one month. This is only from January 1st to January 31st. **Nikolic:** They did mention that there were two clerks. And that we hadn't made a decision about whether or not to keep them on. **Davis:** Oh, so you think that was the two Clerks. **Warren:** We are paying the courts not the attorneys. I think all of our cases, at least what was reported. Is that all of our cases was being handled by Bedford Municipal Court. This is probably why you see that expense. **Davis:** Because we have Mayor's Court wages and we used seven thousand nine hundred for Mayor's Court wage. **Hardin:** Madam Chair, the fact that we did not know that the scope of the operation has changed. That's the issue, so what we need to know is what work is being done here and how does that affect these the staffing needs. And we to do it as soon as possible because this has been in place for a year. So, we don't know what happens in the department. **Nikolic:** I would I think that would be a good referral for the personnel committee to follow up on. **Williams:** Wait, what just happened? What are you guys talking about? **Hardin:** These expenses are being noted, but the statement was told to us that the operation itself, the scope of the work has changed. So, we need to know to what degree. If the work has been sent, what amount of work has been set to Bedford Courts? How does that affect the staffing? And whether or not the two Clerks are still being utilized and what they're being utilize for. They might need them, I don't know. **Warren:** Well, more importantly, we see that the Mayor's Court wages started off at \$25,412.50 and they already spent \$7,906. **Davis:** That's what I was saying, it was almost \$8000 in one month. **Warren:** They only got \$17,506.06 for the rest of the year. This isn't only based on the unapproved budget. **Hardin:** That is why we need this one here or the Mayor. **Nikolic:** So, my suggestion Councilwoman Williams, was to refer it to the personnel committee. Because when she said we should do it, I was thinking in that regard if it's with the committee. Maybe the Committee can move that along without it being a "we" situation. It's in one place where they can follow up with that issue. **Williams:** We did already request that, so we are just waiting for it. We already requested you to give us the duties that they would be performing now with the change. **Nikolic:** Requested the job descriptions? **Williams:** Whatever their roles will be now that the Mayor's Court has changed. **Nikolic:** Is that on our request list? **Joseph:** It is on the request list. **Nikolic:** Okay, who was that to, the Chief? Or was that the requests to... **Davis:** I don't know if these budgets are just the same thing that we had last year in January. Is this the exact same one or is it a different rate? **Nikolic:** May we hear from our Finance Director? **Thompson:** Thank you Madam Chair, sorry for the confusion. I'm here to answer the questions you have. If you're looking at the closeout for the first of the year, I can start explaining some of detail. **Matlock:** Where

are you at now? **Thompson:** If you look at your statement of cash position, it shows all your fund balances. We began our year with the \$330,100 and we closed the beginning balance for the General Fund. Just to look at that fund in particular. We took in, month-to-date and year-to-date. Which would be the same because it's the same month, about \$783,000. Revenue spent \$693,000, ended with an unexpended balance of \$420,404. This is all on the first line of the cash report. After encumbrances, we ended with \$277,939. Some of the normal funds with the negative fund balance that I had there. I haven't processed any transfers. I'll probably do those by the end of March. I'll process transfers to see how some of these funds, whereas the SCMR. We have some expenditures for some street projects and ultimately those dollars would be coming back. A portion from the reimbursement process from the County. So, Ed had submitted some information for that. And we gave some canceled checks where we made the payments. So, those should be coming back into us. The Senior Center Fund is just the ongoing expenses for the fund. The capital improvement, we made some lease payments... **Hardin:** When you say ongoing fund, what do you mean? **Thompson:** Those are subsidized funds, the REC Center, the Senior Fund, and the Capital. We are always just pretty much curing those with the transfers during the year that you approve me to do. **Hardin:** Got it. **Thompson:** So, this is just the expenses through the first month and ultimately I'll have the authority to make the transfers. These are just normal like in the 401 Fund, I'm just making a lease payment. I have one lease payment in there. Then the other funds the SCMR, which is that second line item. Which shows like negative \$46,362, I had to pay for a street project. Ed has submitted the information for those dollars to come back. **Williams:** When you say cure, what do you mean by that? **Thompson:** Cure, like if you gave me say the Senior Fund. You give me authority to do a hundred thousand transfers. So, I'll just monitor it throughout the year and kind of push down the transfers quarterly. With the transfers of course when you put them in the fund. They don't come back to the General Fund. So, I kind like to analyze that on a quarterly basis before I do transfers. And the transfers are always your approval level from Council. **Williams:** So, when you say cure you just mean you're going to make a transfer. **Thompson:** Yeah, make it positive. **Williams:** These accounts that are negative, where are you expecting to get these funds from? The General Fund balances? Or are there... **Thompson:** The SCMR has a couple things. Ed will give me reimbursements and also the SCMR, I have transfers. Those are always scheduled... **Williams:** SCMR has funds coming in from another entity? **Thompson:** Reimbursements from the County. **Williams:** Okay, about how much? **Thompson:** I don't have exactly what Ed submitted. But it's just a net effect of things we do throughout the year and get reimbursed. So, I would have to go back and look at what he submitted to the County. I know I paid out for some projects so... **Williams:** So, you don't know if we have \$46,000 coming back? **Thompson:** Maybe not to a penny but I know the majority of it is. And I can get the information. **Williams:** Okay, and then the rest is going to come from the General Fund? **Thompson:** Yeah, in the end when you reconcile your funds. You will have a portion, yeah. So, Ed if he gave me \$40,000 back. Then I'll move \$6,000 down from the transfers and then I'll cure the fund. **Williams:** Are you saying at the end of the quarter, at the end of year, what is the end? **Thompson:** The end, for me, I like to monitor quarterly. Because of the fact I don't want to push down entries into there before the transfers are too many. So, I kind of look at it quarterly and, of course, when I reconcile my year end. That's my end for me. **Williams:** So, we already know these funds are negative. **Thompson:** Yes. **Williams:** So, if we add up all of these funds that are negative. Is that all coming out of the General Fund except for whatever's coming to SCMR? **Thompson:** You figure Senior, REC, Capital... **Davis:** Holiday Fund? **Thompson:** Yes, Sanitary Sewer... Sanitary Sewer is just a revenue we receive from ongoing collection of the City of Cleveland. For the sewer bills for

Village, and a large majority of that would be from Ed's reimbursements as well. The SCMR is going to be a large portion reimbursement from the County on certain projects. Also, it's going to be a portion of transfers. Now the REC Fund and the Senior Fund have a portion that just collects from all the programs they're doing. But the majority is going to come from the transfer. **Williams:** So, the only two funds that I see that are going to get, possibly, grants from somewhere else... **Thompson:** Reimbursements. **Williams:** Reimbursements from somewhere else, SCMR, and Sewer Fund. All the rest of these are coming out of General Fund. **Thompson:** Majority, yes. **Matlock:** And you said the Holiday Fund is the Sewer Fund? **Thompson:** No, the Holiday Fund that's... **Williams:** Okay, so the \$277,000 is going to be reduced by all of these negative funds? **Thompson:** Yeah, if I did them at this time, and uh... **Williams:** But you're going to do them eventually. So, essentially what we're seeing as \$277,000 is not really \$277,000 because we know these funds need transfers. **Thompson:** That's correct, I mean if I cured the same language this month. It would be \$277,000 minus the \$46,362, minus the \$8,294 minus the \$7,448, minus the \$29,118, and the \$18,753. So, it would still be positive, but you would have those in a positive state. **Williams:** And to be clear only SCMR and Sewer Fund are getting those reimbursements. And you said recreation and senior get a little bit. **Thompson:** Yeah, a little bit, not so much reimbursement. They get collections from the programs there. But the majority is going to come from the transfers. **Williams:** What is that 10%, 20%? **Thompson:** I say 10%. **Williams:** Okay. **Matlock:** So, the General Capital Improvement Fund that's coming from? **Thompson:** General Fund. But we do...you're looking at the General Capital Improvement? So, the 401 Fund, I schedule in some transfers for the year, with your approval. But also, we get a portion of property taxes that go into that fund. When they send me a settlement sheet from the County. They have listed bond, capital, and general. So, when they give me that breakout on that settlement sheet in the County, I'll post revenues there. But the dollars I do get from those property taxes. Is not enough to have enough revenue for that funds, so I put in a transfers. And you guys approve me every year as I assess what's going to be spent and what's going to be received. **Warren:** The thing that I have a concern about is the SCMR Fund. That apparently, and probably the Senior Fund. Those are probably carryovers from expenses of 2023. It's impossible to me, for those to the expenses that have accrued within the last thirty or even the last sixty days. So, those are deferred billing, those are actually related to 2023. **Thompson:** Well, even if they... I'd have to run a detail to see but... **Warren:** I mean, but you can look at it yourself that, it is net is next to impossible. Based on the function of the SCMR Fund. What sewer projects or whatever projects that we have in the month of January. That would cause us to be paying in February. **Thompson:** Yeah, your statement is somewhat correct. But the timeline of finishing those projects and Ed says, okay we reviewed it as the engineer and things look good. Then he'll send me out pay requests. So, it could be work from 2023. But even when I get the pay request and if it was from 2023. I paid it in 2024, then we'll send that information to the County. They'll still reimburse me for the payment. So, you are correct it could be from 2023. **Warren:** Now the question I have, a recommendation that we need to see. Going forward with a lot of these developments and projects like that. When we have projects, and the funds are going to be drawn from the County. We need to have a report, and I don't want to over report things. But we need see when we get ready to start a project. What is the net out of the Village? You know, they would say the Village pays 10% and the grant is whatever. The Engineer should be in a position to tell you what the estimated cost of the project is. Even if there's change orders and the projects cost more money. But the estimated costs of a project, let's say you projected the lowest bill was \$420,000. So, the question becomes from the grant that we supposed to have in that. how much of \$420,000 out of pocket are we obligated to do? This should be something that Ed and you should be

able to know right off the bat for every project or all of these situations. Because if you're saying that you waiting on Ed to tell you how much the reimbursement was. For me, if he told me, well I'm gonna make the request for the reimbursement from the County. I am going to say, how much is it?

Thompson: Now that process does happen every year. That's how I get the SCMR budget and that's how I get the Sewer. Now Ed sent you guys a preliminary projection of those numbers you're talking about for 2024. I think it was back in October when he sent it. So, he's showing the project, he showing the grants, he showing out -of -pocket for the Village, so he does do that. **Warren:** But we want to see the actual. **Williams:** What he saying is, we should know of this \$46,000, what we're going to be reimbursed. You should know that number. **Thompson:** Yeah, if it's a part of the reimbursement. I would have the documentation. **Matlock:** Do you have the documentation?

Thompson: Yeah, because he sends it to me on a pay request. Then once I make the pay request, he'll ask me for the cancel check because we got to pay it first. Then I'll give him the cancelled check. Then he binds his report. It may be something additional, but he ends up sending it to the County.

Warren: So, actually you're the one that gives him the information for the cost. As it relates to each project's out -of -pocket expense of the Village prior to us getting reimbursed. **Thompson:** No, he... you know I had a first estimate or an actual pretty actual from what they did... **Warren:** I know but I'm just talking about the checks. You just said that he calls you and asks you what checks we paid towards project XYZ. And you say I'll look at my thing and this is how much we paid towards XY and Z. **Thompson:** Yeah. **Warren:** Right, so what I am saying is that he actually gets the information from you. You're not waiting on him to give you the information, you're giving it to him. **Thompson:** No, it's a little different because say the project is \$140,000. Ed comes along, he's giving me these tiered pay requests. As whatever engineering inspection he is doing. So, the \$150,000 project, he said, okay Brian, go ahead and pay \$40,000. This is pay request one. So, he'll compile the paid request one, I'll pay him \$40,000, then you still got that \$100,000 out there. So, he's probably still doing some engineering assessment for that end result of pay number two. Or it's going to be a pay number three. But he is compiling as he sends me those pay request. Now, the pay requests for all of them. Should pretty much, I would say 99% come back to his spreadsheet that he sent you on October. The actual cost of the project is going to be there. So, that's kind of how it works when he sends me information. But I can provide you with the pay request which will show the reimbursement. **Williams:** We don't need all of that. This is what we need you to do. We need to come prepare when we have these meetings. To tell us, of these negative amounts, what is going to be reimbursed. SCMR how much are you waiting for of this \$46,000. Because then we can look at that, look at the ending balance, and say, okay, those funds, we don't have \$277,000. If we're getting \$30,000 as a reimbursement for this fund, that means we are going to owe \$16 ,0000. We can reduce that, like we do not have an accurate picture. So, you should be able to come to us and tell us recreation, senior, even if it's a very close estimate. Here's what is going to be reimbursed or collected. Here's what we are actually going to have to take from that General Fund balance. Without us knowing that, these funds just sitting in the negative. We have to be able to add that up and take that out of that General Fund balance. You have the come with that information, we need to know that. **Thompson:** Okay. **Scruggs:** I just want to make sure that I'm understanding. This \$277,939.80, is all that we have to support everything? For even paying the staff, all of that, that's what this total is right here? For the year, as it stands right now? **Thompson:** Yeah, right now. **Scruggs:** So, what I did was I went down and added up all of the ones that were in parentheses that were negative. Which turned out to be a total negative, if we don't think about what we're going to get back as reimbursement. That was \$102,104.65 that is in the negative. Then we have a current available balance right now as we stand without any reimbursement

of \$175,834.43 to operate on as of right now. **Thompson:** Yes. **Williams:** That's how we need to be communicated. Like that is what we need to know. Because we are operating in the blind without that type of clarity. That is the conversation we needed to have in these meetings. The overview is great but you need just start to drill down into these funds are negative. Where is this money coming from? And if it's from the General Fund then we are not looking at \$277,000. **Thompson:** At this current period, you also got to keep in perspective the full projection for the whole year as well. **Williams:** We have to balance that though, right? It's a balancing act of where we are at right now and where we're going to be at the end of the year. But we need that type of clarity. **Thompson:** Right, okay. **Matlock:** But right now, that \$46,000, you said you have that balance. You know exactly what Ed... **Thompson:** Yeah, between reimbursements and my transfers, yes. **Matlock:** And you have that balance in your office? **Thompson:** From what is coming back? Yes, he gave me the pay request. **Matlock:** And you can put your hands on it right now? **Thompson:** Yes. **Matlock:** Okay, do me a favor, go get your hands on it. **Scruggs:** So, just for clarity, the \$175,000 roughly, that would be available. Would be for us, right now, to operate everything that's on the sheet, right? **Nikolic:** What is the ARPA Community Grant Fund? Johnny, do you know? **Warren:** Nope, where do see it at? **Scruggs:** 252 Fund. **Nikolic:** ARPA Community Grant Fund, it's right here on the front, it's \$500,000. **Howse:** Those are federal dollars, from the government. **Nikolic:** How can it be used? Do you know? **Hardin:** There is a list of things, it's restricted. **Warren:** This is the grant. **Nikolic:** It is government funds? Please, go ahead... **Williams:** It is the American Rescue Plan Act funds. **Howse:** I just wanted to say to answer your question, Taunya. All the other funds, 200 they are restricted. So, therefore that means that they can only be spent for what it's titled for. And then the General Fund is for operations. **Scruggs:** Okay, thank you. **Howse:** There are some like in the SCMR. I think that he pays some of the Service Department Director, which you can do that. Because it's related to streets and repairs and stuff like that. But for the most part, majority of all general operations, salaries, benefits, all of that is paid out of the General Fund. **Scruggs:** I think we're losing... **Williams:** But we also make our transfers for these not to be in the negative from that General Fund. **Howse:** You just can't do the opposite. You just can't take the money out the special revenue fund and transfer it to anywhere else. **Thompson:** Yeah, I never transferred out of special. This is the example coming from Cuyahoga County. This is just example for the 2024 road maintenance. You can see at the bottom where they are anticipating not to exceed \$47,700. So, I mean I have to go back and I'll bring in a detail on these projects and reimbursement. It was in that October email. **Williams:** I don't think... **Thompson:** The communication is coming, if you read the bottom on how they're going to reimburse us. **Williams:** This says your total reimbursable cost may not exceed \$47,700. **Thompson:** Right, I just wanted to share the communication that we get these reimbursements. I'd have to go back into this detail and bring back the expenditure and the reimbursement. But this is the type of communication I get from the County. **Williams:** The question is, is this \$47,700 what's going to be reimbursed into the SCMR Fund? **Thompson:** Yeah, that type reimbursement goes in SCMR, when it's a street project. Because it is for the road maintenance. It's like patching the holes and things out on Broadway. **Williams:** So, this is the money that you're talking about. That's going to reimburse or... **Thompson:** Yeah, throughout the year, yes. **Williams:** Okay. **Hardin:** Throughout which year? **Thompson:** They said 24 -road program. **Williams:** But that's the total amount, right? You just don't know what's coming in next as the reimbursement. **Thompson:** I'm going to give you a full detail what I anticipate. It's in that communication from October too, but I know it's kind of hard to read. **Williams:** She asked you if you could put your hands on that amount. But this is the total amount that's going to come over the year. **Thompson:** Yes. **Williams:** Okay. **Thompson:** And I also mentioned that it would be

reimbursements and also the transfers you approve. So it could be a combination of both. **Davis:** This is \$46,000 already; we haven't even started the roads yet. So, we have not spent them yet. **Thompson:** Just let me come back to you, I'll do a nice spreadsheet for you. I will show the expenditures and I'll show you what is reimbursable. So, I can show you the details. **Davis:** Back to Recreation, how did you get \$8,200 for one month behind? We didn't have any REC programs in January, besides the Super Bowl. That was a two-hundred-dollar project. **Nikolic:** Go into your ledger. **Davis:** Yes, but it has wages for the Recreation Director for classes. So, that's for one month for her for classes? **Thompson:** That's pretty much the total or the expenses. It's the salary, the PERS match... **Davis:** So, she's already gone way past her amount of allotment that we allowed. Because with \$8,000 every month would be... **Warren:** \$96,000. **Davis:** Yeah, I mean, just for her. **Thompson:** If you look at it right now, the 204 fund. You gave me a temporary budget of a third. So, you figure \$8,000 times three is only \$25,000. So, it is not going over. **Davis:** It did go over because we only had \$4.14 in there. Now it is \$8,294 negative is what I meant. **Thompson:** It was negative for the month, but it was on the lines of the same conversation with the transfers. I mean, if you kind of drilled it out for a temporary budget that was only for January through March. If we took the \$8,000 she spent here today times three. She would be under this third of the budget, which we put \$55,000 in there. So, she wouldn't be over the appropriations. But because we got the expenditures, I haven't pushed out any transfers this short. **Davis:** Now the other one I have is the Senior Center Fund. All we spent on was senior lunches and senior enrichment. What did we do for senior enrichment for one month for \$11,000? **Nikolic:** \$18,000. **Warren:** \$18,317. **Davis:** The amount you spent this month. It says \$11,457 for senior enrichment and almost \$5,000 just for a senior lunch for one month. **Nikolic:** Do you have the expense transaction ledger? **Thompson:** That's what I'm looking for. **Nikolic:** Councilwoman Davis do have you expense transactions ledger? It will show you, go to 208 in your expense transaction ledger. **Davis:** Why do we have that high of a... **Nikolic:** This will tell you the detail of what they spent. You can start page 21 of 24, look at 208 because 208 is the fund. **Thompson:** When the Mayor gave me that vitamin D program, \$12,000 was to buy those pills. **Matlock:** Huh? **Thompson:** Yes and he puts it in his budget. If you go back to your exhibits when he shows you what he's spending. He puts the Vitamin D pill purchases that he hands out to the seniors for free. That's why it was that much. **Davis:** So, the senior enrichment is the Vitamin D? **Thompson:** That was the majority of it. **Warren:** You know what, speaking personally I take Vitamin D every day, two pills a day. And I get a bottle of 500 pills, so... **Thompson:** Well, that's what he's doing. **Williams:** Can you get us the purchase order on that with the details. Who are we paying? Where are we buying from? **Thompson:** Yeah, Purity products. **Nikolic:** Purity products, vitamins for \$11,000. **Warren:** You got an invoice for that? **Thompson:** Yes. **Warren:** Can you get that? Who is the company? **Thompson:** Purity Products. **Warren:** Where's Purity Products at? **Thompson:** It might be out in Texas if I'm not mistaken. I'll check it out, I will pull the purchase order. **Warren:** What we would like to do if it's okay with everyone. All of the funds that are in the negative. I would like to see the invoices and the record of payment for the SCMR fund, REC fund, and General Capital Improvement fund. This may help us to understand why we have \$8,000 over here. We just want to see the invoices and things that add up to that expenditure. **Thompson:** Your expenditure detail kind of shows that. But if you... **Warren:** I know, I just want to make it simple. **Davis:** The Mayor's court wages, Mr. Thompson. Who is still working in the Mayor Court? Because I thought that was dissolved. **Thompson:** I don't think it was all the way dissolved. The Chief can tell you if you need to. But you got Carolyn Jones, she sits in the back, and Yvonne Jones. **Davis:** Okay, so that amount for that is those two people only, Deputy Clerk and Clerk of Courts? **Thompson:** Yes, salaries in that

area is just for those, two. **Nikolic:** About the ARPA funds, what's the plan for those funds? Is there any plan? **Thompson:** Yeah, Ed's going to be using those for some street projects. I know he had it laid out for \$250,000. He does have it in that spreadsheet, but it's street funds. **Nikolic:** Okay, Any other questions for the finance question? **Davis:** What I requested was for the Huntington Bank statements. From what I got; you gave me January through June. And I will need July, August, September, October, and then you've got November here. You only gave it to the end of June. From January 1st to June 30th, and I didn't get July... **Thompson:** You talking about last year of course? **Davis:** Yes, of 2023, July, August, September, and October. Because you just gave me November. We don't have December's. I mean I know you pay in December, but we don't have December statement also of last year. **Thompson:** Okay, I'll check for you. I swear she gave you a whole year, but I'll check. So, you need July through the end of the year? **Davis:** Yes of the Huntington credit card statements. **Nikolic:** Is the Vitamin D program ongoing, or is that? **Thompson:** Yeah, he's been doing that for the last, maybe two, three years. He did bring in his exhibit for his senior department and showed that expenditure to Council. **Nikolic:** But is this \$11,000 the total for a year, or would there be more? **Thompson:** That's for that year. **Nikolic:** Okay, this is the total purchase of the Vitamin D that he'll be distributing throughout the year. **Thompson:** Yes, this is December 2023 in January here Ms. Davis. If you look at the closing dates because the transactions are always kind of a month behind. So, you got to look at the closing dates. I gave January and December, December last year and I gave you the current one. **Davis:** Okay, so I need July, August, September, October, and November too, please. **Williams:** As a follow-up to her credit card request. We don't have the detail for Home Depot. **Thompson:** There were no purchases. We made a payment, and we didn't buy anything. That's why you don't see anything. **Williams:** Is there something we're paying on? **Thompson:** Yeah, the credit card. Tommy usually uses it the most, every now and then the Fire Department. **Williams:** We don't pay this off every month? **Thompson:** Yeah I do, it's paid off every month. I think that one might be all auto-paid. **Williams:** So, where is the detail for what we paid for. **Thompson:** It would have been the month prior. I was trying to provide you the current statement. So, I'd have to get you, you know, they're always kind of behind. **Williams:** So, yes, we need to get caught up with that. Then we're still waiting on Amazon details. **Thompson:** Well, we are current with our payments. (inaudible). **Williams:** What we are asking for and have been asking for. Are the details from the credit card statements. That actually shows us what's being purchased for us to see a payment. We can see that in the other transaction histories, which is good. But we also would like to see them detailed. **Thompson:** Right. **Williams:** We are still waiting on Amazon's. We see where the credit card is being paid through Huntington. We do not see what purchases are being made through Amazon. That is what we need. **Nikolic:** Brian, really quickly, the historical summary of income tax collections. Which Council member requested that in what was the... **Thompson:** Yeah, Ms. Hardin, without knowing the change. I know we collected about \$7.9 million dollars last year. If you look at that exhibit, the big part, of course, with corporate taxes. Then you have your net profits, and then you had your individual. I think the individual comes in at about \$340,000 a year. So that graph is showing you all three. The blue is the company's withholding. Then you got the withholder individuals in the Village. Then the top part being that profit. We had about \$7.9 million dollars. If you look back at your December report you can see the total. **Nikolic:** Are there any other questions for the Finance Director? **Hardin:** Madam Chair, because of what I see we need, and we need it soon. The finance meeting usually starts at six. Maybe at some point in time we might want to consider having additional meetings. Until we get everything we need. **Thompson:** That's fine, just advise

when you want to do those meetings and I will be available. **Nikolic:** May I have a motion to adjourn?

Motion to adjourn made by Davis seconded by Warren

YES VOTE: Nikolic, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Adjourned at 7:01p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica L. Nikolic, President of Council

**VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
2024-2-27**

ATTENDANCE

Erica Nikolic, President	Brian Thompson, Finance Director
Johnnie Warren, President Pro Tem	Tom Haba, Service Director
Taunya Scruggs, Ward 1	Dave Tapp, Fire Department
Eloise Hardin, Ward 2	Mark Garratt, Police Department
Paggie Matlock, Ward 3	Matt Jones, Village Engineer
Mary Davis, Ward 4	Daniel Marinucci, Chief Bldg. Official*
Candace Williams, Ward 5	James Climer, Law Director

ABSENT

Gary V Gottschalk, Mayor	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	

** Arrived after roll call*

Meeting opened at 7:01pm by Nikolic
Pledge of Allegiance
Roll Call taken

Motion to remove Jan. 22nd, 2024, Council meeting minutes off of the table,
Made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams
MOTION PASSED

Motion to approve Jan. 22nd, 2024, Council meeting minutes made by Scruggs seconded by Hardin
YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams
MOTION PASSED

Motion to approve Jan. 23rd, 2024, Finance meeting minutes made by Hardin seconded by Warren
YES VOTE: Hardin, Warren, Scruggs, Hardin, Matlock, Nikolic, Davis, Williams
MOTION PASSED

Motion to approve Jan. 25th, 2024, Special meeting minutes made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams
MOTION PASSED

Nikolic: Do we have any correspondence from the Clerk? **Joseph:** I do not have anything.
Nikolic: Moving on to agenda item number six, department reports. May we hear from our Law Director.

Departmental Reports

Law Director- Climer | **Climer:** Thank you madam chairman. As to the Macedonia road situation, the Gray Brothers. Mr. Marinucci, myself, and Ross Cirincione have been in communication with one another. We've identified the potential courses of action. Dan, to my understanding, is sending a letter to the Gray Brothers. Which is a necessary prerequisite to citing them for improper use of the property. There are a couple other potential items that may result in direct citations if they do not cooperate. With that said, I'm happy to answer questions. **Davis:** Did you actually find out what they're actually doing? **Climer:** We consulted the Secretary of State's records. They list the business as being a used car dealership. Which is not permitted in any of our zoning districts on a standalone basis. It can be part of a new car sales lot. But that's obviously not the case. **Davis:** Okay, and you just mentioned that we did not give the letter to them? Because they are cleaning up. All of a sudden, they start cleaning up and getting rid of some of their cars. So, I don't know where they heard it from. Or where they got it from, but they are cleaning it up. **Climer:** Honestly, I'm not sure what direct communications Dan and Ross may have had with him to date. But Dan could just provide the letter, as I say, the necessary prerequisite for one of the citations. **Davis:** Okay, and was there a date on when they have to have it cleaned up, or whatever, straighten up? Or do you know what the date was on the citation? **Climer:** The letter notifies them of the issue and of setting up the meeting to get it cleaned up. Those dates offered were in early March. **Davis:** Early March, okay, thank you. **Nikolic:** Any other questions for our Law Director? Hearing none, may we hear from our Finance Director.

Finance Director- Thompson | **Thompson:** Thank you Madam Chairman. At this time, I don't have any additional reports. I can entertain any questions, thank you. **Nikolic:** Based on our request relating to the 5% raise. Have you fulfilled all those requests? Before I start that, I would just like to draw everyone's attention, all the directors. To the request report that we are circulating. It will go out every Friday. We'll try to update it, but if once you have received it. If you could review it and make sure that any requests that you have that are outstanding. To get them out to the Council person that's requested them. That is an ongoing document that we're going to be updating. It'll be circulated every Friday with requests that were made by Council. So, we have a copy here. But on that form, I know we all of our requests. Are you current with all those? I know I've seen a couple that potentially applied but not quite. So, are you up to date with those requests? **Thompson:** Not all of them, I know I communicated with your Clerk. She sent me a list and I could not fulfill all of those last week. But the one where you wanted the salaries, the rate of pay, and what calculated out the benefits. Was a little more retrieval of information. When you ask for the salary ordinances, you probably have to reference your Clerk. To see if she can search back to get those salary ordinance, because that was one of them. When we did do that handbook, I think in 2021 and 2022, when we revised it. I did hand it out to departments, but we were gathering those acceptance letters that they did get it. So that's in process, but I think I gave you about six of the requests that should come off my list. I have to complete those other ones. I will have it by the end of the week. **Williams:** So just as a follow up, for the payroll one, we asked for salaries, benefits. We also asked for vendors, anybody that basically received payment as of 2023. You don't have in your system that you use. Where you

can print out everything that was paid out for 2023. You don't have that summary? **Thompson:** Yeah, you had ask me for the 1099's, I did provide those. I gave the name and amounts, and I redact the social security numbers and things that you ask for. **Williams:** For salary...

Thompson: Yeah, for salary, when you're pulling out a pay roll. It doesn't pull like your benefits or things like that. So, I'll get the names, I'll get the rate, the grosses. So, I have to kind of go in there and tweak it for the workers comp thing, the medical, PERS, the Police. And then get a comprehensive report. So, that's what I'm working on right now to submit to you. That was the biggest one. **Williams:** Okay. **Warren:** How long do you think it'll take? **Thompson:** I'll have it by the end of the week. **Nikolic:** But this request was made at the second Council meeting. And so, we're at the second Council meeting in a month of February. Are you involving your staff, to assist you with these requests? **Thompson:** Ultimately they have to but, I have to review them.

But also, I've been a lot of discovery mode. I had to do some audit stuff. Just quite a bit of information I had to work with. I still had to pull something for, me and the Law Director been working closely. So, it's no excuse but I have had an overwhelming amounts of requests for some information. So, I will have that salary run by the end of the week. Because it was quite a bit of information. And I had to scale back over those periods of years. Making sure that the information, the rates, and everything. So, I'm just putting it together for you to have a nice management report that you can review. **Williams:** Is this report straight from the system? **Thompson:** Yes. **Williams:** Okay. **Thompson:** All of the reports are always straight from system. **Williams:** Two things, if there is a report that has access to that gives us information instantly. Like if you have the access the salaries and benefits, whatever is in there. Get us that and then you can add on the rest. Because it's going to be a lot of information. We can start reviewing the first piece of it. **Thompson:** Okay, I'll give you those tomorrow. I get you the names and the rates that you wanted. So, will I forward those to Tanya. **Warren:** How many personnel do we actually have full-time? Do you know off the bat? **Thompson:** About 41, the rest are part-time majority of them, and 66 on fire. **Warren:** Okay. **Nikolic:** And you said by Friday? **Thompson:** I'll have that report with names rates and gross. I'll give you that tomorrow. But I will work on that continual one when it lets me see the benefits. So, I forward that to Tanya tomorrow. **Williams:** Do you have an update on the status for the 941's? Let me also ask this, if we filed 941's, do you not keep record of what we've already filed and provided to the IRS?

Thompson: Yeah, we keep records pretty much at the end of the tunnel. I'm waiting for a little communication from IRS. So, hopefully that will be completed as well by the of end the week. **Williams:** I sent you that request on January 10th. **Thompson:** Yep. **Williams:** Are you telling me you had to go to IRS to get those files? **Thompson:** Some of the stuff that you were asking for was expansive. You asked for some notices and things like that. So, yeah I had to communicate with them. **Williams:** So, if we get notices from the IRS, we don't file them? Because we're a public entity, we have to keep those documents. **Thompson:** Yeah, if you turn that information to IRS of course you keep it. But it was like some more expansive stuff you have in there. But I'm going through it, and I'll have that complete report for you. **Williams:** By Friday you said? **Thompson:** Yeah, it should be completed by then. **Nikolic:** Any other questions or comments for our Finance Director? Hearing none, may we hear from our Service Director.

Service- **Haba| Haba:** Thank you Madam President. I don't have anything to report tonight. I'd be happy to answer any questions. **Hardin:** Remind me, what month do we do our spring cleanup? **Haba:** We don't have a date for that. We have over the past years. You have spring cleanup day or summer just any kind of cleanup day. We put fliers out, we haven't done that probably, in the last couple years. But no specific spring cleanup day. **Hardin:** Can we start thinking about a date for tires, paint, and so forth. **Haba:** Well that we usually do that one time a year for the tires. We are kind of held on that because we collect them curbside from the residents and we store them. We don't want to keep them for you know eight months. We do it September every year, the paint thing. We can do the computers and paints more often if we need to. Because we can dispose of them in different areas in the County. But the tires would just be once a year still. What we could do if there's a need to, but we haven't picked up. That number's been down a little bit the last couple years. Because we've been doing it every year with household hazardous waste, the paints, and computers. Has been down the past few years. But if Council feels the need to, we could do that again. But the tires will still be just once a year. **Hardin:** You're aging me, so what I'm hearing you say. That instead of us like in the old days when we had a spring cleanup day. You've chosen to target certain things like paints and tires. **Haba:** Well, see maybe I misunderstood what you're saying. We used to sometimes go around picking up litter a couple times a year. If that's what you are talking about, the litter part of it. **Hardin:** Yes. **Haba:** As far as the getting rid of paints and hazardous waste, the tires, and computers, we do that every September. **Hardin:** Okay. **Haba:** You can only get rid of the tires in September. It's usually mid -late September, so we usually do it early in September. But if there's a need we could do the paints and computers more often. But it's been going down every year, the last few years. As far as litter goes, we can do that. **Hardin:** I'd like to see that, thank you. **Haba:** We have been keeping up with it a lot lately because we haven't had snow. We've been out a lot lately picking up litter. We talked about the County prisoners. They were just out on Broadway yesterday, just coincidentally. **Hardin:** You're doing a pretty good job on Forbes and thank you. But just kind of think in case we, you decide. That was my question. **Davis:** Just want to comment. They're still doing a great job, Waste Management. At least a couple times a week, I'm seeing them out, both ways. Is it Oak Leaf and then Fair Oaks going north. Yes, they've been keeping up with that. Because there is a lot, I followed a garbage truck from them one time. The stuff just flies out from them. But they are doing a good job and thank you for keeping up with that. **Hardin:** The utility pole that is up on Forbes on the exit ramp. Who's going to put that back up or why is it down so long? **Haba:** Is that the one in a triangle? **Hardin:** Just as you pull off of Forbes onto the highway, onto the ramp. **Haba:** Yeah, that's a state one, I called in on that. **Hardin:** Could you remind them? **Haba:** Yeah, they knew about it back a few months ago, or whatever it was. But I will call them. **Hardin:** Thank you. **Davis:** Question, every single resident received a garbage can, and a recyclable can? **Haba:** Correct. **Davis:** So, every resident has both of those? **Haba:** Yes, pretty sure, yes. And they can get, actually I get calls once a month. People go out and buy one and they fill it up. And the garbage man picks it up a lot of times, but they don't have to. You can rent another can, buy another one. I don't know what price, it's like \$4 a month and you'll get another can. Some people have more, there's a lot of people living in the house. They get that for, I think it's like \$4 a month I believe. **Davis:** Okay, thank you. **Nikolic:** Service Director, do we have a schedule of litter pickup that you follow

monthly? **Haba:** No, we hit the bad spot. So, like I said, we have help from the County prisoners sometimes. Waste Management's been keeping up lately on some of the streets, and we do it between. That's how busy we are with that. But we do hit the Forbes area, which does get a lot between Sonoco down there and Lamson. We go Sonoco to Fair Oaks, Forbes to Lamson, that gets a lots. The playgrounds don't really get lots. So, we try, especially in the summertime, once a week on those areas. It doesn't happen every week, but we try once a month on those areas.

Nikolic: But overall, monthly, at least once per month, are you getting (inaudible)... **Haba:** We might not be on Garden Road, you know, for six months maybe. But most streets, as I said, we try to get it as is basis on that. **Nikolic:** Any other questions or comments for our service director? **Resident:** How many streets do we have at Oakwood? **Haba:** I'm not sure exactly how many streets. I know that it was 25 probably about 27 Matt. About twenty-seven probably miles on all the streets. **Jones:** Yeah, as far as actual number of streets. I can probably get that information pretty easily. **Nikolic:** Any additional questions or comments? Hearing none, thank you. May we hear from our Fire Chief?

Fire-Tapp **Tapp:** Thank you Madam President. February 20th marks the one -year anniversary of the *I. Schuman* explosion. This February has been no different for us. We're at about 170 calls for the month of February right now. We responded to five structure fires just in the month of February. Helping out Bedford and Bedford Heights and we've had two of ourselves in our cities. Right now, I'm working closely with Life Force Ambulance Billing on a three-month project with DASH survey. Once that's complete, the survey is done. We should be able to increase our Ambulance Billing funds coming. **Williams:** Do you know how you're planning to increase that or is that? **Tapp:** It's all done through Life -Force itself after they get the data collection. **Williams:** Okay. **Nikolic:** For residents, we'd love to pull your questions. We have a section where residents can ask all your questions and it's coming up soon. So just jot down all of your question you have for any Directors or Council person. And we'll have a special section dedicated to your questions. Any other questions for Chief Tapp? **Davis:** Mr. Tapp, question, you said the anniversary for *I. Schuman* was the February 20th or something? Now I looked but EPA, their last report that was given on that company was May 23rd. So, is that all finished up and everything? **Tapp:** I don't know that everything is finished up. They are still cleaning out the facility, they still have people working in there. But as far as fire stuff, we are done with business over there. **Davis:** Okay, because I was surprised that May was the last recording in EPA whatever reports for them. All right, thank you. **Nikolic:** Really briefly with the handbook, I just wanted to follow up. I know you've been in contact with the Law Director regarding updating the sections with that. So, if you could just keep us in the loop with where you are with that. Because it's my understanding that when the handbook was updated. The Fire Department did not have their input, is that correct? **Hardin:** They have their own. **Nikolic:** So, if you could keep us up to date with where you are with the process of updating your sections with that. **Tapp:** Yeah, I can keep you updated. **Nikolic:** Okay, any other questions or comments for the Fire Chief? Hearing none, may we hear from our Building Director?

Building-Marinucci | **Marinucci:** Thank you, Madam President. Ms. Williams, I was incorrect about what I said two weeks ago. I did send the certificate of occupancy report. I always thought it was tied into the point of sale. But when we were generating it. The memory came back on how difficult it is to get the information. I met with Tom Souza for extensive hours. To get into the program to try to really give us the data that we want. For instance, the certificate of occupancy on residential. You'll get a commercial application for a contractor that puts an electrical permit in. So, what we did, to see is, are we inputting this wrong? But what we went into, we backed into all the permits. We got into issues that were generated that shouldn't be in the database. And we do not make any inputting errors. That would have been easy on our part to fix. So, once we were able to figure out that. Now we're in touch with the holder of the... it's a proprietary software. So, we are in touch to see if we can get a couple of these bugs worked out. And for instance, when you look at that report. The first numbers that come in are the rental properties. The reason why was the first ones. The people we took to court last year were the first ones this year to pay the rental fees and we have to give them a certificate of occupancy. But that certificate occupancy for the rentals is not really somebody moving new into your jurisdiction or ward. Upon which you really want to know. But the report encompasses a lot of information that you'd have to go through line by line. And there's 385 pages, I believe, in the report that that I sent. But we're working on it, hopefully, we can get it resolved. And basically, I'm here for questions then. **Williams:** Did I hear my name? Were you directing it? **Marinucci:** Yeah. **Williams:** I missed that, what were you talking about? **Marinucci:** I mischaracterized when you mentioned that a year ago I gave you that information. I said I was giving you point of sale information, and I was wrong, you were right. I issued a report a year ago, that's a certificate of occupancy. That is what you mentioned to me, and you were correct on that. I was just trying to get you what you needed. **Williams:** So, a year -ago I think I remember you saying you all were having trouble with the software. Is there someone that can...because I know that we purchased new software that was costly. Is there someone that can provide you all training on how to use it? **Marinucci:** We know how you use the software. Using it is pretty easy, It's the capability of the software. And more than once, I have requested, let's get a new firm in. But when you call around and Tom has done this, and I had talked to other jurisdictions. They are all having a problem with this. See, SOPO was really good because it was around for 20, 30 years. But when they sold out all these new people came in. And so, all jurisdictions changed, and this is the second one we've been in since the change. When I talked to Tom Souza about making a switch. It's kind of going back to square one again. I would like to get the issues fixed if we can. Like yesterday, I'll give you an example that drove Lillie crazy. She could not get the deposits to show up in the list of deposits in it. It was logged in properly, but the report won't generate the deposits to give to Brian. So, we're having some minor issues. And Tom Souza has been over a lot to work on those kind of things. I'm hoping that we can get it resolved. **Williams:** Is Tom IT for us? **Marinucci:** Yes. **Williams:** Do they not have a technical assistance center for the software? **Marinucci:** I don't know where the owner of the software is. It's a third party, we contracted with them. **Williams:** So, we purchased... **Marinucci:** It was City Force... Thompson: I think it's City Force, they pay an annual support agreement to get technical services. **Williams:** Did you hear what he just said? **Marinucci:** Yes. **Williams:** Okay, so who would be in charge of contacting that number, making sure you all have... **Marinucci:** I go to Tom Souza. **Williams:**

Who on your team, though? Because Tom is IT, right? **Marinucci:** Yeah! I talk to Tom Souza.

Williams: And then you train your teams about how to use the software? **Marinucci:** Yeah, we don't have an issue on how to use the software. That's not the issue, we know how use it. We've had extensive training on it. **Williams:** Okay. we're going in circles, let me just pause. What I'm trying to get to is, we've been talking about how to give this information into a report for a year. So, either you all are going to have to do an excel spreadsheet or contact the Technical Assistance Center. But it sounds like we pay for this for them to support you. So, maybe we're not asking the right question. But it sounds like you're saying. You all still don't have the full function of using and getting the information you need. **Marinucci:** All I know is, we will give you all the spreadsheets you want. As soon as you get me another person to come into this office. We are so understaffed, we had Dave and Crystal and we lost one. And we haven't replaced them because all the resumes that came in. Wanted three times the amount of money that we were willing to pay. So, they were never replaced. So, we don't have the time to be doing spreadsheets upon spreadsheets on top of this. I don't have the personnel to do it. **Williams:** Let me finish my comment. You always seem to create an issue that doesn't exist. What I'm asking of you is to figure out who needs to help support you in getting whatever you need out of that software. You're making this bigger than it is, and it doesn't have to be. **Marinucci:** I'm just explaining what we're trying to do to get the software going. **Warren:** Okay this is the problem and I understand exactly what she's saying. If you have software and I'm not a computer person, I'm a bricks and mortar person. But if you had a software that you paying for. And the company sells it to you, why are we hiring or why do we have a third party resolving the issues. Rather than having the creator of the software resolve the issue? Whoever owns the software should be the ones providing the technical assistance. That will be able to train you, so that we can get the full effect of what we're paying for. But if we are going through a third party, paying him and it's not getting anything resolved. So, why wouldn't we send an email or call a person from the company. And have them to come directly to the Building Department. Film it so that you can see if Souza is saying he's doing something. Not knocking nobody but if somebody is doing some for a year and this isn't resolved. Then the question becomes bring all of the parties together. Bring the software person together, bring your IT person together and sit down with your staff. Or even if you don't want your staff, sit -down and get the issues resolved. Tell them just like the Council president, we are sending the directors questions that we have. Why don't we just write out everything, the problems that we're having. Which you always articulate. Write them all out and say these are the problems that we're having. How can you resolve it because your software is supposed to do it? **Marinucci:** That's what's going on now. The holder of the software, City Force, knows what we want to do. I'm told they're working on it. **Nikolic:** Just to bring it into context and make sure I'm clear. I'm understanding the basis of conversation. The purpose is to get, because if I'm understanding correctly. The software is supposed to tell us who is moving into the Village and when. Is that the purpose? Is that the information we're trying to get? **Marinucci:** Not at all, the software's supposed tell us the residential certificate of occupancy. **Nikolic:** But from that we wanted to know who was moving into the Village? **Marinucci:** That's whoever holds the Certificate. So, every year, you'll get any new person that comes in. And every rental property issued will be in it. You'll have those two areas in that. But you wouldn't have permits in there, and you won't have the commercial end of it coming into the

residential end. So, it's in their purview of how they're pulling the information out of the dab. **Nikolic:** Okay, but the root of request is so we would know who was moving into the Village when. Is that correct, Councilwoman Williams? **Marinucci:** You would who the certificate owner is. **Nikolic:** Because the request is so we understand who is moving into the Village when. Is the software the only way to understand this question? Through that software? **Marinucci:** That is where the information goes, so you generate the reports. **Williams:** Okay, so we just kind of restated the same thing. You all asked to purchase that software and we approve the budget for it. So, when you ask for something and then we then give the budget for it. Then you come back and say, we can't work with it or we can't get what you want. But we need another person. We need you to get what we're asking for done. It can't just go unresolved for a year. Another person, us spending more money for it to go unresolved for a year is not a solution. **Marinucci:** I hope we do get it for you. **Hardin:** Madam Chair, I'd like to go on public record. I'm going to ask a question. I think the Council chair has come up with a real solution to some of what may be a misunderstanding. And that you're being asked a question and then sometimes you might forget to put it on your to -do list. So, I'm going to ask you to put this on your To -Do List. What I am asking you to give, and you can give it at the next meeting. I would like to know what your hours are. **Marinucci:** I'll tell you right now, I work three days a week. I work three days a week, in the Village, at the Mayor's request. And I do a lot of work at home. **Hardin:** Gotcha, and the staff hours, the hours that your department is open, how many? **Marinucci:** The staff hours go from 7:30am to 4:30pm. At 7:30a.m., three personnel works, Lillie comes in later. Lillie leaves, tonight Lillie left at 6 o'clock in the evening. So she covers the phone system and doing her work later in evening. **Hardin:** Do you have anyone working with any type of remote access to the office? **Marinucci:** I don't know anything about that. If you mean like can I get into my files and into emails and stuff here in the Village. Yes, I can do that, Tom set me up on the computer. **Hardin:** Are any calls forwarded to you? **Marinucci:** No. **Hardin:** Okay, but you're only the one that has that access, right? **Marinucci:** Outside access? **Hardin:** The access that you are referring to. **Marinucci:** The one we were talking about? I have a computer that's owned by the Village. It's a laptop that Tom put the City Forces on so I can get into that mechanism. I could get into emails and letters and things like that. **Hardin:** Now my final question is, as it relates to physical actual customers coming into your department. Do you have any training on the customer service aspect of that job? **Marinucci:** Yeah, we talked about it and you know, Debbie's been there for 25 years, Lillie has been here for 30 years. **Hardin:** We're not talking longevity; I'm talking actual training. **Marinucci:** But they know how to do it. And since I've been here I've sent them both to different courses. The last two years I don't think so, but if you go longer than that. **Hardin:** Well, it's a matter of record, you've responded to most of my questions. But the training as it relates to customer service. I don't want you to give me that verbally. I want to you give it to me in writing, that's it. **Marinucci:** I'm going to make a comment. **Hardin:** Yes, sir. **Marinucci:** Because the day after you mentioned the way the phone calls are being made, because I was shocked. I've been there a long, long time and I'm very comfortable, the professionalism that the Building Department shows. It was interesting because it really did catch me off guard and bothered me all night. But the very day, the Mayor came in. He came in on different issues, he talked to Aaron and Aaron explained the conversation. And he made a comment, and his understanding of what actually went on were two different understandings

about that particular issue. When he commented to me on it, he was very confident in that. I want to go back to one other thing. The person who's the roughest is me. And giving the example that that's going on. I've been getting, this is just one example, a constant email from a contractor. We don't answer the phone, which is a lie. We don't do this, we don't this, and I talk to Lillie. Lillie tells me, "Dan, I talked to the gentleman more than once". Debbie emailed him, I emailed them, that until you give us the paperwork I can't finalize. I can't give it a final until he gives me the paperwork so we can finalized it. Then we find out that the contractor is in a fight with the owner of the house. So, the owner is not giving us to paperwork. Which he is the one who has to give us the paperwork. So, that's their issue, I'm not going to allow it to come on and us. And one other thing I want Council to know. and I talked to Ed Hren on it and Jim at the time. A dispute between neighbors. And so, after emails coming in to me, I said, you know, I got to get these people together. So, I did a mediation, and it was very effective. I'm going to implement it more. So, what I did was, I brought the two homeowners in. I made it very clear to them, one, Oakwood Villages Engineering Department will not get involved. Oakwood Village's Law Department will not getting involved. And Oakwood Village Building Department is not getting involved. But I'm going to get involved and I want to get you guys in to get it resolved. We had a give and take for an hour and a half. When it was over they shook hands and I believe. I won't know the end result of this. Because, what they agreed on, and I sanctioned it. We will know in a couple of months. You need the raining season to come in. It deals with water distribution on a piece of property. But when I walked away, and I was doing the mediation with Aaron and the office, I liked it. And that led to two residents that were fist fighting, shaking hands, and leaving. So, I'm hoping that this would... **Hardin:** Well, we're going to kind of shorten a little bit because we have others coming. But I do want you to respond to me with in writing. And this mediation type setting that you started. Is that what you're going to start training your people to do?

Marinucci: I don't think we need training on that. But I'm going to do it and let them handle it. But I'm not too sure I understand what you want in writing. **Hardin:** I'll repeat, as a part of your ongoing...in the old world we used to call a continuation training. When you have a customer service environment. Every once in a while, it's good to remind me as a person that's interfacing with the public if I'm the employee. How to handle as you stated different situations and still remain courteous. **Marinucci:** Now I do have what I call professional meetings. **Hardin:** Oh. **Marinucci:** I've had more than one conversations with the group on how important it is to be professional today, above all. And I just want to end by saying some residents will never be happy when they hear the word no. And so, some of that, and I'm the one who says no, And I can't do that for you, I can't do it that way. **Hardin:** I kind of hear you and I'm going to stop this now. What I hear you saying is your employees tend to emulate you. So, just kind to keep that in mind as you interface with the people coming in. **Davis:** Question, this is a different topic but the activity logs, you were going to give me updated activity log. **Marinucci:** You're going get them again. There's not much going on right now. **Davis:** Well, you have things from May of last year 2023. I talked to Aaron; he's got things that have not been complied with since May. **Marinucci:** Aaron said that? **Davis:** It was on your thing, the last time some of the things were complied with was May of 2023. There's a lot on that list that's never been checked, complied with, or followed through. **Marinucci:** When I talked to him about that issue, a lot of it is high grass. **Davis:** That was before, that's not all. I have properties with mailboxes down, property

maintenance, things like that that have not been fixed. **Marinucci:** I'll have them check the mailboxes. Because I told him that, how do you know when it's completed? He said if it is not completed, the next thing is we file to go to court. **Davis:** Work on that activity list, I appreciate it. **Marinucci:** I will definitely jump on that. **Scruggs:** My question goes back to the software and the third-party contract that is in place that we're paying for. If we have a contract and we are currently paying for it, and this company is not providing you with the service that you feel that you need. Because you're saying you are reaching out to them and you kind of waiting on them to get back with you and help you. Then we need to renegotiate or get out of our contract. So that's just my thought as I was listening to it. I'm just wondering, and usually with a paper trail. If we kind of write down dates and say hey this is the last time I talked with this service contract. And I reached out to you and asked you for this and this is not going forward. Then, if I'm not getting this service then we don't have a relationship. We need to cut ties and we can cut some of that funding out. So, that's just my question to you, is that what is going on? And if so, then do you feel we'd need to at this point. Renegotiate and get out of this contract if they're not giving you what you need? **Marinucci:** Yeah, I'm taking that, I understand. When I talk to those things, the IT guys, say no. You just can't make a smooth transition in this, that's the scary part. Because all this data that's here. When you get somebody else coming in, you can't get that data from there to over here. So, our best avenue on this is where I'm at on it, and I don't like it. It's just the procedure that has been put on me. To get it resolved, to get it worked out, and there's been issues. There's been issue that didn't work out in the past, that they got to work out, you know. So, it's not like everything is in limbo, but this one issue that I really want to get resolved, I'd like to get that resolved as fast as I can. **Nikolic:** Any other questions for our building director? I have one follow-up for Finance Director who also doubles as our HR specialist. I was hearing Councilwoman Hardin ask about training. Can you speak to if at all our employees have received any type of customer service training or is that something that you've initiated at all? **Thompson:** I don't have anything current that would have been initiated. I haven't done that on a mass. Sometimes like department heads say they would take some initiatives themselves. But straight answer at this time no. **Nikolic:** Any other questions for building director? Hearing none may we hear from our Engineer?

Engineer- Jones: | **Jones:** Madam President, good evening, I just have a few quick items here. Just to let everyone know that the bids came in for the Forbes Road Force Main Project that we had discussed at a previous meeting. The bids came in at about \$253,000. In addition to that, we also previously put out a request for quotes from the materials, that came at about \$22,000. So, we're in the range of \$275,000, which is within the range that we were initially thinking. So, you know again we as we discussed at that previous meeting. The County Department of Public Works reimbursement fund will be available to reimburse our costs for that. And if necessary we also can use a community cost share dollars through our Regional Sewer District if necessary. But again, our intent is to target primarily the Department of public works funding for that. Also, on Forbes Road the County Resurfacing Project will be coming up fairly soon. We don't have exact date on that yet. We're still waiting for the County to actually award that contract and set up a pre-construction meeting. They're telling us they are targeting a mid-April start for that. Our understanding is that the initial phase of construction will be at the west end of the job,

which is the concrete area. So basically, from interstate ramp to just east of first place, that's arguably the worst section. So, it's sort of glad to see that that will be happening. Then that force main project will actually probably overlap slightly with that. But since they'll be working on two different sections of Forbes Road. They won't be tripping over each other, so that's a good thing. I heard towards the end of the finance committee meeting. I did hear some mention about ARPA funds, the \$250,000. That money is actually trying to be used on Oak Leaf just as an FYI. That is the intent for that money. **Davis:** What are you doing on Oak Leaf? **Jones:** Oak Leaf is going to be a project very similar to what Fair Oaks had last year. So, you know extensive concrete repairs and asphalt overlay. So, it's a similar scope to Fair Oak's. Then one final thing, I would like to respectfully request with regard to Ordinance 2024-03 which is the CVE contract. If there are no further questions or comments about it. And again, I'm here to answer any questions anybody may have that are still hanging out there. But if there's no more discussion about it I would respectfully ask that the rules be suspended on that item this evening. And that contract will pass tonight. But I'm open to discussion on that and also any other questions if anyone has any. **Davis:** Have you heard anything from Mr. Gustafin about Garden Road? The fixing of the flooding and all that. We haven't heard anything more; they came and checked every house. **Jones:** Right. **Davis:** They did that, I don't know about everyone but the ones that wanted it. We haven't heard a single word. They said, January they were going to contact you again to start the work. It's February and I haven't... **Jones:** Yeah, so Ed is actually handling that one still. So, I can pass the question on and ask them to send a response to you. **Davis:** I appreciate it. **Haba:** I know he was still talking to the residents there. I think that was about a month ago. **Jones:** Yeah and I know that some work has been done. There were backflow preventers installed for a few residents. To be honest with you, I'm not handling that. Ed is the lead on that, so I will ask him to respond. **Davis:** Appreciate that. **Nikolic:** One thing, tonight we do have an executive session. And there was some information I got from you that I wanted to share with Council about the contract. So, if I could have that opportunity this evening to speak with them about that. Then we could definitely move at the next meeting. I just want to make sure the Council is all set with any questions they have based on the information that I received from you. **Jones:** Sure. **Nikolic:** Would that be okay? **Jones:** Yeah, that's fine, again I was only requesting it if there was no further discussion. But if there are, that is totally fine I understand. **Nikolic:** We appreciate you, any other questions for our Engineer? **Hardin:** Thank you for Forbes and for getting it paid for. Hearing none, may we hear from our Police Chief please.

Police- **Garratt| Garratt:** Thank you, Madam President. As the Fire Department stated before, we've been really busy. We actually got our stats back from last year with just under 11,000 calls for service. That was surprising to me, that's about 30 calls a day. That's gone up a lot in the last probably three or four years. Also, I want to bring you guys up to speed. Our contract is going to be expiring for jailing services at the city of Solon. I'm going to email out to you the new contract and the old contract. So, you can review both together and their prior legislation from two years ago. This new contract has proposed three years, so we don't have to entertain as much. And so, we won't be giving them a chance to raise their prices for us. So, that's going to be coming your way to entertain for the next meeting. Any questions, I can answer them after you have a chance to review the old and new one. Only changes on the new contract will be the

amount. It's going up \$4,000 for a three-year contract. Other than that, everything else is arranged. **Warren:** \$4,000 per year or \$4,000 over the three years? **Garratt:** \$4,000 per a year, from \$50,000 a year to \$54,000. That's the only difference I can find on the contract. **Davis:** And this is, I may ask, this is still with Solon? **Garratt:** Yeah, it's still a Solon, it has worked out really well with them. They can do our video arraignments for Bedford Municipal Court. And we've been keeping them really busy lately. They've been great though. We haven't had any turnaways. You know, sometimes you get issues on cities. When they don't have a contract, they can just go per diem. A lot of times what happens is they'll refuse prisoners if they are full. And that's a problem, as you can see. The County wants to build a new building because the jails are just full. We can't house anybody, so it's important to have that contract in place. So, they're bound by it, but they've been great with us. **Davis:** Do they have females housing there also? **Garratt:** Yes, and they are obviously separated. **Davis:** Okay. **Hardin:** Chief, we need to talk with you regarding the change in the court system. We didn't know it had changed and for the amount of time that it has changed. We need in-depth information on how the operation has changed, and how it's to be manned. And we don't need go through it tonight. It's up to you, but we need in great detail how those jobs have changed in that department. **Garratt:** I could give you a briefing really quick, just to go over it a little bit. Right now, it really hasn't changed at all. The two people that work there are still doing the same job they were before. It's a traffic bureau now so we have waivable fines that are coming in. They house the records there if they don't pay them within X amount of days. I believe seven days, then those cases have to be forwarded to Bedford court. So, they have to have logs of the records there, and it's basically the same thing as they did before. The only difference is we don't house a Mayor's court two times a month. We don't do that anymore, that's the only difference. That's where the savings is, and that is not just the court employees. Because it's only two of them, my employees. I mean, really, we have the staff, and we pull the people off the road, and detectives, and everything else. We got to work with the metal detector, and then the other savings is not having the Magistrate here. That was the savings on that. But getting back to the employees, they're still doing the same job they were doing before. Honestly, we may migrate and make changes as time gone. But it's only been a month, we got to just go through the process a little further. **Hardin:** We were told it happened... **Garratt:** No, it was January 9th of this year. So, we're still trying to sift through and get... there might be some changes down the road. Meaning not as much personnel needed, but we have to get to that point and figure that out and get it smooth. We kind of mimic Bedford Heights. Bedford Heights did the same thing. They went from, as I said now if you're at at this meeting. But we did basically what they did. Mayor's Courts are going (inaudible). We're pretty much one of the last ones in Cuyahoga County to have a Mayor's Court. So, what they're doing is everybody's going to municipal court, Bedford Heights did it too. But we would like to get an opportunity to have more funding. By doing waivable amounts they can pay before it goes to the municipal level. Now, that's not saying we don't get money when it goes to a municipal. We still get the finals; we just don't get the court cost. Because obviously we don't hear the cases. So, that's your difference, your main difference. Bedford Heights runs one full -time or one part-time. **Hardin:** Hold yourself for one second. What is that dollar amount that we won't be getting based on that last scenario? **Garratt:** We were losing money for the last two years of Mayor's Court. I think it was barely making or just right on the fringe there. I mean but, the numbers

Brian had didn't include my employees' numbers. So, when we calculated my employees that have to work at every single Mayor's Court. Now you're definitely losing money on it. **Hardin:** By having the Mayor's Court. **Garratt:** By having the Mayor's Court here. Now it was profitable when we had 80 people in there. We did that up until Covid, and that worked out, then we needed the personnel do that. After Covid we were lucky to get five, six, seven people in and it's been continuously like that. We had to make this change. In my opinion it was foolish to keep that. **Hardin:** You mentioned the Magistrate since we are getting into this. You mentioned the Magistrate and we have legislation in front of us regarding the two attorneys. How does that correlate with... **Garratt:** That's separate, they pay the Magistrate fee separately. It has nothing to do with what you guys were looking at with the other two. Montello and Cirincione, what you're looking at legislation wise, has nothing new with the Magistrate paid. That was a separate line item for Mayor's Court, period. **Hardin:** Cirincione, he was not involved in Mayor's Court? **Garratt:** He was not, Montello was the Magistrate. Montello was paid separately out of Mayor's Court money. The stuff you are looking enough for prosecuting, that's totally different. That's with the Law Directors. **Climer:** Ross would appear as the Prosecutor in Mayor's Court, I believe. **Hardin:** I've seen him sitting there. **Climer:** Yeah, he also prosecuted in Bedford Court for us. **Hardin:** So, he's doing the same thing but over there? Is that what you're saying? **Climer:** Yeah, correct, he prosecutes in both places. **Garratt:** But the pay for the Magistrate was out of Mayor's Court. **Hardin:** So, who was the Magistrate? **Garratt:** Montello, John Montell. **Hardin:** And where is he? What does he... **Garratt:** Well, he's not... **Hardin:** So, he's no longer on the payroll at all anymore? **Garratt:** No. **Hardin:** Okay, just want to make sure. I'm just trying to follow what has happened. **Garratt:** And let me go forward on the Bedford Heights thing. They have one full timer and one part timer. Now they've eliminated this Mayor's Court, for traffic bureau, if you will, for a while. They got it pretty smooth; we've gone over it several times and they've helped us make this transition. However, we write considerably more citations than they do. So, that's why I don't want to immediately follow exactly what they're doing with staffing. Because we don't know how it's shaking out. Give me a little more time and I can make recommendations for that. I'll bring it up to the Mayor what my recommendation is for staffing. **Scruggs:** I have a question to your department as well as fire. But you're saying that the number of calls that are coming in has increased. Is there any information that would be great to send out to residents. To kind of say from the Police Department, from the Fire Department here's some quick tips on how to handle things. Kind of almost like a did you know type of information to kind of help. I don't know what type a call you're getting. But to kind of to give to the residence about helping you getting these calls down. **Garratt:** And we both do that on our websites too if they ever go to our website. I brought up last time, right now is a bad time for scammers. Especially targeting seniors and people getting tax returns. So, they'll call as you know your tax return service or whatever the case may be. And we brought that up last time. We've posted that, we do it on our website, we get out the information. But I'll be happy to put it out to anyone that's doing a newsletter. We can help you with that too. So, if there's something you want to add at any time. You can get a hold of me, and we'll get something out of there. **Nikolic:** Like a decision tree, is anyone dead? **Garratt:** Call 911, don't call 911! It is true, there is a lot of stuff. But I don't ever tell anybody not to call us. Because if you have any questions, I'd rather you call us. Then we say no, you've got to call Tommy about picking up the garbage. But bring it to us, if

we don't have the answer, we're going to get you the answers. But sometimes they call and think these emergencies aren't emergencies. And they are emergencies, and the Fire Department deals with that all the time. You know, I have a bit of a headache and I can't feel my arm. You know it's a problem. So always tell people, you know call the Police. If you have any questions, comments, concerns? Call us and we can at least get you in the right direction. But I'd like to get somebody over there and just evaluate. **Nikolic:** One last follow -up, I know about the Mayor's court. There's an outstanding request regarding the job descriptions for the Clerks. Would that come from you, or would that come from Brian? **Garratt:** I don't have a job description for Mayor's Court. I don't technically supervise the Mayor's Court, it's not under mimes. **Nikolic:** Okay. **Thompson:** Yeah but I'll probably put them together eternally, what they're doing. I think we had them before when we discussed their budget. But I will look back and research to get the job descriptions. **Nikolic:** Okay, so the request is with you? **Thompson:** Yeah, I will follow through on it. **Nikolic:** Any other questions for our Chief, comments? Hearing none may we hear from our Recreation Director.

REC, Perez | **Perez:** Davis: Okay, and Mondays is the only day it's at the senior center, the other two days Mount Zion?. **Perez:** Mondays and Wednesdays. **Williams:** Thank you for coming, I think there's been a disconnect for a long time because we can't have this dialog. And we're not here during the day most of us. So, this is great that you're here. I had a few things that they've already touched upon, so I'll just make a few comments and then just make sure I help me follow up and get these things down. But I know you mentioned the kids stopped coming. And I think sometimes we're making statements without really knowing what's happening. So, we could be communicating to people in a archaic way for today's parents. So, you may be sending something out, but that's not the way those parents receive information. So it's out there, but they're not actually getting it. So, that could have been a reason for the trickle off. Sometimes we're not actually fully fleshing out why things are happening. And I think that needs to happen because our kids are I mean, we want people to grow up and buy homes here and or go to college or go off to work, come back here. Like that's how you live and continue to build a community, so that's one thing. I hope we follow up with our polling to get how our how do you want to be reached after we communicate with you and build that out. Because we've talked about it too. When we have events, we need to be able to send text or emails and blah blah blah. So, we need to build that database as well. So that's one let's get some more things for the youth all year long. The summer camp is great, but how can we engage the kids all year long because they're here. **Perez:** Can you give me some suggestions; I'll work on it. **Williams:** Of things to do? **Perez:** Just give me one thing. **Williams:** Teen party, we could look at bring back teen parties. When I grew up here, I lived in Bedford High School there all my life. We had teen parties, and we had staff there that were excited to be at the teen party. Not staff there that were making the teens miserable. That is a huge point, right, that are actually excited to be in the room with teens. **Perez:** Okay. **Williams:** So just want to make that point. I want to go back to Councilman Davis's point about the list. We are paying for residents in other communities to attend or come out to our services. And I can't go to another community and do things there for free, I know that for a fact. So, I just hope you can think through how we can create a system. Where we actually have a list and are finding out who's a resident, who's a nonresident. And

attribute a fee to that and make sure we're collecting on the services that we're providing for nonresidents. Because we should be collecting, not that we have to solve that problem tonight. But we should have a solid way to get that information and collect it. And then just as a piggyback to that we all need to build a better database. So, when you're collecting that information with like a list and get the phone numbers and emails. If we can start putting that into a database in some way. So, that we get all stars in and things out. So, people are getting information in multiple forms that will be very helpful as well. So those are just a few things I have. **Perez:** I have a list of everyone that attended class, an email list with phone numbers. If you want a copy of it, I can send you a copy of that because there's about 15 pages that you can get. **Williams:** I don't need a copy; I just need it for when we all have things. That it's a database somewhere that we all have access to, and everybody can get these things. **Perez:** Okay. **Williams:** And we're not trying to figure out how to have service drop fliers or we drop the fliers, we can get it out in multiple different ways. Everybody does not look at what's on their mailbox or even in their mailbox. My mail stay stacked for weeks until I have time to sit down and look at it, because I do everything online. So, just thinking that through. **Nikolic:** I would suggest Tanya, our clerk, she we have access to constant contact, and I know she found the database. We have about 500 names, so we can continue to add to that list. You asked for suggestions, I would suggest, afterschool meal program for the youth in conjunction with tutoring and academic program. I spoke with the Mayor about it, and it would function similarly. Specifically, a meal program, as we talked about the meal for the seniors. You mentioned that a lot of people were coming there, but you refused to serve my son there. **Perez:** I didn't refuse but...**Nikolic:** I'm just saying children are not served at the senior lunches. So, with that, I'm saying we should have a lunch for the youth. Just like the seniors, weekly. **Matlock:** In the daytime, while they are in school? **Nikolic:** After school. **Perez:** What time would you serve? **Warren:** Kids come home, they got to do their homework and everything else. **Nikolic:** They will do their homework over there. **Warren:** Oh, no. **Nikolic:** It's tutoring, help would be there, there would be a meal. There would be there would be different people there to support. If you look at our stats in our schools, you will know that our children need additional supports. Councilman Warren, you're snickering, but I've already spoke to the Mayor, and he said he's in support of it. And to further, he agrees that it's something that needs to be done. I'm sorry that he's not here to speak on that behalf. But the point is, if we have a meal for the seniors, it can also go towards the youth. And with that, they can also get the tutoring and the supports that they need to get up to standard. Because if you have 80% of children that are at a basic or limited proficiency levels in our schools. We need to be thinking about what the municipalities can be doing to support our kids here. **Perez:** So, you're saying an afterschool program with tutoring one day after a week after. **Nikolic:** It would be right after school 3pm to 6pm. **Williams:** It's a posed idea, so of course, you know, I think that thinking it through and figuring out what is going to work best. **Perez:** I want to do this because I really want you guys to see. I really want you to put your eyes on what I see and what I do. So, in running this summer camp, there's 65 kids in the camp. It used to be 125, but it dropped down to 65. By the end of the summer camp, you got 25 people, maybe. They don't come just like the adults don't come, I'm sorry. But I'm going to do this, to let you see the numbers. Actions speak louder than words. **Nikolic:** To your point, I've been speaking to Rome about it. Rome used to have a program in place very similar to this. And

they said that they had upwards of 30 children coming to this event. That the church did themselves with just volunteers. Now, with Village support, we can amplify that. So, what I'm saying is, before we start making discussions about why we can't have it. Let's talk about the need and what we're going to do to make it happen. Because the Mayor has already said that he supports it. So, the Administration is already on board, we just need to discuss the logistics.

Williams: What? Let me add a few things in, because we also have to bring Council and discuss, because its budget. We are all a team and I think we've been operating as though we are not. Just something we greatly need to work on. We all support Oakwood Village, administrative, legislative, we're all here for the same residents. So, I don't... we got to get off of that track. That if someone is in support of it over here and someone is not, we just have to start doing better as working as a team. I can understand if you don't have young children, how you might think like this might not be valuable. But what I see happening with us over and over again. We represent residents and have conversations about what we think needs to happen for residents. We need to have a conversations with residents, to talk to them about how their needs can be met. So, that's why I said it's a proposed idea. I have children, my children are different from the children she's raising. So, I don't want to speak for every parent in the community. We need to get out and talk to the people and find out how their needs need to be met. And that just goes back to the polling. Yes, it sounds like a great idea, but maybe it needs to be tweaked in some way to better meet our residents' needs. And I just want to make the point of that if that is where we need to get to. Let's talk to our residents and find out what the need is so we know how many people will show up.

That's the missing thing here. We keep doing things without talking to the residents we're actually serving. To find out if it's meeting what they need.

Perez: Okay, and can we do that (inaudible)...

Williams: We don't have to solve it tonight. I'm just saying...

Perez: We can do it that way.

Williams: We just keep missing that ease of connecting with residents.

Warren: You know what I was going to say, in conjunction with what Councilperson Williams is saying. Is that we could put it out in our newsletter. To let them know that a survey is coming. To let them know what venues they can go and access that service. Whether it could be a piece of mail dropped off or whether it'd be on us online and everything. But to tell them to look out for it.

Perez: Okay.

Davis: You talked about the helicopter drop, I was there last year, and the helicopter only dropped one time. Is it going to have three age groups?

Perez: He will drop three.

Davis: Is that for sure?

Perez: (inaudible) I was there...

Davis: I was there also, and remember they had they were supposed to be little kids and everything. But everybody just scrambled because he got confused and dropped once.

Unknown: We did two last year.

Perez: I know they did more than once.

Davis: But the Mayor said it was only dropping once because he got confused in the walkie talkie or whatever.

Perez: But he concluded that there were two, because we give him the eggs.

Williams: Okay, thank you for that because I did have a question about that. What day did you said it's going to be on?

Perez: On March 31st, this year.

Williams: Just remember per, the auditors that we need to have legislation come before us about that. Is it still the cash drop? You still putting cash in the eggs?

Perez: Yeah.

Williams: So just a reminder to you that that still has to come through us for approval. And it should be the same boilerplate language that we had last year. This shouldn't be a terribly difficult process; they can just pull it from last year. Change the date and we can approve it. I want to give you a heads up.

Perez: Okay, the helicopter, I had to rent it immediately because they were booked. So, if I need

to call them, let me know this can't happen. **Williams:** The only thing that we need to approve is that cash that's coming out of the Village's... **Perez:** I don't know how much he spends every year. So, I'll find out that information. Oh, one thing, I didn't mention the Fourth of July event. We had a discussion about that last time last night, the Recreation Committee. They just said instead of doing a community day Fourth of July event. We should change it to...Paggie what was it, September? Was it September instead of doing the Fourth of July community day?

Matlock: You talking about community day, we are just moving from July 4th to Labor Day weekend. Basically, with our October fest. But like I was going to say before, all of that was just tentative. It is not written and there's no budget. There's room for changes inside of that request as she has. Because she stated that that's what they were doing all the time with the Mayor. There are changes that can take place. The \$200,000 in which they insinuated was part of the budget. That's not part of the budget. Basically, a lot of that is, the summer camp, which in my opinion, that summer camp could kind of like be revamped a little bit. And it could save on a lot of the budget dollars just coming in. But we only met for like a period of an hour yesterday. We didn't get into no details just to actually see what was there. What we could put on the on a calendar, knowing what we are working with for the year. Because we hate coming up with last-minute information and functions that are planned two weeks in advance. That's not enough time to get out to the community and let them know that this is taking place. And then you may have 100 or 200 people show up versus ten people show up. Just looking at the marketing and the word of information and getting the program out. So that's it, your kid program could be put into her actual program, that's no problem. Kid programs for teens, believe me, we're all moms. Thank God mines are grown, but there are programs. I'm willing to work with her, any one of them, to put some programs together for teens, and little young ones that we have. For the families they can have some family fun and enjoy living in Oakwood. Because Oakwood is an enjoyable place, I grew up in it. Being able to just ride a bike down the street, we grew up in it. **Williams:** So, are we not doing July 4th? **Matlock:** We have not brought this to you guys yet. But it was a change that we wanted to make, but we haven't brought it to you guys yet. We were going to discuss it July 4th, and we had the October Fest, and we had it like in October. Instead of doing it like that July 4th thing that they have... I don't know about you but to me, July 4th from 10:00am to 1:00pm doesn't work. But if we have them do it in September, for Labor Day. We can have a festival that starts about 11:00am and it ends at about 7:00pm. And you can have, you know, everything there for the kids. it's like an Oakwood fun day, like the October festival with the bouncy houses, the bands and everything. **Williams:** So, we wouldn't do October Fest, you're thinking Labor Day? **Matlock:** I'm thinking Labor Day, the only reason why is because up October in Ohio is very iffy. You don't know if you're going to get rain, you don't know if you're going to get snow. Or it could be, you know, we got funny weather. The past year we planned it, it was nice that whole week. Then when it hit on that October day, we were supposed to have it. It was cold, we had to end up bringing it inside to Mount Zion and moving haystacks everywhere, etc. So, I think September is a little better, it's warm around Labor Day weekend. **Williams:** Well, just a suggestion before we think about nixing July 4th. The other cities have wondered why we don't participate with them. So, we may not want to nix that, we're the only city missing parade. **Matlock:** That's why we were going to discuss it. It wasn't something written in stone. But if you want to go to that parade July 4th. You probably can go to it, if

everybody approves and they are in agreement with making the October Fest in September.

Williams: That was just my suggestion. **Matlock:** Yeah, that's fine. **Warren:** One of the things I was saying is that you got your sons. We ought to ask the children what they want and what they do.

Williams: I also want to suggest you add (inaudible) to the list. There's already an established committee, and something happening in concert with all the other cities that you can easily grow into to. **Perez:** Okay. **Nikolic:** Any other comments or questions for Recreation director?

Moving on to agenda item number seven. The floor is now open for comments from our residents.

Open Floor Comments:

Karen Howse, Address Unknown, Howse: First of all, I'd like to say wow, thank you for that suggestion for getting the opinions of other people regarding the recreation program. Because I don't know, I think most of you remember. Often times I would come to Council and ask, why can't we have different options just for the concerts? You know, my taste may not be the same as someone else's. But if it was eclectic, you know, instead of I mean, I think Mike Albert's been here over 20 years. So, it's refreshing to even consider something else. You know, to kind of tap, this community is very diverse. And I think although at the time when it came, Mike Albert's and the other people, it attracts other communities too. I mean, it's open, it's exposed. So, yeah, you know, sure out of curiosity people come. But I think it should be eclectic, you know, to represent everybody, the young and the old. There's a different ranges, so I just wanted to thank you guys for just bringing that up. Because I think I've been asking that forever. I did have a question to add when the Recreation Director was here. We have this beautiful park, Oakwood Village Park. Why didn't we do the meditation garden there? Does anybody like... Brian, how did that come into... I don't know why that keeps coming to my mind. Like what? How did that happen?

Whereas we have a beautiful park. **Thompson:** Yeah, you'd have to dialog with the Mayor on that. **Howse:** Okay, yeah, that's fair. I just don't... does anybody know of how that came about? I mean it is \$10,000 on private property. But we have a park why didn't we invest it there. That would have been nice because she said they would go to the meditation or the prayer. Do you know the origin of that? Why would you spend \$10,000 to have, meditation garden on private property such as a church. As opposed to us having it at our own park. **Perez:** That that would be the Mayor, of course, I'm sorry. **Howse:** The other thing is, is there a salary... there has to be a salary ordinance that exists. Do we know? Because I don't think that's the origin of how you determine how people get raises. **Thompson:** Yeah, there is one that exists, it just needs to be updated. **Howse:** So, my question is, and this may not be your question. So, I'm putting it out there and then maybe i will follow up. Ordinance salaries are controlled... the purse strings are controlled by Council. So, a salary ordinance has to exist in order to appropriate funds in order to pay people. So, what I don't understand is the last Council meeting. What I understood was that, indeed, the employees did receive a raise or 2% or something like that. **Thompson:** Depending on what year. **Howse:** Yeah, okay, but they did receive a raise and they're asking for a raise this year. And so, I think it's reasonable to say, I got the impression that Council is in support of giving the employees raises. But you got to function off of a salary ordinance for the nonunion employees. So, I don't know how you give raises to make sure. Is the salary ordinance in a range? If it's in a range, how do you get raises without knowing what the range is? To make sure

that nobody has exceeded the range. So, I would think that the employers are, like, really eager to get a raise. But they need help to make that decision. Like, if the Council Clerk and I know you just got here, I know. But just trying to find that because that's the basis of how you determine what it raise is. Then you get a pay register, the pay register from the last year tells you what everybody made. It tells them what they made for the year, and it tells them what their base pay is on a pay register. So, I'm just hoping that... I agree that, you know, some employers should get their get a raise. But I think also as a budgetary issue. You need to know when you're given a raise what you're basing it off of. I've been here for quite a bit, and I know that's been asked. What is a salary ordinance? It's ordinance, it should be easily found. And then you say if the last two increases were 2% or whatever that number is. To determine how that raises to be done and what's the job descriptions. And the raises should be based on the job description and not on the person. So, keep the personal feelings out of the person you know on their performance. So, I would like to see, okay public record. I would like to see the last salary ordinance that you guys have been operating on to determine how you gave raises in the last couple of years. Who am I requesting that from? **Thompson:** The ordinance will be on file to the court. **Nikolic:** That's exactly what we've asked. **Haba:** There was an ordinance for years, but probably the last one was probably, I don't know. **Warren:** Post Covid. **Haba:** Five or six years ago, some years ago. So, it was just Council giving whatever percent. **Howse:** Off of the base? So, if that's the case, it should be clear based on that last ordinance. **Haba:** Yeah. **Howse:** Because how do you know, like, based on that last ordinance. How do you know I got 5%? Is the last ordinance you passed based on individual? Did you just say... **Warren:** I think that really the ordinance, the pay raises were always followed for years and years and years for whatever the Police Department negotiate it. So, if they negotiated a 2%, then everybody got 2%. And if they, you know, you remember that they got 3%. And it was done by ordinance, but that's how it went. We gave the nonunion employees the same thing that we gave the only union employee. Which is the Police Department, and we just gave them the same percentage that we gave. **Howse:** And that's easy-to-follow suit and so the question comes. I can't assume that everything's been the same since I was here. But the question comes, it might be a good idea to say, let's review the ordinance. **Warren:** You're right. **Howse:** You know, so that people understand, the employees understand. It's not that they... I never got the sense once that you guys did not want to give them raises. I heard the opposite; you want to give raises. But you need to know what they're making and that makes so much sense to me. But maybe that should be reevaluated. If it has just been 2% or 3% or based on the ordinance. That's not unusual that you base it on the union. Update from that point, from that last 3% that's going to be the base. Then you determine the what they get from that point on. **Warren:** But going along with what you said. One of the things that we're looking at ourselves. Is you don't give a person a raise that started 60 days before the end of the year. That's some of the things that we got to look at. **Howse:** You don't have a person that's saying if you are hired six months or a year ago, you're paused. But you don't have that in place. You guys have to get something in place. The other question is, I have groundhogs. They are tearing up underneath my deck. It's almost to the point where I think I have like a whole generation. I have done all these YouTube tricks. You know, all this stuff, It's not working. **Warren:** I know a resident that had groundhogs under her deck, and we threw the mothballs. Let me just tell you, we went out to look the next morning. The groundhogs had took them from

underneath the deck. **Howse:** Yeah, I'm asking for help though, because it's almost scary. Like they are just the way it's... and then I fill it back up and then they come back. The one thing I was fortunate in was nature. It wasn't like I asked for it, but the neighbor behind me, they had a family of foxes. That was the first year that I had not seen any groundhogs. But I saw a lot of fur in my backyard but no groundhogs. **Warren:** I can give you a suggestion to consider anyway. It cost, but they had a lattice. And what you do is you take the lattice in the open part from the bottom of your deck. And you have lattice in, those things that's square like that. But what we do typically is put screening behind the lattice. So little chipmunks and stuff couldn't get through the screening. So, you put it behind the lattice, and you just put the lattice around the perimeter of your deck, and that usually will. That will probably be a preventative measure. **Garratt:** I'll call animal control tomorrow and see what the limitation is. A lot of times they'll come out. **Howse:** Is that something they put traps to? **Garratt:** Yeah, I think they'll do it for us as long as I prove it for a groundhog situation and also the foundation of House. It could be a safety issue at some point in time. So, I'll call them tomorrow if you want to give me a call tomorrow. **Howse:** Okay, all right, that's it. **Climer:** Oh, I was just going to say, based on what Johnny said. I use some screening for that. You put plaster on it and that keeps them from digging it. **Howse:** Is that a YouTube thing? **Climer:** It looked like a good idea. **Nikolic:** Any other comments from the residents?

Tonya Dixon, (Unknown Address), Dixon: Well, I guess the questions I had, the people left. I wanted to ask the Building Director, Daniel, how many people are in his office, and also it's like. When he speaks, he mumbles to himself. I won't be able to hear you guys or understand what you guys are saying. So, to connect, I just try to figure out all the sound of the crowd. I know I mumble sometimes, so I have to be aware of myself to speak up. But anyway, getting back with Daniel, I just think it's a joke. I mean if you've been here for so many years. You have staff and you're telling me that we're actually paying for someone and they're not doing a job. Do you really have to do something about that? He adds, the only person I heard was Lillie. I think he has another staff; I didn't get the name. But whoever she is, I mean, they have to be able to get trained and use the computer. You know, for me to do stand up here, I work hard for my money. I don't know what anybody else, but I work really hard. And for the Building Department, I had an issue. I spoke about it, and it's been two years, it's still not resolved. But this guy needs to be trained, flat out. The recreational person, I know, it's probably hard for her, I can just imagine. But she needs some help, too. Maybe we can ask her to maybe hook up with committees, go to the cities and ask them. What do you guys do for recreation? What do you guys do? And kind of piggyback. I used to work for the CVB Convention Visitors Bureau twenty something years back. And what we did, we traveled around the world. We used to go to London or Paris all the time and different cities. Because we want to know what you're doing, what you're doing, and bring it back to Cleveland. So, maybe if she goes to different cities or goes to different committees and get some different ideas. Also, there's a lot of money and there's a lot of young people out there that can help the people that do not know how to use computers. With \$200,000 a year, we can pay a young person part time to help out do a spreadsheet. But this is ridiculous to come up here, spend all this money and don't know... I'm losing it right now, but he needs to go, I don't even know him, but he needs to go. A whole year, a whole year, nothing is done.

Kenneth Kennedy, (Unknown Address) Kennedy: Hi, I'm a resident for three years in Oakwood Village. And that's my wife Denise Kennedy, we have a lot to do with cars. And I'm interested in doing something in 2025. You know, I'm looking at property at the corner of our street between Free Ave and Wright Ave. That corner, I don't know who owns it, but I can get a thousand cars here. Like, I don't know, all race cars, street cars, hot rods, and stuff like that. Been doing that ever since high school, you know, I think when y'all passed something a couple years ago when we first moved in. It was real nice going straight down Broadway. And if you need any help, I had my daughter here. **Denise Kennedy:** She went to go pick up our granddaughter. **Kennedy:** We own No Static radio, kids, and adults alike. We all have our phones and use the internet. Well, it is an internet radio station. And if y'all want to get the word out. Y'all got to get to something like that because everybody got a problem. Kids can check it, we could come up with a program, anything. So, we came here to explain everything. So, I thank you for your time and we'll try to make another meeting. **Denise Kennedy:** I'm going to say it from here because my legs are just not that young anymore. I have been going through surgeries and what have you. But Candace and I actually talked about having a block party. We moved into the house at the end of Free Ave. But we really want to be a part of Oakwood Village. It's so wonderful being here, I think I've made so many friends. I've met people that I've known for years and didn't even know they were here. So, whatever you need us for. We talked about that, and I really want to kind of put that block party off. Or do you still want to do it? **Williams:** Oh, we can. **Denise Kennedy:** Yeah, because I love doing it and like he said we can bring the hot rods. We'll be at the IX Center and good stuff like that. In 2025, I'm going to do an international race. It's going to be all weekend, we drag race. Several championships, our kids drag race, they are grown. But we're giving an all-weekend race. Drag racing entails all sorts of great types of races, I won't go into it. But in an international race, I have people coming from Denmark, from Australia, Ireland, Germany, from France. So, we want to include this city in that. **Nikolic:** Where will you have the race? **Denise Kennedy:** The race will be at race 22, which is an awesome track. It is gorgeous if you have ever been to Blossom. That track looks like Blossom. The track and stuff is actually below ground. So, you sit on the hill, and you bring your food, bring your dog, your cat, your kids and have a wonderful time. **Hardin:** I'm just say this Oakwood Village is second to none, I think we are. So, the resources in this little four-square miles, unbelievable. And everyone is important, but when you really stop and talk to people here. The young lady that spoke, you have no idea who she really is. Everybody is somebody, don't get me wrong. But the resources here, if we really reached out, this place would be even better. So, thank you for coming and I know who you are. **Denise Kennedy:** Yes, and I just want to be a part of all of this. Because I love it and I'm just that person, so here I am. **Nikolic:** I would just make a suggestion. The old mansion, I think it's in Akron. I think the Firestone families to own it. I think it may be Stan Hywet, it's gorgeous. And they do an antique car show on Father's Day. So, I'm thinking maybe with, you know, my son loves to touch a truck. I mean, maybe we could combine something with, you know, with Fire or Police and then have, like, an antique or Hot Rod. **Denise Kennedy:** Because believe it or not drag racing starts at seven years old. They're called junior dragsters. And they have a respect for what's under the hood. They go up to 65, 75 mph and they also make the most fantastic mathematicians on the planet. Because everything is a number, so to do something like that. And one thing I love about drag racing is that you can always take your car. Because you

can drive anything on the track. NASCAR goes around looking for a circle. We looking for a finish line we go straight. But it's a family sport, i trained my kids going to that track. And I never had to worry about them as teenagers. Now they got teenagers, and they don't have to worry about them. Because drag racing gives you scholarships. And you can do all kinds of things. There are things that you just don't know. I think a lot of times kids stop going to things because it's routine. It's the same thing over and over again. **Nikolic:** And you know one of the board members for Bedford is here. They are starting up their CTE program. So, they have an auto section. Perhaps there's some way you could collaborate. **Denise Kennedy:** When I do a back to school. We usually have a game truck, a gospel stage, i usually bring in the Cleveland Zoo. I have a smoke truck from the Fire Department. So, they can know what to do if their house got caught on fire. Plus, we have face paint, and we do a bicycle drag race. We give them a route, we have lights and put helmets on them. And the last two standing, they can take those bikes home. **Nikolic:** Sounds like a good time. Any other comments from the floor? **Davis:** Can you get into contact with our Recreation Director and tell her about this so she can book it now? **Denise Kennedy:** I just gave her my card. **Davis:** Okay, thank you.

Williams: If there's no comments. I would like to invite Bedford School District Board member Angela Carter. If there's anything you want to share but thank you for attending the meeting.

Carter, (BCSD), Carter: Hello, everybody I just want to say thank you for having me. Lots of great information, this is my first one here, but I plan on making all of them. There's a lot of great information that's being stated, especially about our youth. I highly suggest you come to our board meetings. You have to present this information to the board so we can help. We want to help in every way possible in order to make sure our students are getting what they need. Each community is able to do that. We want to work with every municipality that we have. So definitely attend our board meetings and bring this information. This meeting is coming up on the 7th. We have public participation, definitely come and present information. So then that way we can discuss it and bring it back. We would love to work with everybody. So definitely please, please, please. You know, we know you love our babies. We love our babies; we just want to be able to connect with everybody and be able to make sure our babies are getting what they need. **Williams:** Yes, ma'am.

Howse: I apologize if the Clerk Council, could you add this to my thing? Because this is the one thing I forgot to say. When I was teaching the kickboxing class here. I did it for 17 years and it was split. The residents were charged a certain fee, and nonresidents were charged a certain fee and they had to sign in. And that's how we kept track of who attended. So, there was a charge to offset the cost. **Davis:** For residents and nonresidents. **Howse:** Right, and I didn't just quit. I mean, my mom died, so my mind wasn't there. **Nikolic:** Are there any additional comments? **Williams:** So, for the school district, there is a family civic engagement night on March 6th. All of the communities have Council people participating. I'll share with you all. Also, if you want to be present, you can participate. Then on March 22nd, the City of Bedford led a youth employment fair. So, every city is participating in that. If you would like to, mock interview students are during the school day so that the students are already in the building. But those are

two events, community are welcome to come. Especially to the family civic engagement items for students, families, and communities. **Carter:** Yes, and also, we will be having our engagement nights for the community engagement evening. Please do not quote me, but I want to say that come November, December the 1st Saturday, we will be in your city. We'll have two board members at each meeting to be able to answer questions. If you have any questions or concerns, we may not necessarily be able to give you all the information there. But we want to get a lot of feedback from our community members. So, if there's things that you want to bring to the table, if you're not able to come to a meeting. Those three, first Saturdays each month we will be in your community. Please make sure you write no questions, comments, or concerns. So, in that way we can bring it back to our board as a whole. And be able to provide you with information back. But again, we're trying to include our communities as much as possible. And we can't do that without your participation. **Hardin:** Madam chair, I made a suggestion, and I'd like to make it again. Would you consider? And I don't know the costs. Repeating what we just passed, the issue. What schools will be torn down, where are you building, costs? Just give another rundown, could you send that out to the community? **Carter:** We sure we can. **Hardin:** We still support you, and I'm going to say this much. It was with great sacrifice. I'm at that age where my community, my group, we didn't let you down. **Carter:** And I appreciate we truly I will say, I think I speak for all of the board members. We certainly appreciate that; I will say this. We will make sure that information gets out. But that is also on the Diversity School District website. We actually have a tab strictly for that. **Hardin:** How about this... **Carter:** Yes, ma'am. **Hardin:** Those of us that voted, we're still sending out pigeons. **Carter:** Yes, I'll make sure... **Hardin:** Thank you so much and we pray for your continued success. We pray that our babies get the equipment that they need, the buildings that they need. And that we have a hand in making certain that what they need is there for their success. God bless you. **Carter:** Thank you. **Nikolic:** And, Angelique, I've come to the meetings. But please feel free to reach out to me or any other Council member if you need anything as well. Any other comments or questions? Floor is now closed. Moving on to agenda item number eight legislation.

Floor closed

Climer: Proceeded to read legislation:

<p>2023-55 Introduced 12-22-23 By Mayor and Council as a whole 1st read 12-22-23 2nd read 1-9-24 tabled 1-23-24</p>	<p>AN EMERGENCY ORDINANCE AUTHORIZING THE RE-APPOINTMENT OF ROSS CIRINCIONE AND JOHN MONTELLO TO THE POSITION OF ASSISTANT LAW DIRECTOR/PROSECUTOR WITH THE VILLAGE OF OAKWOOD</p>
<p>2024-03 Introduced 1-23-24 By Mayor and Council as a whole 1st read 2-13-24 2nd read 2-27-24</p>	<p>AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CHAGRIN VALLEY ENGINEERING LTD. AND SETTING FOR THE COMPENSATION AND FUNCTIONS OF THE VILLAGE ENGINEER AND HIS FIRM</p>

Nikolic: Again, we have some further details to discuss. We'll continue through the third reading.

Climer: That's the end of the agenda that there is an executive session. **Nikolic:** There's an executive session, we will have a work session after the executive session. If anyone wants to stay any longer. But we will have an executive session now and then we'll continue with the work session, which is a public meeting as well. But we will have to close the room now for residents and thank you.

Motion to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of the public employers made by Hardin seconded by Davis

YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams

MOTION PASSED

Entered Executive Session at 9:25p.m.

Exited Executive Session at 11:11p.m.

Nikolic: So, I'd like to propose March 4th. **Hardin:** Needless to say, everything that we received is confidential. Make sure none of that is moved around. **Nikolic:** Do we have to get rid of these? Do we give it to her to shred? **Hardin:** I don't know, we should have asked, I don't know.

Nikolic: Tanya, did you say we have a shred box or something? **Joseph:** In the foyer area there is a box. **Warren:** Why don't we just give them to her for disposal whenever she has a chance.

Matlock: No. we put it in the box and then shred them. **Warren:** Okay. **Nikolic:** The box is on the way out? **Matlock:** Yeah. **Nikolic:** Okay, we're discussing changing the meeting date because we'll be in NLC. So, the fourth...

Davis: Which is a what day? **Nikolic:** Monday, or the seventh? **Davis:** March 4th would be better for me. **Nikolic:** The fourth or the seventh, what do you guys think? What do you think, Johnnie? Mary prefers the fourth...

Davis: Monday the fourth. **Hardin:** Monday night is just fine. **Warren:** It's fine with me. **Davis:** That's not a finance meeting. that's just a regular Council Meeting? **Nikolic:** The seventh Taunya? **Scruggs:** No.

Nikolic: The seventh is better? **Scruggs:** Yes. **Nikolic:** Okay. **Davis:** What day is that? **Warren:** Thursday. **Davis:** I don't know until I go home, I just know Monday I'm available. **Hardin:** Okay, so we're doing Thursday? **Nikolic:** Ms. Williams the seventh works for you? **Williams:** Yes. **Scruggs:** You know what I am sorry, both of those days are bad for me. **Matlock:** Hey Taunya, we're going to have to vote you off the ship. **Warren:** What you got something on Thursday? **Scruggs:** Yeah, I'm a choir director, so I have to get ready for choir. I have choir rehearsal that Thursday evening. That Monday...

Hardin: What about Wednesday? **Williams:** Wednesday is the event for the school. **Hardin:** How about Tuesday? **Nikolic:** I can't do Tuesday, what about Friday? **Williams:** Friday, March 8th? **Hardin:** Yes. **Davis:** I don't know until I go home. **Nikolic:** So, the 8th, is everyone...

Warren: Mhmhm, is everyone okay with that? **Nikolic:** Do you still want it to be at 7:00pm or do you want to do it a little earlier? Six, maybe... **Williams:** Is 7:00pm a charter time? **Warren:** Well, if we're changing the day, we can change the time. It says in the Charter the second and fourth Tuesday. **Hardin:** We've complied, yes? **Williams:** It does say the time of the regular meeting shall be prescribed by ordinance. So,

seven must be prescribed ordinance, so it has to be seven. **Hardin:** Seven, what? **Davis:** P.m. on that Friday, March 8th. **Hardin:** What about it? **Davis:** It has to be 7:00p.m. to start. **Williams:** She was saying can we do it earlier? I said the Charter should tell us. The charter says is prescribed by ordinance. So, it must be prescribed to be seven. **Hardin:** Okay. **Williams:** So, then we have to start with that time. **Hardin:** Yes, ma'am. **Williams:** I made copies of the Charter for everybody to keep here and put in their folders. For if we need to refer to them to get things moving in the right direction. **Nikolic:** We need to adjourn this general meeting. **Williams:** Let me say this, though. My hope is that we can set things in order for Council. So, when new Council people come, we have processes and procedures and people know their role. Because we are doing things in order by a Charter and Ordinance. When we make comments like "well, the Administration is on board so we can move forward" We are each one seventh of an equal vote. We should not override our own power. **Nikolic:** No, it doesn't... **Williams:** But let me finish what I'm saying. If we make comments like "the Administration agrees so we can move forward." Nothing happens in this Village, or a lot of things, without an Ordinance, or Legislation. And we have to approve that. **Nikolic:** No, you misunderstood... **Williams:** We shouldn't be giving our power away by making a comment like that. Anything attached to the budget. We got to have a majority vote up here. **Nikolic:** You misunderstood; I was just saying he was in support of it. Because she answers to the Mayor. So, I was letting her know because she was having an issue with it. Not to say to usurp any of our problems. I was letting her know because she was saying, oh, I don't know the kids aren't going to come. I was letting her know that her boss was in support of it. Not to say that we didn't have to, you know, still talk about it to have the budget. I just let her know that who she answers to is on board with it. **Williams:** That wasn't the first time I heard it. So, I just want to make sure that we are not undermining ourselves and our authority, our power, and our ability to work together to put things in order. That would be hugely detrimental to us being able to get the things accomplished. That we know have... and all of us have been here for different ranges of time, all of us. So, let's just keep that at the forefront. Teamwork, the power of our vote, the authority we have attached to the budget. So, that we are all on the same page. We can have meetings with separate people all the time. But we are one seventh of a whole and it takes a majority. **Nikolic:** Right, but what you should also understand, Candace. Is that when I say the Mayor is on board, it's not to say that we don't have power. It's to say that because we are working as a team with the Administration, right? It's not us against them. So, we also have to understand that by saying the Administration supports this, it's not to say that we don't have any say. It's to say they're a part of a team because we're all working for the residents. So, if I say I've had a conversation with the head of the Administration that is in support of it. It's not to say that we don't have our powers. It's to say they're in support of what we're doing, right? Because we do work as a team with the Administration. We're not against the Administration. So, for me to say that we have their support is further saying we're all working together, Administration and Council for the greater good of the residents. I'm never saying that Council doesn't have its power, but I say we have the Administration support. By saying we have the Administration support is just to say that we together with the Administration. This is something that we're all going to consider, but the Administration... **Williams:** I'm very clear on that, however, in the current context and climate of what we have happening here in this Village. Comments like that, they are not landing the way you probably

intend them to. And that's all I'm going to say. **Warren:** And the other thing is that the Administration, don't fool yourself, is never working with us. He's manipulating himself to get what he wants, ask her. He's manipulating himself to get what he wants. **Williams:** We all need to work together, I agree. **Scruggs:** The comment that was made, I took it as the Mayor's on board, so let's do it. I was kind of thinking... I thought, initially you had to present to Council our ideas of events that we would like to have throughout the calendar year. The when the comment was made tonight. I took it as well put this on your agenda. And she was like...got it. **Nikolic:** And that's what it (inaudible) to me as suggestions. **Williams:** But are you hearing what she said when you said it? It sounded like the Mayor is on board and it's going to get done. But there are six more of us sitting here. **Scruggs:** I remember you asking us to come bring our thoughts to the table, and we haven't done it yet. But I do remember you saying to everyone, come up with your ideas. We'll sit down, we'll talk about it, and you know what we can do. And I don't know, but when that happened. It just kind of seemed like she was grabbing it, like, okay, this is on the list too. **Nikolic:** Well, she wrote down all the suggestions too, she wrote down the other suggestions. she just gave me push back about the idea. **Matlock:** I want to say this too, the afterschool program with the kids, with the lunch and whatever. I wanted to ask Angela did they have anything in the school for after-school lunch. Those types of things are provided in the school budget. **Williams:** Not after school. **Matlock:** No longer after school? There are tutoring programs because I know my sister works for the school. The school pays her... **Williams:** They have to seek extra funding for that. So, some districts do it and some don't. But it's not automatically included in a budget, it's supplemental. **Matlock:** Then I think you said Rome, does Rome still have that program? **Nikolic:** They do not. But they said it was successful when they did. **Matlock:** Then they should start it back up. **Nikolic:** Exactly, that's what I'm saying. **Matlock:** Then they just have a meal in their church after school. **Nikolic:** Exactly, that's exactly the idea. **Matlock:** But, if parents got together and needed something like a tutoring session for their kids after school or whatever. All they got to do is go to the school and talk to them. They'll pull something together for afterschool and for tutoring, especially for tutoring. **Williams:** We got to keep in mind unions now, the schools are unionized too. **Matlock:** I know they have their unions. **Williams:** So, anything after their hours. **Matlock:** I know they have their unions, but the school will pay for it. But believe me, with all this money they got going around now after Covid. They can find that money. They have so much money now flying around these schools after Covid. Because the kids are so behind that they will get them tutoring. **Nikolic:** Great, they can send them to the church. **Matlock:** They can hire a teacher if the teacher wants to go a church or whatever. However, it is done, but that's in their field. **Warren:** And the thing is that we're talking about cutting budgets and then we're adding stuff. **Nikolic:** Any other matters to be discussed? **Williams:** Yes, we need to schedule a full finance meeting. We're not going to get this done in an hour. **Warren:** We might as well be prepared, as Candace suggested. To just go ahead and start the second, third budget. And this way we're not going to have them trying to have us under the gun. We just approve another third budget, and it gives us the time to really get what we need to go. **Williams:** It will be a quarter budget, right? **Warren:** Yeah, another quarter, right. **Williams:** But we still need to have a full. **Warren:** Oh yeah, definitely, that's what I'm saying. It would give us the chance. **Nikolic:** It's just not possible. I suggested it before. Do you want to meet again? That'd be great... **Hardin:** Oh Yeah, we have to. **Nikolic:** So, what do you

want? Do you want to do it before or after NLC? **Williams:** After. **Warren:** So, shall we let Tanya know to send Brian an email. Telling him that we want him to prepare another budget for a quarter? **Williams:** Yeah. **Warren:** And that'll take us through June, and that'll be plenty of time. **Nikolic:** The week of the 18th for the next finance meeting? **Warren:** 18th of what? **Nikolic:** March. **Williams:** That's too soon after meeting, we'll be coming back from NLC. **Nikolic:** Okay, so do we wait until later in the week? **Warren:** Why don't we just wait until our next Council meeting and figure it out from there. We'll try to anyway... **Matlock:** Mary, you've been awfully quiet over there. **Davis:** I'm just tired. **Matlock:** I know we've been here since 5:30pm. **Hardin:** Speaking of that, somebody as a Council. It's almost 12:00a.m., what's going on now, Tanya is very unusual. I would like to give her permission to either. I don't know if you want to comp her time. But there's no way she should be required to try to be back here at 8 o'clock tomorrow. **Williams:** You comp your time don't you? **Matlock:** She hasn't been. **Joseph:** I just come to work... **Williams:** But you could comp any day in the week. You don't have to...you could come in later that day, or you can come in an hour on Friday. It doesn't matter where you comp it. But you shouldn't, no, if you're here and you worked eight hours already today and this is an additional 4 or 5 hours. Then on Friday you only work three hours. **Joseph:** I have minutes I have to... **Hardin:** No, no, no, we have to end this. What you're doing is appreciated, but it's too much. Listen to how this works. You cannot and you are not expected, even by law. To turn around and be back in here within X number of hours, okay. **Joseph:** Okay. **Hardin:** So, I asked her if she was hitting a time clock, and she's not. Was Debbie hitting the time clock? **Warren:** No. **Joseph:** I did ask Carla to get me one so that I can start next week. Because this is the end of the two week pay period. Because I usually fill one out. But I did ask here to get me one. **Hardin:** Okay, and that's fine. If you want to hit the clock, that's fine. But along with that, you have to comp yourself. So don't come in tomorrow morning at 8:00a.m. If you're leaving out of here at midnight, that's not acceptable. And so, as a Council and as her managers. We need to let her know tonight what to do. Because that's crazy... **Williams:** What time did you come in today? **Joseph:** I came in today for 1:00pm because we have the meeting. I got to be here for 9:00a.m in the morning. Usually when we have meeting days, I come around 12p.m. or 1:00p.m. **Williams:** Okay. **Joseph:** But it's been longer, so I just... **Williams:** So, then you are covering your time. But then you need to compensate for the extra hours outside of eight hours. So, if you are starting at 12p.m., that's a 12p.m., to 8:00p.m. day, right? So, if you are here pass 8:00p.m., to 11:00p.m., that's another three hours that you need to.. you understand that? **Joseph:** Yeah. **Williams:** That's another three hours you need to take off sometime later in the week. And then you just share what those hours will be. I thought we made that very clear in the beginning. You're not supposed to work over 40 hours. If you want to check March 28th for the finance, we do need a set a finance. **Davis:** Is the second one in March already scheduled? **Matlock:** Can I make a recommendation now? You've been dealing with finance since I've been on for two years. Can I make a recommendation that Candace, that you be the chairperson for Finance committee. **Nikolic:** I'm the chair. **Hardin:** Well, okay, so let's do this, I've been here a long time, we're in deep. How about if we...just for a while...we really need the expertise for a while. I'll second it. **Warren:** I'll third it. **Scruggs:** We are all still on the committee right? **Hardin:** As a whole, no one person can handle. **Matlock:** Because there's a lot of stuff that we have been requesting for the two years I've been here. That still hasn't got going. I'm sorry, you

know what I didn't know I thought it was just the committee. We were going to vote for a chairperson. And I was just making the recommendation that you be the chairperson. Because you have been handling this now for... I've been watching you for two years since I've been on this board. Asking him different questions and stuff about different finances and what we should be doing. **Hardin:** Tonight said something. **Matlock:** And I'm just recommending, it's nothing against you. **Hardin:** I know the Charter says that you are chair, but it's just a matter of time. **Nikolic:** That's fine. **Hardin:** And this is not to blindsides you, but tonight was different. **Nikolic:** Well, what about tonight? **Hardin:** We need somebody that's going to push this... **Warren:** And understand municipal finance. **Nikolic:** Well, just to be clear. All the documents that we looked at in the session were requested by me. **Hardin:** Okay, you know what you did say that you did some. **Nikolic:** Yeah, all because, the number was my concern. So, all of and I requested the handbook, documents, everything that you looked at to come to your conclusion was requested by me. **Hardin:** Okay, Okay, I'm sorry, because just I'm rarely at a loss for words. I was at a loss for words but thank you. **Nikolic:** Right, because the number that was reflected for me didn't make sense. So, I needed, and I requested the documentation. To make sure we all could look at it and get a clear understanding of why they came to that number. With the documentation in hand, we were able to understand it was not the proper calculation, so that was it. **Hardin:** You got it. **Williams:** Let me walk us back, what just happened? So, do we have power in the Charter to nominate different chairs? **Matlock:** Yes we do. **Williams:** We would have to do this on record. **Hardin:** No, what we did was on record. **Williams:** I'm sorry, so I understand, you were nominating me as Chair? **Matlock:** You got it. **Williams:** Okay, well, I do appreciate the nomination. I do appreciate that confidence, thank you. **Hardin:** Well, I'll second it, but I will give you your kudos. Because we would not have gotten through tonight. You made the night easy. **Williams:** You're going to have to take a vote. **Scruggs:** Do you accept the nomination? I mean, how does that go? **Williams:** I'll accept it. **Hardin:** Thank you, Madam President, thank you for allowing us to do this.

Motion to nominate Candace Williams as the Finance Committee Chair made by Hardin seconded by Warren

YES VOTE: Nikolic, Warren, Scruggs, Matlock, Williams, Davis, Hardin,

MOTION PASSED

Nikolic: Can I get a motion to adjourn?

Motion to adjourn made by Davis seconded by Hardin

YES VOTE: Davis, Scruggs, Hardin, Nikolic, Warren, Matlock, Williams

MOTION PASSED

Adjourned at 11:37 p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

**VILLAGE OF OAKWOOD
SPECIAL COUNCIL MEETING MINUTES
2024-3-8**

ATTENDANCE

Erica Nikolic, President
Johnnie Warren, President Pro Tem
Taunya Scruggs, Ward 1
Eloise Hardin, Ward 2
Paggie Matlock, Ward 3
Candace Williams, Ward 5

ABSENT

Dave Tapp, Fire Department	Carlean Perez – Recreation Director
Ross Cirincione, Prosecutor	Mark Garratt, Police Department
James Climer, Law Director	Gary V Gottschalk, Mayor
Tom Haba, Service Director	Daniel Marinucci, Chief Bldg. Official
Matt Jones, Village Engineer	Mary Davis, Ward 4
Brian Thompson, Finance Director	Dave Tapp, Fire Department

** Arrived after roll call*

Meeting opened at 6:08 pm by Nikolic
Pledge of Allegiance
Roll Call taken

Nikolic: Okay, so the next item is to go into executive session. But since we have a candidate here, let's begin the interview process. **Hardin:** Can we read the preamble. **Williams:** We have to before we start. **Hardin:** Okay, I want to make sure we get the preamble. **Nikolic:** Agenda item number four...

Motion to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of the public employers made by Scruggs seconded by Warren

YES VOTE: Warren, Scruggs, Hardin, Nikolic, Matlock, Williams

MOTION PASSED

Entered Executive Session at 6:10p.m.

Nikolic: Okay, moving on to agenda item number four, legislation.
Legislation read by Councilman Warren:

2024-05 **AN EMERGENCY ORDINANCE ENACTING SECTION 135.01 OF THE CODIFIED
ORDINANCES OF THE VILLAGE OF OAKWOOD AND CREATING THE
POSITION OF FIRST ASSISTANT LAW DIRECTOR**
Introduced by
Councilwoman Williams
1st read 3-8-24

Motion to suspend rules on legislation 2024-05 made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Williams
MOTION PASSED

Motion to adopt legislation 2024-05 made by Hardin seconded by Warren
YES VOTE: Nikolic, Scruggs, Williams, Hardin, Warren, Matlock
MOTION PASSED

2024-06 **AN EMERGENCY ORDINANCE DIRECTING AND AUTHORIZING THE
EMPLOYMENT OF SAMUEL T. O'LEARY AND THE LAW FIRM OF
THRASHER DINSMORE & DOLAN AS FIRST ASSISTANT LAW DIRECTOR**
Introduced by
Councilwoman Williams
1st read 3-8-24

Motion to suspend rules on legislation 2024-06 made by Hardin seconded by Williams
YES VOTE: Warren, Hardin, Scruggs, Matlock, Williams
NO VOTE: Nikolic
MOTION PASSED

Motion to adopt legislation 2024-04 made by Hardin seconded by Williams
YES VOTE: Williams, Matlock, Scruggs, Hardin, Warren
NO VOTE: Nikolic
MOTION PASSED

Motion to adjourn made by Warren seconded by Scruggs
YES VOTE: Nikolic, Warren, Scruggs, Hardin, Matlock, Davis, Williams
MOTION PASSED
Adjourned at 8:45p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council

**VILLAGE OF OAKWOOD
COUNCIL MEETING MINUTES
2024-3-19**

ATTENDANCE

Erica Nikolic, President	Gary V Gottschalk, Mayor
Johnnie Warren, President Pro Tem*	Tom Haba, Service Director
Taunya Scruggs, Ward 1	Brian Dirocco, Fire Department
Eloise Hardin, Ward 2	John Freeman, Police Department
	Matt Jones, Village Engineer
	Brian Thompson, Finance Director
	Dave Tapp, Fire Department
	James Climer, Law Director
	Carlean Perez – Recreation Director

ABSENT

Paggie Matlock, Ward 3	Ross Cirincione, Prosecutor
Mary Davis, Ward 4	Daniel Marinucci, Chief Bldg. Official
Candace Williams, Ward 5	

* Arrived after roll call

Meeting opened at 7:00pm by Nikolic
Pledge of Allegiance
Roll Call taken

Hardin: Mayor, excuse me, are we going to have someone here from the Building Department tonight? **Gottschalk:** Apparently not, Dan's not here. **Hardin:** Okay, thank you. **Gottschalk:** Just give me the message and I'll get it to him tomorrow. **Hardin:** Thank you. **Nikolic:** Going on to agenda item number four. May I have a motion to table the minutes from January 23rd, 2024, Council meeting minutes for further review.

Motion to table the Council Meeting Minutes of Jan. 23rd, 2024, made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin
MOTION PASSED

Nikolic: May I have a motion to pass the February 17th, 2024 special meeting minutes.
Scruggs: I make a motion to pass. **Warren:** I second. **Nikolic:** Motion made by Councilwoman Scruggs, seconded by Councilman Warren. **Hardin:** Madam chairperson when we have this many people not here. I'd like to table these too because I'd like them to go on record.

Motion to table the Special Meeting Minutes of Feb. 17th, 2024, made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin
MOTION PASSED

Nikolic: Agenda item number five, any Clerk correspondence? **Joseph:** No, ma'am.

Nikolic: Okay, moving on to agenda item number six. Departmental reports, may we please hear from Mayor Gottschalk.

Departmental Reports

Mayor, Gottschalk| Gottschalk: Thank you, Madam Chair. Just to be very brief and then excuse myself. I guess on Monday you're going to have a Finance Committee Meeting. At that meeting, I'll be presenting the Mayor's office budget, and it will be carried back from 2019, 2020, 2021, 2022, 2023, and then the appropriations asked for in 2024. It'll be very detailed in the sense that I will down the expenditures in the three big columns. Family enrichment, activities at Mt. Zion, and miscellaneous contractual. So those will be broken down. So again, all of it will be as I say, very understandable. Additionally, at this meeting, I'd like to have Matt Jones there from Chagrin Valley Engineering, and we're going to go over the SCMR. Street Construction Maintenance and Repair for the years of 2024, 2025, and 2026. First the construction cost itself, then what the grant was, what the Village share will be, what the reimbursements will be. And in addition to reimbursements, we have to pay engineering by itself. So, you will know all the Village costs for those projects that are being discussed. And again, it will be very understandable. It will not be very difficult to go through. What time at that meeting would you like to have Matt there?

Nikolic: Is that next Monday? I'm thinking it's a regular, so I would say come at six. **Gottschalk:** I don't expect a lot of time to be spent on it, it will be pretty understandable. Additionally, Brian might have a few other items on finance that he's going to discuss. On Tuesday Carlene and I will present to you both the Community Center activities as well as the recreation activities, including the camp. So, those are the two items for the two days that we have set up. Both Monday and Tuesday of next week, any questions? **Nikolic:** Is there any discussion or comment for the Mayor? **Hardin:** At that meeting, I'm asking either our Clerk or the Engineer to bring or distribute the study that we received before. **Gottschalk:** But this is going to be much easier to understand. **Hardin:** Wait a minute, let me finish what I'm saying, please. I'll speak to the Engineers, so you know what I'm asking for. Just to have in front of us the study when you rated all of the streets. **Jones:** Okay, I will check with Hren on that. **Hardin:** Thank you. **Nikolic:** I think you recently sent it to me. **Hardin:** I just thought it would be important that we have them. But I wanted to make sure everybody had them, thank you. **Nikolic:** I'll send it to Tanya, and she can, because it's fresh in my email. I just asked for it a couple days ago. **Hardin:** Thank you, and one more question. When the Engineer is here, you're going to do construction, reimbursement, and engineering costs. And those are the three... **Jones:** Yes. **Hardin:** Okay, and you're going to go over each construction project, got it. **Gottschalk:** Every single project. **Jones:** Everything that's active or we have programed, I'll be ready to send. **Hardin:** All right, thank you. **Gottschalk:** This is over a three-year period. **Hardin:** 2024, 2025, and 2026? **Jones:** Right. **Hardin:** Thank you, Madam Chair. **Nikolic:** One question for me, I know we're going to have the legislation regarding Waste Management. And I was going to talk to Tommy about that. But just in case you may know this. Have we done an audit of houses in the Village lately? Has it been done within the last year? **Gottschalk:** 1250. **Haba:** No, it's changed, we did it once in the

last week. **Gottschalk:** Well, those with the houses. In addition, there might have been some other stops, like the villas or something like that. **Haba:** The one we have now is brand new and up to date. **Nikolic:** Okay. **Gottschalk:** And he'll be prepared to talk about that tonight. **Nikolic:** Oh okay, we'll wait for your report. Any other further discussions or questions for the Mayor? **Gottschalk:** And with that, thank you very much, have a good meeting. **Nikolic:** Hearing none, may we hear from our Law Director?

Law-Climer | **Climer:** Thank you, Madam President. First of all, in terms of the difficulty with scheduling meetings. I've taken the liberty of taking a look at our ordinances and have a proposed remedy, which I will pass out. As you know, the Charter requires two regular meetings per month. And then leaves it to the ordinances to schedule times and places. Our particular ordinance specifies, maybe only the second and fourth Tuesday regular meeting at 7 p.m. And as you all know, we ran into an issue last week, when Council was away. And so, I put the two pertinent provisions of the Charter and the ordinances on the front pages as it presently reads. And the red line proposed amendments to 111.01 sections A and B. To give Council some flexibility in terms of rescheduling a regular meeting for purposes other than holidays. Because I think purposes arise, sometimes a quorum is just not available. Sometimes Council is away on a trip. And so, I hand that out for people to consider. And I will send it to the absent members. Also, we've had a proposal to purchase three land bank lots on Northam Road that are not buildable. The person is proposing to consolidate those lots with a fourth to make a buildable lot and put up a house. As you know, we've got a sort of program to get rid of unbuildable lots in the Village. We will be writing that up for Council's consideration within the next week or two. And then, as I'm assuming everybody... **Warren:** You're saying the individual has three lots right now? **Climer:** No, they are three Village land bank lots that are presently, I think, 45 to 40ft. They're not buildable, they want to assemble those. And then there is a privately owned land that sits sort of in the middle of those three lots. They have a thing going with that person to purchase that land. So, they'd like to consolidate all four of the lots. They would have the necessary frontage. They're a little short on that dept and a little short on square footage of the lots. I think I've got to check that. But it would be per our normal practice. **Warren:** And I like to get rid of a lots. But the thing is, what are we going to have that shows that they have control of that middle lot before we commit our three? **Climer:** Yeah, we're building that into the contract. I mean, there are contingencies on that. **Warren:** Okay. **Climer:** Yeah, we wouldn't sell the lot in an unbuildable condition. Because we don't know what's going to happen to it. And so we haven't drafted this up yet. She wants some contingencies to be able to obtain that lot. We want contingency that she gets it. And then our normal deed restrictions where she has to consolidate it to use for residential purposes only. And the other normal things we put in that contract. **Warren:** Do we have in that, so that we can sort of fix some of the ills that have happened over the time? When that person gets the lot, we want to see the consolidation plan. In that they won't be able to pull permits on that lot until all of the things that we have related to that property are done. Like if the private lot is purchase, they can't get a building permit until they consolidate the lots first. Those type of things... **Climer:** Those are all written into our normal contract. I don't recall having hit that bump on the road at least not on my watch. **Warren:** Well, we hit a bump in the road because we selling them to residents and they're never consolidating them. They are

just getting them and then they just continue to maintain them. **Climer:** I'm just saying I haven't seen that occur. But that is part of our normal contract that they're required to consolidate. And it doesn't close until they do. **Hardin:** Well, to deal with what your concern is, are you then requiring a start of construction date then? **Warren:** No, I'm saying that they can't pull a permit until the consolidation has happened. **Climer:** And that a part of the contract, at least on my watch. That sale doesn't close until they submitted the consolidation plan. **Nikolic:** So, with the consolidation, is that regarding ownership? So, once it's consolidated it's been officially transferred to the resident that purchased them. **Climer:** It's part of the closing package that goes to the title company. **Warren:** To explain it to you, a consolidation is you make an all three, one. **Nikolic:** No, I understand what I'm saying. The purpose of making sure it's consolidated before you administered the permits is to say that ownership has been transferred. **Warren:** Ownership had been transferred, and they put all the lots together. Because sometimes they don't put all of the lots together and build on them or whatever. Or they keep the lots and just sit on them forever. Do we have a time for a performance for that? **Climer:** There were a couple contracts where we have built that in. **Warren:** We need to find out when her project time of performance would be and give it to her. I suggest that we give her... **Climer:** I mean it kind of depends on the nature of the property. Because if somebody is just consolidating a scrap of land onto their existing property (inaudible), we have put that in other contracts. **Warren:** Okay. **Nikolic:** And this is legislation that you'll be drafting? **Climer:** It'll be a proposed contract for Council to review. **Nikolic:** And where is the land? **Climer:** Northam. **Nikolic:** Okay, right there past the church down there, okay. **Climer:** Yeah, there's a whole series of land bank lots down there that the Village owns. And it's kind of interspersed with it. There are a couple of private lots, like right in the middle of this chain of Village lots. **Hardin:** Two question, is right is Northam the street that has not been developed or paved? **Warren:** It's just not paved all the way, it is partially, for the most part it is paved. But it's not paved all the way, because to that corner that you're talking about. Because somebody was supposed to be taking that upon themselves. **Hardin:** Right, well not to complicate the issue. But someone that's on that street came to us already, remember, and wanting to know when we're going to pave it. So, whoever is buys this, I don't know if they're anticipating, the Village, paving it any time soon. **Climer:** We'll check in to that. **Hardin:** Okay, please. **Warren:** But that other party was supposed to do some paving themselves. **Hardin:** That didn't make any sense, why would you pay... **Climer:** There was a gentleman, I think it was on Northam. Wanted to build several lots... **Haba:** I think that's Suwanee you are talking about. **Climer:** It's Suwanee, yeah. **Warren:** This is this is Northam the one that I'm talking about. **Gottschalk:** Suwanee is the one where the gentleman said he would pave some of the roads if he got the lots cheap. **Hardin:** But you never heard any more from him right? **Haba:** I never did, that was a different department. But I know from being here it's Suwanee, they talked about that.. **Climer:** The sense of a Council was that was a deal that they didn't want to pursue. **Warren:** This was last year. **Nikolic:** Okay, did they vote on it? **Climer:** It wasn't an actual vote it was just a sense it wasn't something they wanted to pursue. **Nikolic:** So, the developers. **Warren:** After they talked to the developers, they talked to the minimum square footage of the houses and stuff. And the developer wanted to build undersized houses under there too. **Nikolic:** Oh, they were tiny homes they wanted to build? **Warren:** Well, not tiny, tiny, but they were undersized based on the consistency of what we require now. **Hardin:** One more

question, what is the appraisal process? Do we have that documented so we don't get in...

Climer: Well, what we have generally done if the land is not buildable. We sell it0 sell for \$1000 or \$1500 and the purchaser assumes all costs of the transaction. So, they pay all the closing costs, like basic costs for getting the consolidation plan and all of that. And these at least until consolidated they are not buildable lots. Now if Council wants we can investigate consolidating these lots and offering them up for sale. But then it's going to turn into a much lengthier process.

Hardin: The reason I'm bringing it up is because nothing else we're learning. If it isn't written, it didn't happen. So just like I asked you, where are we with that process? And what we've always done is \$1000. So, is that documented somewhere that's what we...is that our policy? **Climer:**

When I yeah, when I first started, we developed a policy. **Hardin:** Okay, I wanted to make sure.

Climer: I can pull it out and send it to. **Hardin:** No, as long as it's documented, I couldn't remember. I remember there was an issue about appraisal when somebody was dealing with something. And I just want to make sure that we're doing it the same way for everybody. So, somebody can't come back and say we did it a little differently. But if it's documented, we're good, thank you for that. **Climer:** Yeah, we developed that when I first started. And we were hoping to get rid of a lot more lots of ex scraps that we have. But now developable lots that meet standards or let's say the Engineering Department wants to widen the road or give more to a firm or something like that. That's a different deal, if the Engineers want it, we don't sell it. If it is a developable lot, then we would go through the process. **Hardin:** Did we not at one point have a sale? We advertise these lots or something. **Warren:** That was years and years ago that we had that deal. That's when we had tons of lots. They were buildable when you consolidated them because they were side by side. But the thing is we just had them all over the place. And that's when people started, some bought in Enfield. Some neighbors took a 45-foot lot and took 22.5ft each and add it to their lot 22.5ft, because those aren't buildable. **Climer:** Edmond Jaber and my firm, we've taken the liberty of reaching out to the title company he works with. To see if we can gain any interest in somebody just taking on assessing these lots. Consolidating those that maybe buildable with marketing. We get rid of them that way. I don't know how the dollars and cents will work out on that. But also looking at contacting neighbors in the general program as families. And if there's a scrap of land, it's between two lots of neighbors. They'll split it and take off with it and maybe try to get that moving too. **Hardin:** Sounds good, so this is something at your law firm is going to work on? **Climer:** Yeah. You don't want us to do it because that isn't going to be economical for the Village. But somebody associated with one of the title companies may be interested in pursuing it. **Haba:** Excuse me, we have a few buildable lots, but I'm saying, you know, we just keep cutting and cutting. We should get a realtor out like Jim's saying, something like that. I think the one on Glenshire has been there at least since that house burned down. About 15 years ago, you could get at least \$70,000 for that is what I'm thinking at least.

Warren: And what about the lady that worked for Oakwood? Remember her house? Wasn't that her house? That was the one that got burnt down, remember the lady Molly? **Hardin:** No, Molly's house did not burn. **Warren:** It was next to hers or... **Hardin:** No. **Gottschalk:** She's close to Karen, the one on Glenshire or close to Karen Howse. **Warren:** Right, okay yeah, that's the one I'm thinking of. **Hardin:** That had all the water in it, remember how long it sat with all the water. Now the neighbors use it for parking. **Climer:** Tom and I have talked about it over the years. As I said, Edmond is trying to see if he can enter somebody into systematically taking this

on at some kind of a reasonable price. **Hardin:** Okay, thank you. **Nikolic:** I would like to see the policy about the land bank that I guess you distributed before. **Climer:** Yeah, that was 2017 or 2018 I think but we will get that out. **Nikolic:** Any further discussions for the Law Director. Hearing none, may we please hear from our Finance Director?

Finance, Thompson | **Thompson:** Thank you, Madam Chairman and members of Council. Finance submitted the February 2024 final monthly numbers. I'm sure you'll probably get to those in the next one or two finance committee meetings. And, pending the final infusion from the Engineer on the SCMR and the Mayor's budgets. I should have a final draft on all departments and funds for the 2024 projected appropriations for next year. And we'll be discussing it next week. So, I could just entertain questions, that's all that was for today.

Warren: I would like to suggest that you... because I think I have an idea how this is going. Have another quarter budget ready for us to entertain on on the next Council meeting on Tuesday. **Thompson:** I wasn't sure if we could do another quarter for a full year. But I could check with the County. **Warren:** Okay, would you please let us know. Because that's what we were talking about doing. We're going to have another quarter budget because there's a lot of outstanding things that we didn't have our hand on. Including the potential litigation or pending litigation or the current litigation that we're dealing with and the Council at that time. And it's a matter of record that we talked about we passing another quarter budget. We never done it before but, I think that Candace was confident that it could be done. But we'll have to find out where the authority comes from, and if it's possible. So, can you let us know in the morning? **Thompson:** Well, I'll make the call to the County. **Nikolic:** Because if that's not possible, then the full budget needs to be passed by the 31st. So, no amendments... might be to amend after the 31st.

Thompson: Yes, you can pass by the 31st, but it's a rolling forecast. So, you can always amend it. I'll call the County and confirm. **Warren:** Okay, thank you. **Nikolic:** I have a question, so the the time clock, is it not working? **Thompson:** It's brand new and it was working the first couple of weeks. So, we tried to get the company to let us know what's going on. Because the card is black and red, but it's kind of punching the front of the card the whole time. So, we are getting them out here so they can fix it, but it's brand new. I just bought a brand new one for everybody. **Nikolic:** And Tanya sent me her timecard with the time stamps on it. You couldn't see the day; you couldn't see the numbers. So, it was brand new? **Thompson:** Okay, was that her first one? It was working like maybe 2 or 3 weeks before this malfunction. But we are on it to have them come out here. Should be resolved this week. **Nikolic:** Oh, okay, so when she was doing hers, it was not working? **Thompson:** It was dysfunctional, yeah. **Nikolic:** Okay. Yeah. **Hardin:** Why can't we go back to the old one temporarily? **Thompson:** We had the old one in there, and I removed it. I thought it was the best, you know, decision to get a whole new one. It's kind of just some basic clock. **Hardin:** Okay. **Thompson:** It doesn't have a biometrics or nothing in there. But the old one you couldn't read the ribbon. It was having some malfunction; it's been here a long time. So, that's why I put the new one in there with the big digital numbers. **Hardin:** But that's what you were using up until the time you replaced this one? **Warren:** The old one? **Hardin:** Yes. **Thompson:** Yeah. **Hardin:** All right. **Nikolic:** The one she was using was the old one of the new one? **Thompson:** No, she was on a new one, which is dysfunctional. So, we should have resolved this week. **Nikolic:** I had one of the questions about ARPA funding. So,

you know, I know there was a \$500,000 carryover. I know the Engineer said we were going to use \$260,000 of it. It just kind of dawned on me. So, with our carryovers now, does that include the ARPA money? And if we didn't have the ARPA money, would we still have \$300,000 as a carryover? **Thompson:** The \$300,000 is the General Fund. I have it in a separate fund which I am required to do. **Nikolic:** Okay. **Thompson:** So, it did have the \$500,000 in it. And actually, this money they just forwarded to me, to pay one of the vendors. So, you'll see that balance goes down in March because I cut them a check this week. **Nikolic:** Okay, but the \$300,000 that we saw is the carryover included the ARPA funds? **Thompson:** No, the \$300,000 is the General Fund, and the ARPA has \$500,000. So, if you look at all funds, it's like eight hundred and some thousand dollars in there for all funds. But they are both separate funds. **Nikolic:** Okay, so that's just General Fund. **Thompson:** Yes. **Nikolic:** Okay I gotcha, all right. **Hardin:** Do we have a timeframe on these ARPA funds? **Climer:** I am not sure, I don't know if you know, Matt? **Nikolic:** It's my understanding by the end of 2026. **Warren:** Or something like. **Thompson:** I spent half of it this month, and we just waiting on that final pending distribution. And that'll become clear with the 2024 SCMR budget that they are putting together. You can see the rest of it we used. **Nikolic:** What has it been used for now? **Thompson:** There was a project... was its Forbes Road Matt? **Jones:** Oak Leaf was the other one... **Thompson:** Okay, right so I paid off Forbes, and it was actually a local vendor across the street, the Vander Brothers. And the last was going to be for the. **Jones:** Oh, that one was for Fair Oaks, the next one will be for Oak Leaf. **Thompson:** Okay. **Nikolic:** And that'll cover the full \$500,000, just those two streets? **Thompson:** Yeah, those two projects. **Nikolic:** Okay. **Hardin:** Did you say you did, or you did not us some of that for Forbes? **Jones:** The ARPA funds were not used on Forbes. **Thompson:** Yeah. **Nikolic:** Just those two streets. **Jones:** Right, I'm looking right now. **Hardin:** Fair Oaks and Oak Leaf. **Jones:** Oak Leaf and Fair Oaks were the ones, yes. **Hardin:** Okay, so it's real important and that you know, by when you have to spend them. **Jones:** Oh, yeah. **Hardin:** Okay, and you're on track to start Forbes next month? **Jones:** Yes, we're still waiting to hear back from the County. They haven't given us the start date yet. But last I heard we were looking at mid to late April to start. **Hardin:** Thank you. **Jones:** Hopefully by the next meeting I'll have an update on that. But I haven't heard anything specific from the County. **Hardin:** I was out of out of order, thank you, Madam Chair. **Nikolic:** Any further discussions for our Finance Director? Hearing none, may we hear from our Service Director?

Service- **Haba| Haba:** Thank you, Madam Chair, I don't know if you want to go over some of this stuff now? Or if you have a work session, I can stay whatever you want. **Nikolic:** We can do it now if you'd like. **Haba:** This is same stuff that I emailed you a couple weeks ago or something. This is the old prices here and this is a new one. The wording I look, I think it's the exact same the verbiage. The last page will be the new prices for the next five years that they're proposing. **Warren:** What the \$7.30? **Haba:** Yes, and that's the audit you wanted for the houses. **Nikolic:** Okay. **Haba:** But not all the houses, those are all the houses that we receive rubbish containers to get picked up every week. If I have you have any questions, just yell them out. Five years ago, we looked into...well I called a few other companies. (inaudible). **Warren:** And plus, they have their recycling thing. **Haba:** Yeah, although Kimble, you know if I call Twinsburg for the township. They got the transfer station there in Twinsburg Township. Twinsburg Township

was still paying \$17.17 per unit for a month to Kimble. You got to let me see how much lower Waste Management is. But a few other prices to look into. The lowest Warrensville is paying \$15.17, Twinsburg \$18.90. So that's on an average and because there's are a little bit weird because they pay the tax...most of these now, over half, for sure over half of people pay for their own rubbish bin now. **Hardin:** Excuse me, where are you reading this from? **Haba:** It's not on your paper. **Hardin:** Oh. **Warren:** He's not telling us the other communities, he's just... **Haba:** A little bit of insight, Northfield it was \$21. 27 per unit for a month. Now, we do get cheaper now because we do get to free dumping at the transfer station. If you have that free stuff is one reason as part of our contract. That's why our prices are lower, one of the reasons. But they're lower period anyway. They said about 75% is pick up money and 25% is dumping. So, the fee you're looking at is the pickup fee. The dumping like I said is free. But again 25% to those figures, you are still going to be way lower than the other cities. So, I'll let you know, we've checked in the past, called other cities and stuff that we've done. I'm just giving you some background there. **Warren:** I could give you a little more background. We had them so long that when we were building new subdivisions. They weren't charging us for the houses remember? We put the metals...they just continued to collect, maybe the next year they caught up. But we were getting free trash pickup for the new houses that we were building. And that went on for a year or two at least. **Nikolic:** Okay. **Haba:** So, they don't do an audit either or anything like that. Yeah. I figure they got... which I gave the figures to the manager there. Just so he knows the figures we have at this moment. **Hardin:** Am I missing something? I am always fumbling, and i apologize to Council. **Warren:** This is the one paper that we were working on. **Hardin:** Right. **Haba:** The last page of that stapled paper is the new posed prices. The single paper I gave it was the last five years' prices. The last page in the staple paper is for the next five years. **Hardin:** How about if you make it really simple for me. The Finance Director is here, based on the proposal. What is the difference? What is the increase, Mr. Finance director? **Thompson:** We been paying...it ranges from maybe \$9 to \$10.50 on the collection. But simultaneously, that's part of collections that they bill us. But also, you know, we get the tipping fees. The tipping fees maybe in the last quarter of the year because they were doing more recycling. We were getting about \$9300 now here about \$10,000 to \$11,000. So, recycling and on the tipping fees we get back. So somewhat of a wash when you kind of link the two. **Hardin:** Okay. **Thompson:** But straight answer is about \$10,000 a month okay. **Hardin:** And I thought about that coming up here. I know we get the tipping fees. So mathematically are you telling us then that it's a wash. So, we're not paying anything for... **Thompson:** Pretty much I can get the exact numbers. **Hardin:** I would like to see them. **Thompson:** Okay, I could get a detailed, like the tipping fees, you know, give a detail. The 12-month collections, I'll put it on a spreadsheet. **Hardin:** That's what I'd like to see because there's no rush to pass this tonight. But that's what I wanted to see. **Thompson:** Okay. **Hardin:** Thank you. **Haba:** That's why i am presenting it tonight. I won't be here next week, so I figure any questions... **Nikolic:** Got it, so my other thought is, I know last week you mentioned that each resident received the garbage can and the recycling. Did service drop that off? **Haba:** They went around the whole Village and did it. Now if someone moves, sometimes they walk off with the cans. And the new owners don't have one, and we try to provide them one. Sometimes people move in a house for four months and the cans is sitting out there, we take it. We got a few at our garage if someone else needs one four months later. We'll just take the ones that we have

stockpiled. **Nikolic:** Okay. **Haba:** But someone needs you can just have them call us. If we have one we'll give it to them. if not, we'll call Waste Management for them. **Nikolic:** Okay. **Hardin:** One other quick question, I got a call and I think you might have gotten the same call. If you don't use their cans. Are they picking up the garbage? **Haba:** I'm not sure, they have in the past, but they don't have to. I'm not going to say they are not supposed to, they don't have to. Because some people are going to Home Depot and getting their cans and you're not supposed to. You get their cans for \$4 a month, you can get as many cans as you want. If the resident pays straight to Waste Management. We have nothing to do with it. **Hardin:** Well, they need to be consistent because what happened was... **Haba:** They were picking it up and then they leave it. **Hardin:** Yeah, all of a sudden they start leaving them. **Warren:** Why don't we just send an email out, something official. Just letting them know that is incumbent upon them to use the cans provide. And that the Waste Management has no responsibility of picking up any other cans but their own. If you remember, those cans are designed for that unit. Remember that it comes out, pulls it out and does it. So, if you get the wrong kind of can anyway. **Haba:** Like Johnny said, this just happened recently, and I didn't realize this. A resident called me on Alexander to pick him up. Some of the recycling cans are a little bit smaller than the other cans. They're not made for them exactly. And the lady called me and said, they just dumped the whole can in there and kept going. So, she called me, and I called the Assistant Manager. They said that happens all the time because the smaller cans aren't made for that. They just leave them in there and give them another can. **Hardin:** Well, the reason they gave this resident last week for not picking up his garbage. Is because they're not responsible if that thing crushed the cans or cause any damage to the can. So, I don't know, it's not the end of the world. But I think they should send out a memo to the whole Village. **Haba:** I'll mention it to them. **Warren:** Didn't we just get something? **Haba:** Last one, we sent the calendar out with some of the basic rules. I don't think that was on it, but at some point I think that was on it like three or four years ago. **Hardin:** Okay but remind them because they're not consistent. If they were consistent, I think we would be obligated to send out something. But either they're going to pick them up or they're not. So, whatever they decide to do, have them notify the people. Because I got three calls and it's only because they change drivers, apparently. **Haba:** Yeah, I told them that too, I remember at that meeting we don't have the same drivers. I told them that a month ago. I said, you don't have the same drivers because I noticed since the first of the year. Houses were getting missed, not many but more than normal. **Warren:** Especially when vacations happen, then they got to send somebody else. A different driver to get residents confused. But bottom line is that you get two cans like we always have. One recycles unless you pay for number one. **Haba:** Lastly, Sharyn Macklin complained about her husband not getting the right pay. So, she asked me to look into it and I looked into it. Got the payroll stuff basically here and it was a mistake on it. But I called him before, and I said, Sharyn came to the meeting and kind of put me out there. I said, if you have a problem all you had to do was call me. I would have looked into it and whatever i got to do for you. He said, I didn't really have a problem. he said, no, I'm fine with everything. But I did look into it and I called him back a hour later. I say, well, there was a mistake. It was for some reason the payroll girl had a price up here, the hours were right. But when she brought it down to the bottom of the pay, she had \$2 less. I don't know how that happened. I'm not sure if it's the same girl because this is from early January 2023, late December of 2022. But the hours were right,

there were two dollars difference per hour. So I asked if she could sell a check for \$25.50 and she said problem. **Nikolic:** Okay, thank you, did anyone have any more discussion about recycling? The discussion about the litter, that comes up constantly. And, you know, the other day I was in the bathroom, and it had this list. Where it said the last time the bathroom has been serviced. So I thought I would suggest that we keep a running list of the streets that we pick up. And then just make sure we put a date the last time it was serviced. Because I know you mentioned we don't have a schedule. But at least if we have a running list of the streets that are typically complained of, or if a resident says this is a problem. Then we can kind of note, this one needs attention we haven't looked at it in the past month. But just keep a running list of the streets with the highest litter issues. And then just keep dated notes when it was last... **Haba:** And put it on the street itself. **Nikolic:** No, no, just in your record. **Haba:** We keep track which days we picked up and which street. **Nikolic:** Okay. **Haba:** We can track, we keep a log of what we do every day. And once every month or so we just summarize that and send it to Council. **Nikolic:** Okay, is it mixed in with the with the report? **Haba:** Yes. **Nikolic:** Oh, okay. **Haba:** We can put it separately if you want. **Nikolic:** Yeah, I think... **Haba:** Usually at the end of the year we compartmentalize them all. for example, forty-two days a year we'll pick debris out these streets, dead animals this street, cold patches these days and hot these days, etc. **Nikolic:** That would be helpful, because if we get complaints. We could refer to it and say, well, we know, you know, if need be. **Haba:** It should be every month, but I'll try to compartmentalize them. **Warren:** We might even discover there's a pattern. And make the determination if it'd Waste Management or the residents. **Nikolic:** Right, any further discussion or comment for our Service Director? Thank you Tommy, hearing none, may we hear from our Fire Chief?

*Fire-***Tapp| Tapp:** Thank you, Madam President, nothing really new to report from fire. I did update a couple pages from the employee handbook. You know, it's don't apply to fire. But we have a few pages in there. So, I just don't know who you want me to give this to make the changes? **Nikolic:** Law Director. **Tapp:** All right, I'll send that over to you. But that's all I got to report, and I can answer any questions. **Nikolic:** I just wanted to say I, you know, next month or next week, if you wanted to. I know you said you wanted to express some concerns. So, please come to either Monday or Tuesday finance meetings. To discuss anything, you'd like to share or bring to our attention. **Tapp:** I'll be here Monday for sure. **Nikolic:** Okay, any further discussion or comments for our Fire Chief? Hearing none, may we hear from Captain Freeman.

*Police-***Freeman| Freeman:** Thank you Madam President, just a couple of things. We've been getting a lot of calls. Residents are calling about the speeders, about the trucks, about the stop sign. So, just to let you guys know that the Police are really going to be enforcing. Especially with the spring coming up now and the winter is over with. So, they're going to really be out there, writing citation is trying to slow people down in these residential neighborhoods. Also, if anybody has any complaints or anything like that, just give us a call. We have a speed trailer that we can set up actually give us real time data on how many cars are going and how fast they're going. It actually helps slow them down as well. As soon as they see it, they go past, and the lights come on. They say, "oh man" and slow down, so give me a call if you have any issues with that. Also, the Police Department is doing, heavy recruiting for Officers. We've had three

interviews this week and we plan on having a couple more next week. We're getting officers from the Academy; we've got Officers who are 20-year veterans from other departments coming here for interviews. So, we're actively recruiting. So, if you know a good Police Officer that might want to come on over to Oakwood, let us know. Tell them to come up and fill out that application. Another thing we're doing next week. You're probably see a lot of Police cars in town because we're having our, 2024 CPT train. Every officer in Ohio has to have 24 hours of continuing professional training. So, we're actually hosting a couple of classes next week. So, probably like 40 Officers from other agencies coming to town. So, if you see guys out and about having lunch and things like that. These classes deal with de-escalation, mental health issues and crisis management. So, every Officer in Ohio has to take these classes. **Hardin:** You're conducting them? **Freeman:** No, we are just hosting them. They have instructors that come in and give the classes. **Hardin:** You're doing it down at your center? **Freeman:** At the training center, yes. **Hardin:** Oh. **Freeman:** Yeah, so we have one at the training center. I think we have one, at the Hampton Inn. **Hardin:** Well, here's a question, do we get paid for hosting? **Freeman:** No, you get free Officers to go to the class. So usually the classes, there could be a couple hundred bucks or if you get four Officers to go. That's \$800 that you are saving. **Hardin:** So how many days? **Freeman:** 24 hours, so eight hours each class. **Hardin:** And you're doing 4 classes? **Freeman:** We're doing we're doing two classes, that will be 16 hours. **Hardin:** Okay. **Freeman:** Then we have to take some more classes online or go to another city to take another class. **Hardin:** Awesome. **Freeman:** Yeah, any questions? **Nikolic:** I had a couple of questions about the... this is going to go to work session, but I just want to ask them now. So, with the prisoner housing services. Did we ever did Oakwood ever house prisoners? **Freeman:** Yes, we have a jail in the back, but we use it as an evidence room now. **Nikolic:** Okay. **Freeman:** We have three cells back there. At the time it was, you could only keep your guy, like three days back there. It wasn't a long-time jail facility, basically a holding cell. We'd arrest them, put them back there, and let them try to post bond. If they can't post in a day or two, we'll take them down the County jail. We have been done with that jail back there, like, at least ten years. **Nikolic:** Okay, and so now Solon is where you take everybody? **Freeman:** Yes, everybody goes the Solon jail. That's where they start off, if it's a felony, they possibly go down to the County jail after that. But everybody starts at Solon jail. **Nikolic:** Okay, so I notice the contract is going from 2 to 3 years. Is there any reason why it's including a year? As opposed to the contract now, it was two years, now it is three years. **Freeman:** I'll have to talk to the Chief about that, I couldn't tell you exactly. **Nikolic:** Okay, one other question, in the last contract. It mentioned that Oakwood would get a credit if we had less than 75 bookings, but that was removed from this contract. **Freeman:** Oh, really? **Nikolic:** Yeah, so I don't I don't know what typically the number of bookings is or holding hours. That happened at the jail for Oakwood. **Freeman:** Usually, it was that 75, but that has changed a little bit. The numbers go up and down. Before, pre-COVID, we'd arrest everybody for driving under suspension, for having a joint, anything. Times has changed, marijuana you don't arrest for anymore. Driving under suspension, you let people park their vehicles and let them call for a ride. So, the number has probably lowered, that might be one of the reasons. **Nikolic:** Oh, okay, that the credits are no longer there? Because if we have less bookings... in the previous contract, we would get \$6,000 credit. **Freeman:** I haven't seen the contract. **Nikolic:** Oh, okay. **Freeman:** So, I can't give you the answer on that. But, Chief, I'm

sure would have an answer. **Nikolic:** I'll send him an email. **Hardin:** Madam Chair, the Chief did answer that question last time. I'm trying to think, but when you send an email, you can ask it again. But he did tell us why he went from 2 to 3. **Warren:** It was to lock in the price for one thing, because things escalate over a period of time. **Hardin:** Oh, one other thing, the Mayor's gone. I don't know if you wanted to deal with this when we're dealing with the finances. But at some point somebody is going to have to give us an understanding. Of the impact of the change of the Mayor's Court. And we need it soon because we're making some really important decisions. So, you might want to get the Chief, get with the Mayor, or you want to be a part of Monday's discussion. But we need to know logistically and financially, we need to know why, and what are the staffing requirements at this point in time? So, we really know what we have to do. Maybe nothing, but just let...because we didn't even know that we didn't have it anymore. That was really what kind of blindsided us. **Freeman:** Okay. **Hardin:** Thank you. **Nikolic:** I think specifically, the Chief said last time it was so new, he wasn't able to make a determination if two clerks were still necessary. So, we may have a couple more months of data at this point. So, if there could be a determination made as to whether or not two clerks are still necessary to be specific. **Freeman:** Right off the bat, I can tell you that you're going to need two people. Just because of those employees are over 20 years so they got 5 or 6 weeks of vacation. So just that alone, you're going to have to have at least another person in there. **Hardin:** Excuse me, what does that mean? back that up...**Freeman:** Well, say if Carolyn is off... **Hardin:** Okay. **Freeman:** You have to have at that. **Hardin:** Thank you Captain, I was wondering, so you need one to cover the other? **Freeman:** Yes. **Hardin:** Thank you, sir, so one's going to be gone, so what? **Freeman:** Yeah, but you got to stay open. **Hardin:** Okay, all right, duh. **Freeman:** But we still can talk about the (inaudible). At least after we've been doing this for a couple months now. At least we can have some numbers together. **Hardin:** And you've been doing it for how long? **Freeman:** We've been doing the traffic bureau since January. So, we've got three months of data. **Nikolic:** Thank you, captain, no further questions we can move on to our Engineer, please.

Engineer- Jones: | **Jones:** Thank you, Madam President. I don't really have anything new to report. The one thing I was going to mention we already talked about. Which was that we're still waiting on an official start date for the Forbes Road project. Again, we're still targeting, assuming that the County is still targeting late April to start. And the work will start at the west end of the project closer to 271. And then we'll have the, I have most of the data for the SCMR put together. Ed and I were working on that before. He's actually on vacation right now. But before he left, we were putting that together. And we'll be ready as present it on Monday. Other than that, I am available for questions. **Nikolic:** I had one question; I think the last time we were in the meeting. There was a particular... a negative number, Brian do you recall? And you mentioned that you didn't know when those funds would be coming in. **Thompson:** Yeah, in light of, we met, me, Ed, Matt, and the Mayor. So, it'll all come together in the big picture. In terms of what they're projecting for the total costs, the grants of OPWC, and what's out of pocket for the Village. So even though that funding runs negative on and off every month. We'll be able to see the big picture, let us get through Monday. You'll see how it's going to balance out with the combination of the grant, the income that comes into the fund, and the transfer that we may need to make the fund whole. So, if you give us through Monday, I think it'll shed a lot of light.

Nikolic: Okay, one other thing, I know I sent you the State Roads Grant. And I know you mentioned that it would require a lot. At the conference we were at last week. They offer technical support for that grant. And I think it kind of already started already. But is that, you know, with some additional technical support? Is that something that we could kind of work in to our Capital Fund? **Jones:** We can take a look at it. But from my understanding of the State Roads grant is that it's one of those where you have to spend a lot of money to get the money. So, there are a lot of up-front expenses that the Village would have to undertake in order to qualify for those funds. You have certain plans in place and the cost. You can actually use the funds to put those plans in place, but there's still a matching requirement. So it's one of those things where unless you've got a really specific target. And you have some other ways, to balance out some of those additional money, it's really hard, to implement that. But any info you have if you want to send it over, we can take a look. But, you know, again, my knowledge of that program is that it is probably going to be difficult fit for the Village. **Nikolic:** Alright, thank you. **Hardin:** Did you complete the project on Forbes? You said you found something. **Jones:** Oh, the Force Main project? That has not started yet either. The contract for that was just awarded, I think a week or two ago. So, we can anticipate that to start probably right around the same time that the concrete work at the west end of Forbes to start. The forthcoming work will be happening pretty much concurrently, down towards the East end. So, they'll be finishing that up before the roadway contractor gets there. **Hardin:** And what product are you going to use to surface the road. **Thompson:** Product that we're using to resurface the road? **Hardin:** What are you going to use? **Jones:** It's asphalt. **Warren:** That's what we always use. **Hardin:** I thought concrete was cheaper. **Haba:** A little bit concrete up by Fair Oaks. **Jones:** So the area at the west end is currently concrete. Which is from 271 over to, just east of Chagrin Valley's entrance across from First Place. That area will be going back and concrete, that's a full concrete reconstruction. The rest of the road already has an asphalt surface on it. So, we'll take off the existing asphalt surface, do the deeper repairs as needed and put back new asphalt. **Warren:** You see the problem is they can't go concrete on that. Even though concrete may be close to the expense. Because, with asphalt you have a 6 inch to 8-inch surface, especially on a street. So, to dig that asphalt out, you have to compensate with concrete infill in order to do it, which would make it way more. **Jones:** Right, you have to remove more material. **Warren:** You have to remove the asphalt you just cut down to the solid surface. Usually, they have a two-inch wearing coarse three inch wearing coarse and then a six-inch wearing coarse. And so, you take that off and then you'll find areas with divots or something, fill those and just go back over the road. **Hardin:** And you're not going to widen it, right? **Jones:** Nope, it is going right where it is. The asphalt portion of the existing curbs are going to remain. There may be a few spots where we do repairs on the curb where there's cracks or open joints. But the curb line itself is going to stay right where it is. **Hardin:** **Hardin:** That walking trail is along there too on our side. Are you going to inspect that? **Jones:** This project doesn't have anything to do with the walking trails, it's strictly road. **Hardin:** Okay, all right. **Jones:** With the exception of some of the intersections. The curb ramps are getting reconfigured at the intersections because most of them are not, compliant with the Americans with Disabilities Act currently. So, a lot of those are being upgraded, to be ADA compliant. That has to be done as a condition of getting the funds that we received. **Hardin:** Got

it, okay. **Nikolic:** Any further questions or comments? Hearing none, may we hear from our Recreation Director.

REC, Perez| Perez: Thank you, I have in front of you the helicopter drops and the Cleveland Orchestra at Severance Hall. Now on the helicopter, we're going to change this flyer because it says here on the top. Over \$1,000 cash will be dropped, I want to take that out of there. **Hardin:** So, no cash? **Perez:** We are going to do the cash, but we don't want that to say over \$1,000 would be dropped from the helicopter. We don't want it to say that. There's no telling to may be able to see these flyers. Or who you may get up here at the time. **Nikolic:** Right, because the legislation says \$1000, including the helicopter, right? How much is the helicopter? **Perez:** The helicopter was \$1,250.00, every year we are be allotted \$1,000 where we give away with the egg drop. And we used to put it in the eggs, but we no longer do that anymore. So, what I've done is inside the egg, there's a number. Whether it's five, ten, a dollar, whatever they get. They have to come to me to get the money and they'll get a bag of candy also. **Nikolic:** Okay, so I think in the legislation for the egg drop. It said \$1,000, including the money for the... so, how much exactly is being dropped? **Perez:** You're going to have a thousand dollars dropped. **Nikolic:** Okay, total? **Perez:** Total, and the helicopter is \$1,250.00. Climer: I think that the appropriations for the money is for the eggs. I think the helicopter comes out of the right budget. **Nikolic:** I did see, you have another budget here, but that was for the senior meals. So, for the month of January, \$4,776 was the total spent in recreation? **Perez:** Yeah, I think we were over something instead or something left. But I don't know what you have there. **Nikolic:** This was lunches, the senior center total. Is this all of what you spent on recreation in January? Or is that just luncheons? **Thompson:** It's just for lunches if you look at our full budget in our financial report. You can see all categories in the 204 fund. **Perez:** You asked me for some information and that's all I have to give you. **Nikolic:** Oh, okay. **Hardin:** Is this what you're looking at? **Nikolic:** Right, this one here, so what she's referencing. In our Charter, there's a requirement that the Recreation Director report by the 15th of every month. Everything that's been done the previous month. Including totals, in terms of attendance, line-item budget, that sort of thing. So, I just communicated to her that we would be looking to receive that going forward. **Perez:** Going forward do this once a month? **Thompson:** It's already inclusive in the budget. when i turn in the report here you just go to fund 204. and you can see that line item and what she spent. **Nikolic:** But it doesn't include individual accounts. So, let's just say, for example, the number of people that attended an event. So, we can see how much you spent for it. But in overall picture, if you look at the Charter. It really gives us a picture of what was the event, how many people attended, what she spent. So, we can clearly understand if this is something that... **Perez:** So, you want something separate than what he's been doing? **Nikolic:** The attendance sheets, I think that may be the only thing missing. But, you know, there's just some specific details. But it's just to understand who's attending, what, how many people are attending, compared to what's being spent. Any further questions or comments for the Recreation Director? **Hardin:** Michael Jackson? **Perez:** Oh, good news, good news when we find out what the budget is. I got another call from the Playhouse Square and be opened up. Hopefully, if this is allowed, the first 50 seats on the balcony row. So, if you went to see Tina, you remember, we were up, up, up, up. Well, he's getting that first fifty rows straight across, for \$32 a seat. So that's dropped from sixties. I have not put anything out

there yet. Because I'm waiting to see where we are and that would be August 10th. **Hardin:** Well, needless to say when those tickets do go on sale. They'll be lined up outside, so that list will be scrutinized. **Perez:** Well, I will do a cut off, I did a cut off last year at one hundred. **Hardin:** So, we are going to do a cut off and we are doing ID. **Warren:** For Oakwood residence. **Perez:** (Inaudible). **Hardin:** That was I didn't go, but I understand it was fabulous. **Perez:** Yeah, except for the residents saying that they didn't like being in the nosebleed. And it only cost them \$20, it included lunch and free transportation. **Hardin:** Excellent, excellent, and the reason I'm mentioning it. Is because they showed the ad on television the other night. **Perez:** I haven't seen it yet. **Hardin:** Yeah, it's out there, should be great. **Perez:** Yeah I'll be there, I have season tickets, so I definitely be there. **Nikolic:** Any other comments? Hearing none, moving on to agenda item number seven. I don't see any residents for comment. Moving on to agenda item number eight legislation.

Open Floor Comments:

Floor closed

Warren: Proceeded to read legislation:

2023-55 Introduced 12-22-23 By Mayor and Council as a whole 1 st read 12-22-23 2 nd read 1-9-24 tabled 1-23-24	AN EMERGENCY ORDINANCE AUTHORIZING THE RE-APPOINTMENT OF ROSS CIRINCIONE AND JOHN MONTELLO TO THE POSITION OF ASSISTANT LAW DIRECTOR/PROSECUTOR WITH THE VILLAGE OF OAKWOOD
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2024-03 Introduced 1-23-24 By Mayor and Council as a whole 1 st read 2-13-24 2 nd read 2-27-24 3 rd read 3-19-24	AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CHAGRIN VALLEY ENGINEERING LTD. AND SETTING FOR THE COMPENSATION AND FUNCTIONS OF THE VILLAGE ENGINEER AND HIS FIRM
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Nikolic: May I have a motion to approve? **Hardin:** Madam chair? **Nikolic:** Yes. **Hardin:** Again, same thing with these minutes. You got four council people not here. This is a big contract, so I'd like everybody to go on record with their yay or nay. And a few days are not going to make any difference. **Nikolic:** I don't know what's the legal... after third read, I thought we had to...

Warren: Either you table it, or you approve it. **Hardin:** That's only until Monday or Tuesday when we have our next meeting. **Jones:** Okay, unfortunately, I can't be here Tuesday. **Hardin:** But seriously, for contracts, personally, I want each one to go on record with what their thoughts are. **Thompson:** I understand. **Nikolic:** We appreciate your patience, motion to table legislation, 2024-03.

Motion to table legislation 2024-03 made by Hardin seconded by Warren
YES VOTE: Nikolic, Warren, Scruggs, Hardin
MOTION PASSED

Nikolic: I'd like to make a motion to add ward and committee meetings to the general meeting agenda, as discussed by council. This is something that we all have agreed to previously. So, we're okay with making this motion without the other Council members. **Hardin:** When you say to the agenda, to go into one? **Nikolic:** No, we discussed adding ward reports and committee reports to the general agenda. **Hardin:** I made that suggestion, so, yes, ma'am.

Motion to add ward and committee reports to the general meeting agenda made by Hardin seconded by Scruggs
YES VOTE: Nikolic, Warren, Scruggs, Hardin
MOTION PASSED

Hardin: Madam Chair when you get to ward two. I'd like to say something when it's time.
Nikolic: Well, today we were just making the motion for them to be added. They're not currently on the agenda, but going forward, they will be right after department reports. **Hardin:** May I ask the Council something? I think it's important that our constituents who's their County representative. The reason I'm saying that there was a whole series on, recently on television. There are a lot of services available to seniors. Through the County, along with the repairs, whatever they are. People are maybe not aware. I'd like to make a formal invitation to our representative to come and address our people. Because those services are needed here, that's my suggestion. But we're remiss in not taking advantage of those programs that they have. **Nikolic:** Okay, are you going to take the lead to reach out, or who would take action to actually reach out to the person? **Hardin:** I think it should come from Council as a whole to direct a Clerk to send a letter from the Council. Inviting our county representative to come prepared to report on services available to seniors. We can start with seniors. And I'm sure if this is successful, maybe the individual might want to come back and give us a report. But right now, I think the seniors are not aware of so much, including food services. **Nikolic:** I would add the state rep as well. An invitation to the state rep. **Warren:** Yeah, one of the downsides to the County programs as it relates to seniors and those things. They have income guidelines that make you eligible for the grants and stuff like that. Because it was a person just asked me and I referred him to the County. And he said, hey, I making too much money for this program. And so, it's not like it's 60% above whatever it is. But it's worth it to look into it. Because they can give you a chart and let you know what the income eligibility is per household number of people, x amount of dollars per household income. So, they do have that information. **Hardin:** But I think you might be surprised. Some people are eligible and don't know it. So, that's just a suggestion. **Nikolic:** Tanya I'd like to formally request to be sent invitations to our state reps and County representatives. **Joseph:** I noted it. **Hardin:** Thank you, Madam Chair. **Nikolic:** Sure, I'd also like to make a motion to move the resolutions for our deceased residents to the agenda to pass them this evening. **Nikolic:** I'm not sure how soon after they're done that we get them out. But if we could move, there's three resolutions that are waiting for families, and I'd like to show... **Joseph:** I'm

sorry, so we do two versions, a legislation version, and a presentation version. Typically, the family gets the presentation version even before legislation. **Nikolic:** Okay. **Joseph:** But we won't be able to move and vote on it today. Because I need to redo the legislation to read as "2024-04 or 05. Right now, it is just mark for work session, so it would have to be next week. **Nikolic:** Okay, so when you need to move something from work session to the agenda in any other instance, you can't. **Joseph:** No, you can. **Hardin:** Yeah, we can do it. **Joseph:** We can do it for next week. **Hardin:** Mr. Law Director... **Nikolic:** Are we able to do that? We don't need to sign it, we would just need to. But what you're saying is they already have them. **Joseph:** Yes, they already have the presentation copy. **Warren:** I don't think that we can move a work session agenda on the day of the regular meeting. And the reason why is because of the fact that when we talk about the open meetings law, we can look at it. Or maybe the Law Director knows. But when people look at your agenda and they see this a work session. They would assume that you can't act on it or that's the perception of it. **Hardin:** Yes entirely. **Warren:** We never did it before but go ahead. **Climer:** You can make a motion to amend the agenda. But I have real questions about moving it from the work session to the regular. **Warren:** That's what I'm saying. **Climer:** I'll take a look at that process. **Warren:** But the theory makes sense on it when you anticipate that the people read the agenda. And just say, if I have a question on it and I see it on work session. And then you put it on the regular agenda and pass it. Then they come and you say, "oh, it's already passed". **Climer:** That's what I'm saying. **Warren:** Right, that's the logical. **Climer:** There's no point of being in controversy about it. But if that happens with a matter of substance that may be (inaudible). **Hardin:** But you know what? We still got an answer because when we send it out. The last paragraph says, becomes effective as soon as the law allows, so we'll still be okay. **Warren:** So effective when the Mayor and the Council President signs. **Hardin:** You go ahead and present it, that's fine. And then the last paragraph and on each one of them, Erica says, it becomes effective as soon as it can be effectuated; so, we're good. **Nikolic:** Right, my concern was that they may be waiting for them. So, if they've already been presented, it's fine. We can wait, there's no rush. I just wanted to make sure if people had been waiting for them, that we got it to them. **Hardin:** The Clerk is never supposed to wait. She's supposed to initiate the presentation portion of it immediately. That's why the last paragraph says, as it becomes official, as at the next time it's legal to do it. **Nikolic:** The family already has it, so we are good. That was my concern, moving on any other items for discussion? **Warren:** I'm glad you brought that up because I was thinking the same thing about the resolution. I say, man, it is a shame that we got three resolutions and then, I did forget that we do present them. **Climer:** Is there a reason that they are going to the work session. **Nikolic:** Well, as a rule we were saying it went to it. But now that we know that it's, you know, and we could always do the motion, which I was thinking we could do. **Climer:** But I think it would have some latitude. **Warren:** I think that a lot of times we just never put them on work session. We just put them on a regular agenda. **Nikolic:** I don't remember the specific ordinance. But I thought there were (inaudible) **Nikolic:** Okay. **Warren:** Madam President, the reason for saying that is because of the fact. Historically resolutions were always on the regular agenda. And it was because who fights about a resolution. A resolution of condolences anyway, there could be other resolutions for other issues. We can make an exception for resolutions of condolences to be put directly on the agenda. **Nikolic:** I agree. **Warren:** What do you think Eloise? **Hardin:** Oh yes, I'm sure. **Nikolic:** Absolutely kill the exception, so I think

that's fair. Any other discussions or comments? **Joseph:** Yeah, in regard to legislation 2024-WS-06, the resolution authorizing the Mayor to accept a grant from Cuyahoga County Solid Waste District. That is in regard to the shred day grant that I was granted. That allows the Mayor to accept that grant and it does need to be turned in by the 29th. So, my only questions can it be moved to the agenda for the next meeting? So, that it could be passed on first reading. **Warren:** That time, we can do that under suspension. **Nikolic:** Absolutely, any other comments or questions for our directors? Hearing none, may I have a motion to adjourn?

Motion to adjourn made by Warren seconded by Scruggs

YES VOTE: Nikolic, Warren, Scruggs, Hardin

MOTION PASSED

Adjourned at 8:22 p.m.

Approved _____

Tanya Joseph, Clerk of Council

Erica Nikolic, President of Council