

MINUTES OF A REGULAR COUNCIL MEETING
January 4, 2016 – 7:30p.m.

Council of the City of Berea, Ohio, met in the Council Chamber on January 4, 2016 and was called to order by President of Council Mary K. Brown at 7:30p.m. Present: Cheryl A. Banaszak, Bill DeVito, Nick Haschka, Margarette S. Key, Jim Maxwell, Rick Skoczen and Gene Zacharyasz. Also present: Mayor Cyril M. Kleem, Director of Public Service Paul Anzalone, Director of Recreation Marty Compton, Director of Public Safety Barb Jones and Director of Law James N. Walters III.

The Pledge of Allegiance followed.

This meeting was held in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code and Chapter 109 of the Codified Ordinances of the City of Berea. The certificate of compliance is on file in the Clerk's office.

Moved by Mr. Haschka, seconded by Mrs. Key, that the minutes from the December 21, 2015 Public Hearing be approved. Vote on the motion was all ayes and no nays. The motion carried and the minutes were approved.

Moved by Mr. Haschka, seconded by Mrs. Key, that the minutes from the December 21, 2015 Regular Council Meeting be approved. Vote on the motion was all ayes and no nays. The motion carried and the minutes were approved.

MAYOR'S ADMINISTRATIVE REPORT AND COMMENTS

Mayor Kleem announced that this is Mr. Walters' final meeting before retirement, and thanked him for his service, while wishing him all the best.

Mayor Kleem next welcomed Paul Anzalone as the new Director of Public Service.

Mayor Kleem continued by informing Council that he had met with Judge Comstock to discuss the status of the Court's proposed borrowing request. Mayor Kleem stated that instead of the \$1.3 million dollar borrowing proposal, which neither Council nor the Administration seems to support, the Judge proposed that the City borrow approximately \$500,000.00 so that both the Clerk of Court's office and lobby renovations can be completed, and the new sound system can be installed. The Judge committed to repaying the borrowing, as well as paying for the window wall replacement, so long as the project can be delayed a few years.

Mrs. Key questioned whether Mrs. Kavander had been made aware of the Judge's request, and Mayor Kleem responded in the negative. She then inquired as to how many years it would take for the Court to pay off a nearly \$500,000.00 loan. While not certain, Mayor Kleem was confident that most of it would be paid down during the Judge's current term. He, furthermore, felt comfortable postponing the window wall repair a little while longer.

Mayor Kleem requested Council's input on the matter, and Mrs. Brown encouraged all Council Members to individually offer their thoughts to the Mayor.

REPORT AND COMMENTS BY THE OFFICERS OF THE ADMINISTRATION:

Dana Kavander – Director of Finance:

Mrs. Kavander was not present.

James N. Walters III – Director of Law:

Mr. Walters declared that it has truly been a privilege to serve the City in which he resides, adding that he has worked for three different Mayors, all of whom were a unique challenge and a unique pleasure. He added that Mayor Kleem is certainly the most prepared Mayor, and has done a good job in the role.

Mr. Walters continued that he also served on Council for a time, and he appreciates that all current Members take the job seriously and want to resolve issues, when possible.

Mr. Walters stated that his seat will be filled by Mrs. Jones, and she has experience in every City Department. His chair, he believed, would be filled well and capably.

Mr. Walters concluded his remarks by saying thank you for allowing him to serve the City, as it has been both a pleasure and a privilege. He hopes to see everyone around Berea.

Mr. Maxwell wished Mr. Walters the best, and Mrs. Brown wished him happy and safe travels.

Barb Jones – Director of Public Safety and Service:

Mrs. Jones had no report.

Paul Anzalone – Director of Public Service:

Mr. Anzalone had no report but, in response to a question from Mrs. Brown, explained that he has been employed, full-time, with the City for just over 11 years, but worked in trash collection, and at both the Recreation Center and Water Department, prior to that. He explained that he has experience in several different departments, and has enjoyed working with everyone he has come in to contact with thus far. He added that he feels privileged for this opportunity.

Marty Compton – Director of Recreation:

Mr. Compton stated that he hoped everyone had a Happy Holiday season!

COMMENDATIONS: **None**

PETITIONS: **None**

AUDIENCE PARTICIPATION: **None**

COUNCIL COMMITTEE REPORTS AND COMMITTEE ANNOUNCEMENTS: **None**

LEGISLATION – THIRD READING:

ORDINANCE NO. 12-1: AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ADVERTISE FOR BIDS AND ENTER INTO ONE OR MORE CONTRACTS FOR THE CONSTRUCTION, RECONSTRUCTION, IMPROVEMENT, REPAIR AND REPLACEMENT OF A PART OF TROTTER LANE, BRIDLE LANE, YEARLING DRIVE, PADDOCK CIRCLE, SHETLAND CIRCLE, SURREY CIRCLE, CANTER CIRCLE AND STARLITE DRIVE, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Moved by Mr. Haschka, seconded by Mr. Maxwell, that Ordinance No. 12-1 be adopted. Vote on the motion was ayes: Banaszak, DeVito, Haschka, Key, Maxwell, Skoczen and Zacharyasz. Nays: None. The motion carried and the Ordinance was thus adopted.

ORDINANCE NO. 12-2: AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE BEREA POLICE SERGEANTS REPRESENTED BY THE FRATERNAL ORDER OF POLICE, PARMA LODGE NO. 15, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Mrs. Jones stated that each Union Contract had to be re-typed, from scratch, and so it has taken a bit longer than anticipated to finalize contracts. There is internal agreement, but the Unions are now reviewing the language.

Mr. Maxwell asked if all four of the Ordinances pertaining to Union Contracts should stand on third reading, and Mrs. Jones responded in the affirmative.

Proposed Ordinance No. 12-2 stands on third reading.

ORDINANCE NO. 12-3: AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE BEREA POLICE PATROL OFFICERS, REPRESENTED BY THE OHIO PATROLMEN’S BENEVOLENT ASSOCIATION, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Proposed Ordinance No. 12-3 stands on third reading.

ORDINANCE NO. 12-4: AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE BEREA FIREFIGHTERS REPRESENTED BY LOCAL 1836 OF THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Proposed Ordinance No. 12-4 stands on third reading.

ORDINANCE NO. 12-5: AN ORDINANCE APPROVING AND RATIFYING A THREE-YEAR COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF BEREA AND THE BEREA SERVICE DEPARTMENT EMPLOYEES REPRESENTED BY THE LABORERS' INTERNATIONAL UNION OF NORTH AMERICA MUNICIPAL, COUNTY AND STATE EMPLOYEES' UNION, LOCAL 1099, PURSUANT TO CHAPTER 4117 OF THE OHIO REVISED CODE, AND DECLARING AN EMERGENCY.

The Clerk read the title of the Ordinance.

Proposed Ordinance No. 12-5 stands on third reading.

LEGISLATION – SECOND READING: None

LEGISLATION – FIRST READING:

RESOLUTION NO. 1-1: A RESOLUTION SUPPORTING THE 2016 CELEBRATION OF THE ANNIVERSARY OF THE BIRTH OF MARTIN LUTHER KING, JR.

The Clerk read the Resolution in full.

Mrs. Key invited everyone to take part in the events celebrating Dr. Martin Luther King, Jr., most especially the Prayer Breakfast.

Moved by Mrs. Key, seconded by Mr. Haschka, that Resolution No. 1-1 be approved. Vote on the motion was ayes: Banaszak, DeVito, Haschka, Key, Maxwell, Skoczen and Zacharyasz. Nays: None. The motion carried and the Resolution was approved.

REPORT AND COMMENTS BY THE PRESIDENT OF COUNCIL

President Brown thanked Megan Pochatek and the Mayor's Staff, as well as Joan Vale and Alycia and Steve Esson, for what was a wonderful Inauguration Ceremony.

REPORTS AND COMMENTS BY THE MEMBERS OF COUNCIL

Mrs. Banaszak had no report.

Mr. DeVito wished Mr. Walters all the best in retirement, adding that he has known him for many years and he is a wonderful man with a great family. His expertise will certainly be missed.

Mr. DeVito reported that the Union Depot Taverne hosted a complimentary Christmas dinner on Christmas Day, and had an enormous turnout. He added that it was a very humbling experience at times, and a great success overall. Mr. DeVito thanked everyone who planned and served at the event, which benefited hundreds of people around the community.

Mr. Haschka welcomed the new Council Members, congratulated the newly appointed Department Directors and stated that Mr. Walters will be sincerely missed.

Mrs. Key thanked Mr. Walters for all he has done for the City, and wished him happy travels.

Mr. Maxwell had no report.

Mr. Skoczen wished everyone a Happy New Year and stated that he looked forward to working with everyone throughout the coming years. He also wished Mr. Walters a Happy Retirement.

Mr. Zacharyasz welcomed the new Council Members.

CORRESPONDENCE

The December 18, 2015 – December 31, 2015 Correspondence is available in the Clerk's office.

OTHER BUSINESS

Mrs. Esson informed Council that she had distributed a list of all currently tabled legislation, as well as a contact list for current Council Members. She added that she also has a list of Committee assignments to pass out, but Mrs. Brown noted that these assignments will be posted on the City's website, which will be updated shortly.

Mrs. Esson invited Council Members to attend a Sunshine Law training session in May, or familiarize themselves with current laws by visiting www.ohioattorneygeneral.gov/sunshine.

Mrs. Esson expressed her sincere admiration for Mr. Walters, stating that he has been amazing to work with and will be sorely missed.

Mrs. Esson thanked her husband, Steve Esson, and Mom, Joan Vale, for all they did to make the Inauguration Ceremony a great success, and thanked Council for re-appointing her as Clerk, a job she truly loves.

Mrs. Brown informed the new Council Members that Council does have a facebook page, and invited them to send Mrs. Esson anything they wish to have posted.

Having nothing on the agenda, it was moved by Mr. Maxwell, and seconded by Mr. Haschka, that the January 11, 2016 Council Work Session be cancelled. Vote on the motion was all ayes and no nays. The motion passed.

Due to the Martin Luther King Jr. holiday, and Spirit of the Community Volunteer Banquet, it was moved by Mr. Haschka, and seconded by Mrs. Key, that the January 19, 2016 Regular Council meeting be moved to January 25, 2016. Vote on the motion was ayes: Banaszak, DeVito, Haschka, Key, Maxwell, Skoczen and Zacharyasz. Nays: None. The motion carried.

There being no further business before Council, it was moved by Mr. Haschka, and seconded by Mrs. Key, that the Regular Council Meeting be adjourned. Vote on the motion was all ayes and no nays. The motion passed and President Brown declared the meeting adjourned at 8:00p.m.

Mary K. Brown
President of Council

Alycia Esson
Clerk of Council

CERTIFICATE OF COMPLIANCE

The regular meeting of Council of the City of Berea, Ohio, held on the 4th day of January, 2016, was conducted in compliance with Codified Ordinances Section 109 and Ohio Revised Code Section 121.22.

Alycia Esson
Clerk of Council