

**MINUTES OF THE REGULAR MEETING OF COUNCIL
MAYFIELD VILLAGE, OHIO
Immediately Following the MCIC Meeting
Monday, November 21, 2022 – 7:00 p.m.
Mayfield Village Civic Hall-Mayfield Village Civic Center**

The Council of Mayfield Village met in Regular Session on Monday, November 21, 2022 immediately following the meeting of the Mayfield Community Improvement Corporation at Mayfield Village Civic Hall at the Mayfield Village Civic Center. Council President Schutt called the meeting to order at 7:06 p.m.

Council President Schutt asked, Mrs. Betsa, may I have a Roll Call, please?

ROLL CALL: Present: Mr. Arndt, Mr. Marquardt, Mr. Meyers,
Mr. Murphy, Mr. Schutt and Mr. Williams

Also Present: Mayor Bodnar, Mr. Wynne, Mr. Coyne, Mr. Cappello,
Chief Carcioppolo, Chief Matias, Mr. Marquart,
Mr. McAvinew, Mr. Russell, Mr. Sipos,
Ms. Wolgamuth and Mrs. Betsa

Absent: Mrs. Jurcisek

Council President Schutt stated, thank you, Mrs. Betsa. Please let the record show that Councilwoman Jurcisek is excused from this evening's meeting.

The Pledge of Allegiance to the Flag was given.

CONSIDERATION OF MINUTES:

Regular Council Meeting – October 17, 2022

Mr. Arndt, seconded by Mr. Meyers, made a motion to approve the minutes of the Regular Council Meeting of October 17, 2022 as written.

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES: All
NAYS: None

Motion Carried
Minutes of October 17, 2022
Meeting Approved as Written

Comments from Mayor Bodnar

Thank you, Council President. I would just like to take the opportunity to wish everyone a very Happy Thanksgiving. I hope everybody gets the opportunity to eat some turkey and watch some football and count your blessings, maybe not in that order.

We have a lot to be grateful here in Mayfield Village so I thought I would just like to bring up a couple of things. I would like to thank the Mayfield Village voters for passing Issues 64 and 65. I believe those are both positive moves which will position Mayfield Village for a successful future. I would also like to note that we will be receiving a \$250,000 grant from Cuyahoga County subject to approval from County Council. We will be using it for Civic Center renovations. Just a brief anecdote on that. We had initially applied for the grant and waited patiently for news. Ultimately, a couple of weeks ago, we got a letter from the County indicating – we couldn't tell, it was very vague, it indicated three different grants. They weren't ours. We were confused. We e-mailed back and said, hey, can you give us a list of who got the grants and who didn't. Eventually they did that and we were not on the list of grant recipients. I was disappointed and I was a little bit surprised so I thought it was a good idea to press on that a little bit. I wrote a respectful but firm letter asking the County to please give us a copy of the rubric that was used and also to let us know how Mayfield Village scored in comparison with other communities that had applied for that grant. It was a competitive process. The very next day, we got a letter back from the County very apologetic. They didn't realize it, but what had happened was, they confused Mayfield Village with two other communities with very similar names to ours. They thought our application for \$250,000 was just in addition to the other grants one or both of those communities had applied for and so they denied the grant. They then said there's money in the fund and we are going to fund your grant 100%. So in case anybody's doubting Issue 64 and whether it's worth it to pay somebody who's going to pay attention to the details and advocate for the city, I think it's a good idea to do that.

Finally, I would just like to acknowledge Scott Sipos and his department. You did a great job plowing the roads yesterday. Thank you for that. I also would like to acknowledge Shane McAviney because my senior snow plow guy came by and plowed our driveway. I know you usually only get the phone calls when the snow plow guys don't show up but they showed up yesterday, so thank you for that. That's all I have. Thank you.

Council President Schutt stated, thank you, Mayor Bodnar.

Comments From Council President Schutt

Council President Schutt stated, the next Council Caucus meeting is on Monday, December 5th at 7:00 p.m. here in this room. The Regular Meeting of Council is Monday, December 19th also at 7:00 p.m. I would also like to wish everyone a Happy Thanksgiving.

Open Portion – For Public Comment (5-minute limit)

Council President Schutt stated, if anyone wishes to speak, please come up to the podium and state your name and address for the record.

There were no comments.

Department Head Reports:

Diane Wolgamuth (Administration) – Thank you, Council President. Just reporting on Citizen’s Advisory. Citizen’s Advisory met on October 24th at the Historical House. Joan Gottschling, the President of the Historical Society was our speaker. We are meeting next Monday, November 28th at 7:00 p.m. here in this room. Chief Paul Matias will be providing information on CivicReady, our new emergency notification system. Thank you.

Council President Schutt stated, thank you, Ms. Wolgamuth.

Daniel Russell (Building) – Thank you, Council President. I will be reporting on the past BZA and ARB meetings. The first one was on October 18th. We had two proposals for BZA. Both proposals were approved, one for a 6” stockade fence and a front facing garage and side yard setback and request to widen their driveway for a new house. The second meeting was on November 10th, ARB. We had three proposals, two of which were tabled for signage for Hopebridge Therapy. The third meeting was on November 15th for BZA. We had two proposals, the first proposal was for a sign variances, two of which were denied and one approved and the second proposal was for the widening of a driveway turnaround which was approved. That’s all I have.

Council President Schutt stated, thank you, Mr. Russell.

Mary Betsa (Council) – I attended the Annual Meeting of NOPEC. I will be providing an update to Council for their packets. Of importance was an update on the situation with the electric and the hopeful no-situation with the gas.

Shane McAviney (Parks and Recreation) – Thank you, Council President. The Parks Board met last Thursday at 7:00 p.m. We reviewed entertainment and special events going on in 2023 from Cruise Night to Fourth of July to the Concert Series at both the Grove and Gazebo. We also discussed the 2023 Parkview Pool rates. We reviewed the slight changes we have going for some of those items. We also talked about a new event we will be partnering with the Cuyahoga County Library at Mayfield Village. It’s a fun little event. I met with them down there. We will have a Shamrock Hunt which will be for two weeks we will have hidden spots on the trail with riddles that families can go down and find the riddle and solve it and possibly win a pool pass or a couple of different little items.

Last, as the Mayor noted, we did start snow plow yesterday. It only snowed one inch at my house but by my phone it did snow a few inches up here. Overall it went well. There's always some bumps the first time. I think I took care of most of those bumps and most of those issues and made some changes. If you get any phone calls, there was a contractor outside of the program, it had nothing to do with the Mayfield Village program, but it was a contractor some of the residents chose this year. I am working with those residents to get them into our program and get their driveways plowed.

Council President Schutt stated, thank you, Mr. McAvinew.

Mr. Williams asked, Shane, what's the issue?

Mr. McAvinew replied, briefly the issue was he didn't supply the services that they signed up for.

Mr. Williams asked, they called you?

Mr. McAvinew replied, yes, because as residents, they still need their driveway plowed in the long term and I had contractors available to switch them into the program.

Mr. Williams replied, thank you.

Council President Schutt asked, any other questions for Mr. McAvinew?

There were none.

Council President Schutt stated, thank you, Mr. McAvinew.

COMMITTEE REPORTS

• Volunteer Fire Dependent's Fund Board

Mrs. Betsa stated, the Fire Department received a Memorandum from me for elections. Voting officially concluded Monday, November 14th. Mike Girbino has agreed to serve. Chief Carcioppolo will be serving as well. John Michalko expressed an interest in being the resident representative. During the December meeting of the Board, that will have to be formally voted upon. In the meantime, I need two members of the legislative authority designated to serve on the Board.

Council President Schutt asked, may I have nominations?

Mr. Williams replied, I will volunteer.

Mr. Arndt replied, I will volunteer as well.

Mrs. Betsa stated, George Williams and Mark Arndt will be representatives of the legislative authority for the Board.

Council President Schutt stated, thank you both. Are there any other Committee reports?

Chief Carcioppolo stated, sorry I didn't have a report as of last week, but I just wanted to give our Fire Department's condolences to Cleveland Fire on the loss of Firefighter Johnny Tetrick, a 27-year veteran who was hit and killed on Saturday evening on the freeway. I commend everyone here for the photo enforcement program to try to get some speed reduction up there because that is one of the most dangerous things we do on a high-risk, high-frequency basis on the freeway. I thought it was worthy to mention all that. Sorry, that's my report that I didn't have last week.

Council President Schutt stated, no problem at all. Thank you Chief. Are there any other Committee reports?

There were none.

OLD BUSINESS

- **Second Reading of Ordinance No. 2022-22**, entitled, "An Ordinance amending Mayfield Village Codified Ordinance Chapter 1105 Board of Appeals." Introduced by Mayor Bodnar. (First Reading – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Ordinance No. 2022-22?

There were none.

Ordinance No. 2022-22 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Ordinance No. 2022-23**, entitled, "An Ordinance adopting Mayfield Village Codified Ordinance Chapter 122, appeals of the decisions of the Board of Zoning Appeals to Council." Introduced by Mayor Bodnar. (First Reading – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Ordinance No. 2022-23?

There were none.

Ordinance No. 2022-23 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Ordinance No. 2022-24**, entitled, “An Ordinance adopting new Mayfield Village Codified Ordinance Chapter 907, ditch enclosures.” Introduced by Mayor Bodnar. (First Reading – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Ordinance No. 2022-24?

There were none.

Ordinance No. 2022-24 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Ordinance No. 2022-25**, entitled, “An Ordinance appropriating funds for current expenses and expenditures of Mayfield Village, Ohio for the period from January 1, 2022 and ending December 31, 2022 and declaring an emergency.” Introduced by Mayor Bodnar. (Finance Department) (Read in title only – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Ordinance No. 2022-25?

There were none.

Ordinance No. 2022-25 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Ordinance No. 2022-26**, entitled, “An Ordinance appropriating funds for current expenses and expenditures of Mayfield Village, Ohio for the period from January 1, 2023 and ending March 31, 2023 and declaring an emergency.” Introduced by Mayor Bodnar. (Finance Department) (Read in title only – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Ordinance No. 2022-26?

There were none.

Ordinance No. 2022-26 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Resolution No. 2022-44**, entitled, “A resolution requesting the Cuyahoga County Fiscal Officer to adjust the amended official certificate of estimated resources for 2022.” Introduced by Mayor Bodnar (Finance Department) (Read in title only – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Resolution No. 2022-44?

There were none.

Resolution No. 2022-44 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

- **Second Reading of Resolution No. 2022-45**, entitled, “A resolution requesting the Cuyahoga County Fiscal Officer to advance from the proceeds of tax levies for the collection year 2023.” Introduced by Mayor Bodnar (Finance Department) (Read in title only – October 17, 2022)

Council President Schutt asked, are there any questions or discussion regarding Resolution No. 2022-45?

There were none.

Resolution No. 2022-45 will move to Third Read at our Regular Meeting of Council on December 19, 2022.

NEW BUSINESS

- **First Reading of Resolution 2022-46**, entitled, “An emergency resolution authorizing the Mayor and President of Council to enter into an Agreement between Cuyahoga County and Mayfield Village for the resurfacing of Ridgebury Boulevard from the East Corporation Limit to Lander Road (Northside).” Introduced by Mayor Bodnar. (Administration)

Mr. Murphy, seconded by Mr. Marquardt, made a motion to suspend Resolution No. 2022-46.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Suspended

Mr. Murphy, seconded by Mr. Meyers, made a motion to enact Resolution No. 2022-46.

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

Council President Schutt stated, Resolution 2022-46 passes.

- **First Reading of Resolution 2022-47**, entitled, “An emergency resolution amending Resolution 2022-10 and authorizing the Mayor and President of Council to enter into a contract with Greve Chrysler Jeep Dodge for the purchase of one (1) 2022 police vehicle and three (3) 2023 police vehicles in the amount of \$225,413.00 through the State of Ohio’s Department of Administrative Services (DAS) Cooperative Purchasing Program.” Introduced by Mayor Bodnar. (Police Department)

Mr. Murphy, seconded by Mr. Meyers, made a motion to suspend Resolution No. 2022-47.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Suspended

Mr. Murphy, seconded by Mr. Marquardt, made a motion to enact Resolution No. 2022-47.

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

Council President Schutt stated, Resolution 2022-47 passes.

- **First Reading of Resolution 2022-48**, entitled, “An emergency resolution authorizing Mayfield Village to enter into the Amendment Agreement with Chagrin River Watershed Partners, Inc. for the Great Lakes Restoration Initiative: planting trees to reduce runoff project.” Introduced by Mayor Bodnar. (Administration)

Mr. Murphy, seconded by Mr. Marquardt, made a motion to suspend Resolution No. 2022-48.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Suspended

Mr. Murphy, seconded by Mr. Marquardt, made a motion to enact Resolution No. 2022-48.

Council President Schutt asked, discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

Council President Schutt stated, Resolution 2022-48 passes.

- **First Reading of Resolution 2022-49**, entitled, “An emergency resolution authorizing Mayfield Village to enter into contract with Axon Enterprises for a five-year contract in the amount of \$62,400.00” Introduced by Mayor Bodnar. (Police Department)

Mr. Murphy, seconded by Mr. Marquardt, made a motion to suspend Resolution No. 2022-49.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Suspended

Mr. Murphy, seconded by Mr. Marquardt, made a motion to enact Resolution No. 2022-49.

Council President Schutt asked, discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

Council President Schutt stated, Resolution 2022-49 passes.

- **First Reading of Resolution 2022-50**, entitled, “An emergency resolution authorizing and directing the Mayor and President of Council to enter into an additional three-year contract (2023-2025) with Everstream for annual internet and fiber ring maintenance service in the amount of \$18,996 per year.” Introduced by Mayor Bodnar. (Finance Department)

Mr. Murphy, seconded by Mr. Marquardt, made a motion to suspend Resolution No. 2022-50.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Suspended

Mr. Murphy, seconded by Mr. Marquardt, made a motion to enact Resolution No. 2022-50.

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES: All	Motion Carried
NAYS: None	Resolution Adopted

Council President Schutt stated, Resolution 2022-50 passes.

- **Motion to acknowledge receipt of financial reports for October 2022 and to approve of same as submitted. (Finance)**

Mr. Murphy, seconded by Mr. Marquardt, made a motion to acknowledge receipt of financial reports for October 2022 and to approve of same as submitted.

Council President Schutt asked, any discussion?

Mr. Wynne stated, yes, I would like to make a few comments on this. Our income tax collections for October which were what RITA received in September were very strong. During the month of September, that's when Progressive pays out some incentive compensations to their executives, so we received that benefit. It was also when the corporations are required to file their previous year net profit tax returns as well as make all the estimates for the current year. That gave us a really strong tax collection of \$1.4 million. That was offset by about \$400,000 of refunds, so we got \$1 million.

As you saw, with a tax collection month like that, our General Fund increased by \$215,000. Looking at the last two months of the year, refunds are really starting to tailor off. We had \$400,000 last month. The refunds that you will see in the November financials are only \$159,000 and as of right now, what we are seeing in December is that they are only about \$30,000. So they have pretty much worked their way through the system. For the month of November, our tax collections were \$694,000, offset by \$159,000 in refunds, so it's going to be about \$535,000. Taking into consideration the payrolls and the expenses for the month of November, we should anticipate a loss in the General Fund of about \$750,000 for the month of November.

The month of December, we have 3 payrolls that month versus only 2. We have longevity payments to the employees in the first week of December and also our Workers' Compensation premium for 2023. So I think what tax collections will look like and some refunds coming through, those payrolls and Workers' Compensation, we should anticipate a loss in the General Fund in December of between \$1 to \$1.25 million. So looking at the last two months of the year, which was anticipated with our budget, an additional erosion in the General Fund will be about \$2 to \$2.25 million. Adding to what we currently have, it will be about a \$4.5 million for the year eaten into the General Fund based upon operating expenses.

Council President Schutt asked, any questions for Mr. Wynne?

There was none.

Council President Schutt stated, thank you, Mr. Wynne.

ROLL CALL: AYES:	All	Motion Carried
NAYS:	None	Financial Reports for October 2022 Acknowledged And Approved as Submitted

Council President Schutt stated, Motion carries. October 2022 Financial Report is approved.

- **Motion to authorize expenditure in the amount of \$40,375.00 to A&M Electric to replace light poles in the pool parking lot and along North Commons. (Service Department)**

Mr. Murphy, seconded by Mr. Marquardt, made a motion to authorize expenditure in the amount of \$40,375.00 to A&M Electric to replace light poles in the pool parking lot and along North Commons. (Service Department)

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES:	All	Motion Carried
NAYS:	None	Expenditure Approved

Council President Schutt stated, motion carries.

- **Motion to approve 2021 Economic Development Incentive grant payment to Wireless Environment, LLC in the amount of \$27,309.88. (Finance Department)**

Mr. Murphy, seconded by Mr. Marquardt, made a motion to approve 2021 Economic Development Incentive grant payment to Wireless Environment, LLC in the amount of \$27,309.88. (Finance Department)

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES:	All	Motion Carried
NAYS:	None	Expenditure Approved

Council President Schutt stated, motion carries.

- **Motion to approve 2021 Economic Development Incentive grant payment to Mars Electric in the amount of \$52,502.97. (Finance Department)**

Mr. Murphy, seconded by Mr. Marquardt, made a motion to approve 2021 Economic Development Incentive grant payment to Mars Electric in the amount of \$52,502.97. (Finance Department)

Council President Schutt asked, any discussion?

There was none.

ROLL CALL: AYES:	All	Motion Carried
NAYS:	None	Expenditure Approved

Council President Schutt stated, motion carries.

ANY OTHER MATTER THAT MAY COME BEFORE COUNCIL

Mr. Arndt stated, I know that K-9 Officer Leo is retiring at the end of this month. I was wondering what our plans were to replace Officer Leo. Is there anything in the works at all?

Chief Matias replied, he's retiring at the end of December and at this point we have no plans on a replacement.

Mr. Arndt asked, are we not looking to replace him or is it not in the budget?

Chief Matias replied, we are not looking to replace him right now.

Mr. Arndt stated, okay.

Chief Matias stated, I mean, Leo's done a fantastic job. It's just moving forward, just looking at Leo's activity over the past 10 years, I just don't think there's enough to move directly into getting another dog. It's something we haven't ruled out forever. It's just at this point, I don't see any need to immediately replace the K-9.

Mr. Arndt stated, okay.

Mr. Murphy asked, Chief, what about the surrounding cities, do the surrounding cities have one in case they needed something at the high school?

Chief Matias replied, any time we need a K-9, we can get one. There's a lot of agencies that have them. There's plenty of K-9's available if we need one.

Mr. Arndt asked, what's the cost of something like that?

Chief Matias replied, I think the initial cost just to purchase a dog is \$10,000. But you would also have to buy a new car and outfit the car. I don't know what additional expenses there are. Again, I don't feel it's really so much the expense, it's just that if we were to do another K-9 program, what would the goal of the program be that would best serve our needs? That would be something we would have to look at and discuss and at this point, I just don't see an immediate need for a replacement.

Mr. Murphy asked, are you going to have a parade for K-9 Leo like they did in Willoughby?

Chief Matias replied, I missed that parade. I will have to look and see if we can get a parade together.

Council President Schutt asked, Mr. Meyers?

Mr. Meyers stated, I would like to reiterate what Chief Carcioppolo said about the firefighter who got killed over the weekend and offer my condolences. Anybody that works on the freeway, it's a tough place, I commend both of you guys.

Chief Matias stated, thank you.

Chief Carcioppolo stated, it's hard to understand what it's like to be up there unless you have been up there. It's a lot different when you are in your car instead of standing on the freeway.

Mr. Meyers stated, I have been there. These guys have no idea how dangerous it is.

Chief Carcioppolo agreed. It's a different experience when you are standing on the side of the freeway where there's cars zooming by going 70.

Chief Matias stated, Council President, I just have one quick item. Last week we got a surprise visit from Roberta Wiley. She's the widow of Officer Dave Wiley, our officer who was killed in the line of duty on September 5, 1979. She brought us a little gift. I just wanted to show it to everybody. She brought us a Pulitzer Prize winning photo from 1957. She said she just saw it hanging in the store and thought about our department and just wanted us to have it. I thought that's fantastic. Even 40 years after the loss of her husband, she still thinks about us. I wanted to show everyone the picture she gave us and just acknowledge how much we appreciate her thinking about us.

Mr. Williams asked, what is it a picture of?

Chief Matias replied, it's a police officer and a little boy. There's a little inscription below that kind of describes it. It was taken at a parade in 1957. The officer ended up becoming the Washington D.C. Chief of Police. It's a very popular photo. There's even statues at a couple of courthouses around the country after the photo. I will let you take a closer look at it. Again, we really appreciate her thinking about us.

Council President Schutt stated, absolutely. And thank you for sharing. Are there any other matters to come before Council this evening?

Mayor Bodnar asked, Council President, I would like to ask Council for a motion to enter into Executive Session relating to collective bargaining matters pursuant to Section 121.22(G)(4) of the Ohio Revised Code.

Motion to enter into Executive Session relating to collective bargaining matters pursuant to Section 121.22(G)(4) of the Ohio Revised Code.

Mr. Marquardt, seconded by Mr. Meyers, made a motion to enter into Executive Session relating to collective bargaining matters pursuant to Section 121.22(G)(4) of the Ohio Revised Code.

ROLL CALL: AYES: All Motion Carried
NAYS: None

Council President Schutt stated, Council is adjourning for Executive Session. It is 7:35 p.m. following Executive Session, there will be no other matters on the agenda this evening. Council would like to invite Mayor Bodnar, Ms. Wolgamuth, Mr. Coyne and Mr. Wynne into executive Session. Ms. Wolgamuth, is there anybody else you would like to have join us?

Ms. Wolgamuth replied, no Council President. Also, we will not be asking Council to vote on anything when they return, so if everyone would like to leave, they can.

Council President Schutt stated, okay. Thank you.

Motion to reconvene into Regular Session of Council

Mr. Murphy, seconded by Mr. Meyers, made a motion to reconvene into Regular Session of Council.

ROLL CALL: AYES: All Motion Carried
NAYS: None

Council reconvened into Regular Session at 7:50 p.m.

ADJOURNMENT

Mr. Schutt, seconded by Mr. Williams, made a motion to adjourn.

The meeting adjourned at 7:50 p.m. The next Regular meeting of Council will be on Monday, December 19, 2022 at 7:00 p.m. in Civic Hall at the Mayfield Village Civic Center.


STEPHEN SCHUTT, COUNCIL PRESIDENT


BRENDA T. BODNAR, MAYOR


MARY E. BETSA, MMC, CLERK OF COUNCIL

