

RECORD OF PROCEEDINGS

Minutes of

VILLAGE OF VALLEY VIEW REGULAR COUNCIL

Meeting

BEAR GRAPHICS 800-325-8094 FORM NO. 10148

Held

APRIL 3, 20 18

CAUCUS STARTED AT 6:47 PM. MAYOR PIASECKI WENT OVER THE AGENDA FOR THE COUNCIL MEETING. ORDINANCE 2018-2-4 (FEMA PURCHASE OF THE HOME AT 8579 MURRAY) IS ON THIRD AND FINAL READING. ORDINANCE 2018-3-7 (BUILDING DEPARTMENT PAYMENTS) IS ON SECOND READING. ORDINANCE 2018-3-8 (EMERGENCY TREE ORDINANCE) IS ON SECOND READING. COUNCILMAN WESTFALL STATED THAT THIS NEEDS TO BE DISCUSSED. HE WOULD LIKE TO COMBINE BOTH TREE PROGRAMS INTO ONE. COUNCILMAN PERK STATED HE NEEDS TO SIT DOWN WITH THE LAW DIRECTOR TO COMBINE THE THREE TREE PROGRAMS INTO ONE. LAW DIRECTOR LAMBROS SUGGESTED A COMMITTEE MEETING. COUNCILMAN WINGENFELD ASKED IF CHANGES ARE MADE DOESN'T IT GO BACK TO FIRST READING? LAW DIRECTOR LAMBROS STATED IT GOES FROM FIRST TO SECOND READING. IF CHANGES ARE MADE IT GOES BACK TO SECOND READING. ORDINANCE 2018-4-2 ADOPTS A NEW INCOME TAX CODE. LAW DIRECTOR LAMBROS EXPLAINED THAT THE COMMUNITIES LOST THE LAWSUIT IN COLUMBUS SO WE NEED TO CHANGE OUR TAX CODE. COUNCILMAN WESTFALL ASKED IF ORDINANCE 2018-4-3 (SANITARY SEWER IMPROVEMENTS IN VALLEY VIEW WOODS) HAS TO DO WITH THE NEW BATHROOM BY THE SOCCER FIELD? ENGINEER SCIANO REPLIED IT IS GRAVITY SEWER IMPROVEMENTS BY PAVILIONS A,C, AND D&E AS WELL AS THE BATHROOM BY THE SOCCER FIELD. COUNCILMAN WYATT ASKED IF THE HOME IN ORDINANCE 2018-4-6 (8714 FOSDICK ROAD), WHICH IS A RENTAL PROPERTY, IS ELIGIBLE FOR THE FEMA PROGRAM? ENGINEER SCIANO REPLIED YES. COUNCILMAN WESTFALL QUESTIONED ORDINANCE 2018-4-9 (RE-APPOINTMENT OF MATTHEW MARCH AS POLICE CHIEF FOR VALLEY VIEW). SINCE MR. MARCH NO LONGER HAS A RETIREMENT DATE HOW DOES IT WORK IF HE COMES BACK. CAN HE BE HERE FOREVER? LAW DIRECTOR LAMBROS REPLIED THERE ARE TWO POSSIBILITES: WHEN APPOINTING ANY MEMBER OF POLICE AND FIRE BY STATUTE YOU CAN ONLY REMOVE MEMBERS OF EITHER DEPARTMENT FOR CAUSE. YOU MUST SHOW CAUSE. SECOND YOU COULD HAVE A CONTRACTURAL AGREEMENT FOR A LIMITED AMOUNT OF TIME BY PUTTING AN END DATE IN IT. CAUCUS ENDED AT 6:58 PM.

PRESENT: COUNCILPERSONS WINGENFELD, WYATT, BOROWY, WESTFALL, PERK, LAW DIRECTOR LAMBROS, ENGINEER SCIANO, INTERIM POLICE CHIEF NIRO, FIRE CHIEF PAPESH, RECREATION DIRECTOR VON VILLE, BUILDING COMMISSIONER ELLIS, CLERK-TREASURER TOMASKO.

ABSENT: STREET COMMISSIONER SOLDAT.

MAYOR PIASECKI PRESIDED.

PLEDGE OF ALLEGIANCE.

MEETING WAS CALLED TO ORDER AT 7:00 PM.

MOVED BY WYATT, SECONDED BY BOROWY, TO ACCEPT THE MINUTES OF MARCH 6, 2018 AS RECEIVED.

ROLL CALL: AYE; WINGENFELD, WYATT, BOROWY, WESTFALL, PERK.
MOTION CARRIED.

ORDINANCE: 2018-2-4

AN ORDINANCE AUTHORIZING THE MAYOR TO MAKE AN OFFER AND ENTER INTO AN AGREEMENT TO PURCHASE A HOME AT 8579 MURRAY ROAD IN AN AMOUNT NOT TO EXCEED \$105,000.00 WITH AN ADDITIONAL \$7200 AVAILABLE FOR RE-LOCATION ASSISTANCE AS PART OF THE PRE-DISASTER MITIGATION COMPETITIVE (PDMC) PROGRAM IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI. **THIS ORDINANCE IS ON THIRD AND FINAL READING.**

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MOVED BY WESTFALL, SECONDED BY WINGENFELD, TO PASS ORDINANCE 2018-2-4.

ROLL CALL: AYE; WINGENFELD, WYATT, WESTFALL.
NAY; BOROWY, PERK.

MOTION CARRIED.

ORDINANCE: 2018-3-7

AN ORDINANCE AMENDING SECTION 1426.01 ENTITLED "PAYMENT" WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR PIASECKI
THIS ORDINANCE IS ON SECOND READING.

ORDINANCE: 2018-3-8

AN ORDINANCE ESTABLISHING AN EMERGENCY TREE SERVICE PROGRAM TO BENEFIT THE RESIDENTS OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY COUNCILMAN TOM PERK.
THIS ORDINANCE IS ON SECOND READING.

MAYOR PIASECKI STATED THE FIRST PARAGRAPH SAYS THE VILLAGE WILL HELP THE RESIDENT, BUT NOTHING SAYS WHAT KIND OF HELP, ALTHOUGH IT DOES LATER IN THE ORDINANCE. THE FOURTH PARAGRAPH SAYS THIS IS A ONE TIME BASIS-ONE TIME TREE REMOVAL. STATING ALSO THAT IT IS ONCE IN A LIFETIME.

LAW DIRECTOR LAMBROS SAID THE PURPOSE OF COMMITTEE MEETING IS TO CLEAR UP THESE ITEMS.

COUNCILMAN WINGENFELD STATED THE OLDER ORDINANCE READ "HOUSE" BEING DAMAGED NOW IT SAYS "STRUCTURE".

MAYOR PIASECKI STATED HE THOUGHT IT SAID "PROPERTY".

COUNCILMAN WESTFALL STATED THE CURRENT EMERGENCY TREE PROGRAM ALLOWS FOR MORE THAN ONE TREE.

MAYOR PIASECKI SAID THAT IS CORRECT. THE NEW ORDINANCE WOULD LIMIT IT TO ONE TREE.

LAW DIRECTOR LAMBROS SAID THERE IS A NEED FOR A LEGISLATIVE COMMITTEE MEETING.

MAYOR PIASECKI SAID THERE IS NO LEGISLATIVE COMMITTEE AND THERE SHOULD BE A SERVICE COMMITTEE MEETING.

ORDINANCE: 2018-4-1

AN ORDINANCE TO PAY CERTAIN CLAIMS THEREIN MENTIONED DURING THE MONTH OF MARCH, 2018 WAS READ BY TITLE ONLY AND INTRODUCED BY COUNCILMAN WESTFALL.

MOVED BY BOROWY, SECONDED BY WINGENFELD, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-1 ON THIRD AND FINAL READING.

ROLL CALL: AYE; BOROWY, WESTFALL, PERK, WINGENFELD, WYATT.
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY WESTFALL, TO PASS ORDINANCE 2018-4-1.
ROLL CALL: AYE; BOROWY, WESTFALL, PERK, WINGENFELD, WYATT.
MOTION CARRIED.

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Held PAGE (3) THREE

APRIL 3, 2018

ORDINANCE: 2018-4-2

AN ORDINANCE ESTABLISHING A NEW TAX CODE FOR THE VILLAGE OF VALLEY VIEW, OHIO AND DECLARING AN EMERGENCY WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY WESTFALL, SECONDED BY PERK, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-2 ON THIRD AND FINAL READING.

ROLL CALL: AYE; WESTFALL, PERK, WINGENFELD, WYATT, BOROWY.
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY BOROWY, TO PASS ORDINANCE 2018-4-2.

ROLL CALL: AYE; WESTFALL, PERK, WINGENFELD, WYATT, BOROWY.
MOTION CARRIED.

ORDINANCE: 2018-4-3

AN ORDINANCE ACCEPTING A BID FOR SANITARY SEWER IMPROVEMENTS FOR THE VALLEY VIEW WOODS IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY PERK, SECONDED BY WESTFALL, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-3 ON THIRD AND FINAL READING.

ROLL CALL: AYE; PERK, WINGENFELD, WYATT, BOROWY, WESTFALL.
MOTION CARRIED.

MOVED BY BOROWY, SECONDED BY WYATT, TO PASS ORDINANCE 2018-4-3.

ROLL CALL: AYE; PERK, WINGENFELD, WYATT, BOROWY, WESTFALL.
MOTION CARRIED.

ORDINANCE: 2018-4-4

AN ORDINANCE ACCEPTING A BID FOR THE VALLEY VIEW PRE-DISASTER MITIGATION COMPETITIVE PROGRAM (PDMC) HOME ELEVATION PROJECT FOR 6713 CANAL ROAD, PHASE 2 IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY WESTFALL, SECONDED BY PERK, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-4 ON THIRD AND FINAL READING.

ROLL CALL: AYE; WINGENFELD, WYATT, BOROWY, WESTFALL, PERK.
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY WINGENFELD, TO PASS ORDINANCE 2018-4-4.

ROLL CALL: AYE; WINGENFELD, WYATT, BOROWY, WESTFALL, PERK.
MOTION CARRIED.

ORDINANCE: 2018-4-5

AN ORDINANCE ACCEPTING A BID FOR THE VALLEY VIEW PRE-DISASTER MITIGATION COMPETITIVE PROGRAM (PDMC) HOME ELEVATION PROJECT FOR 8702 FOSDICK ROAD, PHASE 2 IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY PERK, SECONDED BY WESTFALL, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-5 ON THIRD AND FINAL READING.

ROLL CALL: AYE; WYATT, BOROWY, WESTFALL, PERK, WINGENFELD.
MOTION CARRIED.

MOVED BY WYATT, SECONDED BY WINGENFELD, TO PASS ORDINANCE 2018-4-5.

ROLL CALL: AYE; WYATT, BOROWY, WESTFALL, PERK, WINGENFELD.
MOTION CARRIED.

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ORDINANCE: 2018-4-6

AN ORDINANCE ACCEPTING A BID FOR THE VALLEY VIEW PRE-DISASTER MITIGATION COMPETITIVE PROGRAM (PDMC) HOME ELEVATION PROJECT FOR 8714 FOSDICK ROAD, PHASE 1 IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY WESTFALL, SECONDED BY BOROWY, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-6 ON THIRD AND FINAL READING.

ROLL CALL: AYE; BOROWY, WESTFALL, PERK, WINGENFELD, WYATT.
MOTION CARRIED.

MOVED BY BOROWY, SECONDED BY PERK, TO PASS ORDINANCE 2018-4-6.

ROLL CALL: AYE; BOROWY, WESTFALL, PERK, WINGENFELD, WYATT.
MOTION CARRIED.

ORDINANCE: 2018-4-7

AN ORDINANCE ACCEPTING A BID FOR THE VALLEY VIEW PRE-DISASTER MITIGATION COMPETITIVE PROGRAM (PDMC) HOME ELEVATION PROJECT FOR 9724 FRANCES DRIVE, PHASE 1 IN THE VILLAGE OF VALLEY VIEW, OHIO WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY WYATT, SECONDED BY WESTFALL, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-7 ON THIRD AND FINAL READING.

ROLL CALL: AYE; WESTFALL, PERK, WINGENFELD, WYATT, BOROWY.
MOTION CARRIED.

MOVED BY WESTFALL, SECONDED BY WINGENFELD, TO PASS ORDINANCE 2018-4-7.

ROLL CALL: AYE; WESTFALL, PERK, WINGENFELD, WYATT, BOROWY.
MOTION CARRIED.

MAYOR PIASECKI STATED THERE ARE MANY FEMA RULES FOR THESE HOMES. THIS WAS THE LEGAL PROCESS FOR THE VILLAGE. HE THANKED ENGINEERS PAUL DEY AND TODD SCIANO FOR ALL THEIR HARD WORK ON THESE FEMA PROGRAMS.

ORDINANCE: 2018-4-8

AN ORDINANCE AUTHORIZING THE DISPOSITION OF PROPERTY UNNEEDED FOR MUNICIPAL PURPOSES WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

MOVED BY WESTFALL, SECONDED BY WINGENFELD, TO SUSPEND THE RULES AND PLACE ORDINANCE 2018-4-8 ON THIRD AND FINAL READING:

ROLL CALL: AYE; PERK, WINGENFELD, WYATT, BOROWY, WESTFALL.
MOTION CARRIED.

MOVED BY BOROWY, SECONDED BY WYATT, TO PASS ORDINANCE 2018-4-8.

ROLL CALL: AYE; PERK, WINGENFELD, WYATT, BOROWY, WESTFALL.
MOTION CARRIED.

ORDINANCE: 2018-4-9

AN ORDINANCE APPOINTING MATTHEW MARCH TO THE POSITION OF POLICE CHIEF IN THE VALLEY VIEW POLICE DEPARTMENT WAS READ BY TITLE ONLY AND INTRODUCED BY MAYOR JERRY PIASECKI.

THIS ORDINANCE IS ON FIRST READING.

MAYOR PIASECKI READ THE ATTACHED LETTER IN ITS ENTIRETY.

NEW BUSINESS FROM MAYOR – NO NEW BUSINESS.

For Minutes Publication – April 3, 2018 Council Meeting

To: Council Members
From: Mayor Jerry
Re: Police Chief Appointment
Date: March 30, 2018

Council Members,

The selection of appointment to Police Chief has been a long process that involves many factors in order to select the best individual for the position. As you know, the parameters and requirements for that selection (or appointment) is governed by the laws of the State (the ORC) and our ordinance number 2012-1-2.

I will be asking for your support of the appointment of Matt March as Police Chief. Matt has served as our Chief since 2011 and has gained respect within the department as well as with a vast majority of residents. It's important to remind you of the five letters I forwarded to you that I received from Cuyahoga Heights Police Chief Brian Sturgill, Independence Chief Michael Kilbane, Brecksville Police Chief William Goodrich, Brooklyn Heights Chief Dan Algeri, and Newburgh Heights Chief John Majoy in support of Matt March returning as Chief. Matt's performance and ability to lead is evident by the support of these five sister community Police Chiefs. Matt was confirmed by Council as Chief in 2011 and has been a fair, honest, and steadfast leader since that time. It's undeniable that he has taken a previously deficient department and turned it into a deeply respected organization.

Matt's reputation and integrity has earned him a position of respect from his fellow officers as well as Village Directors, employees, and our residents. Matt has been reporting to me as Safety Director and Mayor since 2013. His attitude and professionalism is of the highest level. He treats others with respect and deals with discipline matters without favoritism. His knowledge of the law, police procedures, administrative function, police policies, and ability to solve problems are a rare combination of skills. Fellow officers have relied on him as a valued mentor, consultant and friend.

Finally it's imperative for you to consider Matt's ranking among the 12 qualified applicants.

Therefore in asking for your support for Matt, there certainly are several excellent candidates for the Chiefs appointment, that's what makes the process so difficult. However when it comes to making a final choice, the evidence is what is important. Our job as administrators and legislators is to make decisions for the good of our community. Decisions based upon real facts. I urge each of you to set aside any personal and political views and opinions in deciding the best for the Village and general public. I stand behind my choice of Matt March for Police Chief and urge you to preserve the sanctity of our system of laws by granting your consent of the appointment of Matt March as Police Chief.

Respectfully, Mayor Jerry

A handwritten signature in black ink, appearing to be "Jerry", written over a faint circular stamp or watermark.

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COMMITTEE REPORTS

CLERK-TREASURER TOMASKO GAVE THE MAYOR AND ALL MEMBERS OF COUNCIL A STATEMENT OF CASH REPORT FOR THE PERIOD ENDING MARCH 31, 2018.

FINANCE (WESTFALL)

MOVED BY WESTFALL, SECONDED BY PERK, TO AUTHORIZE THE VILLAGE TO PAY FOR POOL PASSES FOR THE SUMMER CAMP COUNSELORS, 50% OF THE COST OF POOL PASSES FOR VILLAGE RESIDENTS AND TO REIMBURSE BLUE WAVE SWIM TEAM MEMBERS FOR THEIR POOL PASSES AT THE END OF THEIR SEASON AT A COST NOT TO EXCEED \$10,000.00.

ROLL CALL: AYE; WINGENFELD, WYATT, BOROWY, WESTFALL, PERK.
MOTION CARRIED.

SAFETY (BOROWY)

COUNCILMAN BOROWY SAID THERE WAS A MEETING ON MARCH 26TH REGARDING THE POLICE CHIEF POSITION, IT WAS DETERMINED THERE SHOULD BE NO EXTRA CREDIT POINTS. THE RAW SCORES SHOULD BE TAKEN INTO CONSIDERATION. COUNCILMAN BOROWY RECOGNIZED DAVE NIRO, JIM SPIETH, ERIC SIMS AND DAVE ZEMKO WHO ALSO TOOK THE TEST.

ROAD, TRAFFIC, UTILITY & ENGINEER (WESTFALL) – NO REPORT.

BEAUTIFICATION (WINGENFELD) – NO REPORT.

RECREATION (PERK)

MOVED BY PERK, SECONDED BY WESTFALL, TO AUTHORIZE CLERK TOMASKO TO ADVERTISE FOR BIDS FOR THE "VILLAGE OF VALLEY VIEW ANNUAL RESIDENTIAL GRASS CUTTING PROGRAM".

ROLL CALL: AYE; WYATT, BOROWY, WESTFALL, PERK, WINGENFELD.
MOTION CARRIED.

MAYOR PIASECKI ASKED IF CLERK TOMASKO GOT THE CRITERIA.

COUNCILMAN PERK REPLIED YES, COUNCIL WENT THROUGH IT AT THEIR COMMITTEE MEETING.

MAYOR PIASECKI SAID HE WOULD LIKE A COPY OF THE CRITERIA.

BUILDING & MAINTENANCE (WINGENFELD) – NO REPORT.

HUMAN SERVICES/OFFICE SERVICES (WYATT) – NO REPORT.

SCHOOL (LIASON) (BOROWY) – NO REPORT

INTERIM POLICE CHIEF NIRO HAD HIS REPORT.

FIRE CHIEF PAPESH HAD HIS REPORT.

BUILDING INSPECTOR ELLIS HAD HIS REPORT.

STREET COMMISSIONER SOLDAT HAD NO REPORT.

RECREATION DIRECTOR VON VILLE HAD HIS REPORT.

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ENGINEER SCIANO HAD HIS REPORT.

NEW BUSINESS FROM COUNCIL:

COUNCILMAN WINGENFELD SPOKE TO FIRE CHIEF PAPESH ABOUT HIS MONTHLY REPORT.

FIRE CHIEF PAPESH STATED HE HAS A NEW REPORTING SYSTEM AND HE WOULD LIKE TO GET TOGETHER WITH CLERK TOMASKO AND THE SAFETY COMMITTEE TO SEE WHAT THEY WOULD LIKE TO SEE IN HIS MONTHLY REPORT.

MAYOR PIASECKI OPENED THE MEETING TO THE PUBLIC.

NO QUESTIONS OR COMMENTS FROM THE PUBLIC.

MOVED BY PERK, SECONDED BY WESTFALL, TO ADJOURN.

ROLL CALL: AYE; BOROWY, WESTFALL, PERK, WINGENFELD, WYATT.
MOTION CARRIED.

MEETING WAS ADJOURNED AT 7:26 PM.

DATED: _____, 2018

MAYOR

ATTEST:

CLERK/TREASURER

THESE ARE THE UNAPPROVED MINUTES
FROM THE APRIL 3, 2018 VILLAGE OF
VALLEY VIEW COUNCIL MEETING.