BEACHWOOD CITY COUNCIL COMMITTEE OF THE WHOLE MEETING HELD ON MONDAY, DECEMBER 12, 2016 AT 5:30 P.M. AT BEACHWOOD CITY HALL, CONFERENCE ROOM A, 25325 FAIRMOUNT BOULEVARD, BEACHWOOD, OHIO 44122.

The meeting was called to order at 5:32 P.M. by Council President Martin S. Horwitz.

ROLL CALL:	Present:	J. Berns, M.S. Horwitz, A. Isaacson, B.B. Janovitz, B. Linick, J. Pasch
	Absent:	M.M. Jacobs
	Also Present:	Mayor Gorden, H.L. Jones, J. Cuini, D. Pekarek, B. Griswold, G. Smerigan, M. Kaplan, T. Turick

1. Mayor's Reports

None.

2. Discussion regarding Bryden Road Sidewalks.

Mr. Horwitz stated that there were some residents that were interested in installing sidewalks on Bryden Road and he would like Mr. Pekarek to discuss the history of sidewalks on Bryden Road.

Mr. Pekarek stated that there are about fourteen or fifteen streets without sidewalks or with partial sidewalks.

Mr. Pekarek stated that when the streets were put in they were not developed to have sidewalks.

Mr. Pekarek stated that the right of way is in total sixty feet which is thirty feet from center of road in both directions including the road elevation and aprons.

Mr. Pekarek stated that the yards are all over the place with a variety of grade changes.

Mr. Pekarek stated that sidewalks can be put in but curbs, fill ditches, and catch basins would also need to be installed.

Mr. Pekarek stated that the road elevation is not conducive for sidewalks because of the aprons.

Mr. Pekarek stated that Ramsey may be the exception. If we go street by street it will be possible to do, but expensive.

Mr. Pekarek stated that the figures from 2000 were eight thousand per resident.

Discussion regarding sidewalks continued

Mr. Pekarek stated that figures would probably be about fifty percent higher in 2016.

Mr. Pekarek stated that the newest figures would probably be twelve thousand dollars per resident plus over one million from the City on top of that.

Mr. Horwitz asked if we would have to move light poles.

Mr. Pekarek stated that maybe at some point in some areas we would have to move light poles.

Mr. Pekarek stated that this project could aggravate several people.

Mr. Horwitz asked Ms. Jones for an explanation on the legal side of how this project would first start.

Ms. Jones stated that a sidewalk assessment would begin with a resident's petition with either sixty percent of the front footage or seventy five percent of the total area to be assessed.

Ms. Jones stated that Council can decide to do these improvements on their own without the necessity of the petition.

Ms. Jones stated that once Council decides or the petition is completed then, you would move on to a resolution of necessity where Council gets into the numbers. This includes detailed plans and how much the project will cost along with the proposed assessment for each resident.

Ms. Jones stated that after that Ordinance is passed, notices will be sent out to residents notifying them that a resolution of necessity has passed and it is at this point that residents can file an objection with Council. Council would then put together an assessment equalization board which will determine whether the assessments are proper.

Mr. Horwitz asked if that process was based on getting the sixty percent of residents to sign the petition.

Ms. Jones answered affirmatively that the process would be the same whether the petition is submitted or Council decides to install the sidewalks themselves.

Mr. Horwitz asked if there would still be an opportunity for objection.

Ms. Jones answered affirmatively.

Mr. Isaacson asked if any segment of Bryden would be easier to do.

Discussion regarding sidewalks continued

Mr. Pekarek stated that Halburton will be harder.

Mr. Pekarek stated that sidewalks on Halburton would be easier but the road would be harder.

Mr. Pasch asked how many streets we are discussing in total.

Mr. Pekarek stated that it would be fifteen total.

Mayor Gorden stated that this has come up numerous times over the years and the procedure has been explained to residents.

Mayor Gorden stated that there is not enough interest on any street to move forward.

Mayor Gorden stated that you can't just put in asphalt sidewalks and that there are several requirements including ADA requirements.

Mr. Linick stated that maybe the percentage of interest would change if residents didn't have to pay.

Mr. Linick stated that sidewalks still make sense and that the results would be different if the residents don't pay for the installation.

Mr. Horwitz asked if the City could initiate the petition.

Ms. Jones stated affirmatively.

Mayor Gorden stated that in the past, a flyer was circulated and the City worked with a contractor. Many residents liked the rural look.

Mr. Isaacson stated that there was a concern about safety on Bryden Road because of speeding from drivers.

Mr. Griswold stated that Bryden goes back to the 1950's and that many were vehemently opposed to the sidewalks.

Mr. Griswold stated that Bryden residents never wanted sidewalks in the past and there were petitions to stop sidewalks.

Mr. Linick stated that half of Bryden residents want the sidewalks and the other half doesn't want them.

Discussion regarding sidewalks continued

Mr. Isaacson stated that polling the streets is a good idea and planning to do the sidewalks is admirable and the right thing to do.

Mr. Linick stated that an updated cost is needed for the sidewalks.

Mr. Horwitz stated that the first step is to try and get a rough estimate for each street.

Mr. Horwitz stated that Bryden should work on the sixty percent initiative.

Mr. Pekarek stated that anything built will have to be maintained at the City's expense.

Mr. Horwitz asked Mr. Cuini for an estimate and Mr. Horwitz stated that he was aware that there would be a cost for the estimate.

3. Discussion regarding rubbish pick-up

The next item discussed was rubbish pick-up for certain individuals in the City.

Ms. Janovitz stated that the issue of picking up trash for the Senior Citizens in the City was an issue that was brought up many times during her campaign.

Ms. Janovitz stated that she envisioned having an employee in the Service Department go and pick up rubbish bin for the elderly and disabled members of the community so that those members would not have to take their rubbish bins to the curb during inclement weather when safety is an issue.

Mr. Pekarek stated that he is concerned about the liability of entering private property daily.

Mr. Pekarek stated that he also feels that if the City does this for anybody then the day will come when the entire community will want this service.

Mr. Pekarek also stated that it would be better to hire a company that will do this service.

Mr. Pekarek stated that it will cost $1,000,000.00 a year for the City to be responsible for this service. The City of Beachwood has the first automated curbside pick-up. The current process that the City uses is the most effective and cost efficient.

Ms. Janovitz stated that she was envisioning a separate employee that would be in charge of moving the cans.

Mayor Gorden stated that he has talked to neighboring communities and those communities wish they never would have started to offer this service.

Mr. Pasch stated that the City should investigate the cost estimate of asking a private company to do the pick-up.

Mr. Pekarek stated that he believed investigating a private company to do the pickup was the best idea.

Mr. Horwitz asked where the committee would like to go with this issue.

Mr. Pasch stated it was his interest to speak with a private company to see if this was a service that can be offered.

Mr. Isaacson stated that he would like to speak with the school district.

Mr. Pasch stated that Mr. Pekarek has made it clear that this is not a feasible option for the City.

Mr. Horwitz stated that the Committee needed to do further research.

4. <u>Discussion regarding Solar Lighting</u>

The next discussion held was regarding solar lighting.

Mr. Horwitz asked for an update on the previous solar lighting project.

Mr. Pekarek stated that CBI was unable to give the City a quote because they have never formed a plan to illuminate an entire City.

Mr. Pekarek stated that the Solar Lights in the park are a great idea because of where they are. They are low visibility.

Mr. Pekarek stated that the solar lights were put up for two winter seasons and unfortunately they did not work well.

Mr. Pekarek stated that batteries needed to be added in order for the lights to work throughout the night.

Mr. Pekarek stated that Solar Lighting for the entire City is a large cost.

Mr. Horwitz asked if Mr. Pekarek had a list of streets that did not have lights.

Mr. Pekarek stated that most streets in the city don’t have lights.

Mr. Horwitz asked if the city could go back to CBI and get an idea of the cost.

Mr. Pekarek stated that we could.

Mr. Horwitz asked if there were any further questions about Solar Lighting.

5. Discussion regarding Draft Language "Bid Contracts"

Mr. Horwitz stated that he had asked the Law Director to draft language for Contracts that come back to City Council over estimate.

Mr. Isaacson stated that there was no need for legislation.

Mr. Isaacson stated that as Council President, Mr. Horwitz has the right to refer any contract that is presented at a meeting to a work session.

Mr. Pekarek stated that administratively, he would rather a Contract that is over estimate be discussed on the floor in a public meeting.

Mr. Horwitz stated that he wanted to make sure that all members of the Committee were on the same page and that no contract over estimate will be approved without referring it to a Committee Work Session.

Mr. Horwitz asked if there were any further questions.

There were none.

A motion was made to go into an Executive Session

6. Holding an Executive Session regarding Personnel Appointments and Compensation

Moved by A. Isaacson, seconded by J. Berns at 7:37 P.M. to commence the Executive Session.

ROLL CALL	Yes:	J. Berns, M.S. Horwitz, A.Isaacson B.B. Janovitz, B.H. Linick, J. Pasch
	Abstain:	None.
	No:	None.
	Not Voting:	None.
	MOTION ADOPTED	

Moved by A. Isaacson, seconded by J. Berns at 7:58 P.M. to go back on the record.

ROLL CALL Yes: J. Berns, M.S. Horwitz, A.Isaacson
B.B. Janovitz, B.H. Linick, J. Pasch
Abstain: None.
No: None.
Not Voting: None.
MOTION ADOPTED

Back on the record at 7:59 P.M.

ADJOURNMENT

Moved by J. Berns, seconded by A. Isaacson at 8:00 P.M. to adjourn the Committee of the Whole to the next regularly scheduled Council meeting.

ROLL CALL Yes: J. Berns, M.S. Horwitz, A.Isaacson
B.B. Janovitz, B.H. Linick, J. Pasch
Abstain: None.
No: None.
Not Voting: None.
MOTION ADOPTED

Approved:

Merle S. Gorden

Merle S. Gorden, Mayor

Whitney M. Cook

Clerk of Council