

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, March 12, 2012

MEETING CALLED TO ORDER AT 7:00 p.m. by Council President Nancy Marincic.

INVOCATION BY: Councilman Thomas Vaughn

ROLL CALL: **PRESENT:** Council Members Marincic, Nenadovich,
Glenn, Suster, Mahoney, Vaughn

EXCUSED: Dudley

CLMN SUSTER: Mme. Chairman, I'd like to make a motion that we excuse Clmn Dudley this evening.

PRESIDENT MARINCIC: On the motion to excuse Clmn Dudley from this evening's proceedings all in favor say Yea. All opposed? The Yeas have it.

AYES: Suster, Mahoney, Vaughn, Marincic, Nenadovich, Glenn

ABSENT: Dudley

READING AND DISPOSAL OF MINUTES:

PRESIDENT MARINCIC: Reading and disposal of the Minutes from the Monday February 27th Regular Meeting of Garfield Heights City Council.

CLMN SUSTER: Mme. Chairman, I'd like to make a motion that we accept the Minutes of the Regular Meeting of Garfield Heights City Council dated Monday, February 27, 2012 as submitted.

PRESIDENT MARINCIC: All in favor say Yea. All opposed say Nay? The Yeas have it.

AYES: Suster, Mahoney, Vaughn, Marincic, Nenadovich, Glenn

ABSENT: Dudley

WRITTEN COMMUNICATIONS TO COUNCIL: None.

LEGISLATION OUT OF COMMITTEE: None.

COMMITTEE REPORTS: None.

PRESIDENT MARINCIC: Mr. Suster, do you want to make a motion?

CLMN SUSTER: Oh, yes I would like to make a motion that we waiver the 72 Hour Rule on Resolution 12-2012 and it's a replacement piece for Resolution 12-2012.

PRESIDENT MARINCIC: All in favor say Yea. All against say Nay.

AYES: Suster, Mahoney, Vaughn, Marincic, Nenadovich, Glenn
ABSENT: Dudley

PRESIDENT MARINCIC: We have Resolution 12 replaced by another Resolution 12. How's that?

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT MARINCIC: We will move on to the reports of the Mayor and his Directors. I know you have a report this evening, Mayor Collova.

MAYOR VIC COLLOVA: Mme. Chairman, thank you very much. I have a short report this evening. This month is Save Our Homes Month in Cuyahoga County and the city is hosting a foreclosure prevention workshop on March 31st. It will be here at the Garfield Heights Civic Center on March 31st from 9 a.m. till 1 p.m. This is something that anybody that's involved in foreclosure and wants to know about foreclosure or has any inkling that they may be involved in foreclosure this is the place to be. They are going to have Court mediators, housing counselors, magistrates to talk about the different problems, to talk about the different solutions, to talk about the different avenues to take. We have a young lady here with us today that will talk a little bit later about this, but I would seriously ask everybody to consider this who has any problems with foreclosure. This is going to be the good thing to do.

Usually my wife and I just like many of you look for entertainment throughout the weekends, different things to do and you end up going down to the Palace or you go somewhere to see some entertainment and it's great and the entertainment's great. The problem is it can get costly. You can only do it so often. The last two weekends my wife and I went to the Garfield Heights High School Theater programs that were put on at their theater building up at the high school and I have to tell you last week they put on a magic show. This week they put on a murder mystery show that I want to tell you was not only inexpensive, but it was good as anything we've seen anywhere. I mean it. We've been at shows at Vegas and everywhere else. They were that good. Our own high school people putting that on. The magic show--that was phenomenal—absolutely phenomenal, cost \$7.00 and this dinner (and President of Council Ms. Marincic was there) it was \$35.00 per couple. You had an excellent dinner, dessert, refreshments and an unbelievable show. I would suggest to everybody to keep their eye on the school's paper, on their TVs, find out when these programs are coming up. They are really good. They are not like you think they're just for kids. This is really good stuff so I encourage you to try some of this stuff out.

Saturday we had the Residents' Appreciation Day at the Rec Center. It was a good time for all. Everybody had a great time. It wasn't as well attended as we thought but still we had a good number of people there and we gave away four bikes to youngsters, we gave away free passes to each Ward and we gave away a couple of big baskets. It was a fun time for everybody. We got some pictures that will be coming out. I hope they can get in the Neighborhood News. It was a good time for all.

The next thing I want to report on is we had a resurrection. And that resurrection was Baby Jesus who turned up disappeared about two Christmases ago, was reappeared. We're really happy for Baby Jesus to reappear Himself and Police Chief Sackett will get into that report a little bit later but we're certainly great to have Baby Jesus back.

The last thing I want to tell everybody and I have to do this or my wife would never forgive me. I wish everybody a Happy St. Patrick's Day. My wife bought me this shirt and it has nothing to do with Holy Name. It's St. Patrick's. With that I will get into the legislation for tonight.

Ordinance 10-2012 allows us to go out for the competitive bids for the McCracken Road construction project. I urge Council to vote for that. Ordinance 11 is to apply for a Community Development Block Grant for the purpose of developing an all purpose trail adjacent to McCracken Road from Broadway Avenue to Lee Road in the city of Garfield Heights. This will be the Johnston Trail and this is at no cost to the city. This will connect with the trail coming down the Boulevard so that could work very well. It's off in the future, it's a few years away but still a good thing to get started on. Ordinance 12-2012. This is to apply for a Community Development Block Grant for the Justice Center roof and plumbing repairs. We have an opportunity to get some money on a grant and we would sorely need some work done on the police station. Ordinance 13-2012. The ordinance allows us to stay in compliance with our storm water permits and Dave Krock can get into that more if you have any questions. I ask that Ordinance 14-2012 that I put forward be withdrawn at this time and I'm only asking that it be withdrawn because we had a meeting today, Dave Krock, Ron Tomola, myself and Tim Riley and we think there should be more information given. We have some questions that need to be asked. So we ask that this should be withdrawn at this time.

Resolution 10-2012. This is basically we're doing our part to help with the foreclosure crisis that is going on all over the country. Resolution 11 is a resolution supporting the fair housing in the city of Garfield Heights, Ohio recognizing April as Fair Housing Month. We talked about that a little sooner. We'll hear more about it shortly. Resolution 12. We are looking into the cost savings of a joint communications center with a number of other communities and want everybody to understand that this is not something that we are doing. This is something we are checking into because many communities are. I don't want anybody to be alarmed saying we're going into some community dispatch. We are not at this time. All we are doing is checking into the feasibility of it and that's why I urge Council to pass this legislation also. With that, Mme. Chairman, you have my report.

PRESIDENT MARINCIC: Thank you, Mayor. Just one thing I wanted to add. At the murder mystery. They were looking all around the room pointing out the Mayor's table and looking directly at him. In fact, fingers were pointed in his direction and all I can say, Mayor, is you're lucky they found that woman alive.

MAYOR VIC COLLOVA: Thanks.

PRESIDENT MARINCIC: Anyone have any questions or comments on the Mayor's report? There being none we will move on to Law Director Tim Riley. Do you have a report this evening?

LAW DIRECTOR TIM RILEY: Thank you, Mme. President, I do not have a report tonight.

PRESIDENT MARINCIC: Any questions for the Law Director this evening? There being none we'll move on to Police Chief Robert Sackett. Do you have a report tonight?

POLICE CHIEF SACKETT: Yes, I do. Thank you. A very short one. I want to thank the Mayor for letting me tell the Baby Jesus story. I like telling it so I've told it a few times for two reasons. One, it's a good story because it has a happy ending and two, anybody that's ever heard me talk at a Ward meeting knows I basically say one thing—call the police no matter what. Call the

police. Call, call, call. So what happens with this a year and a half ago Baby Jesus gets stolen and luckily it was replaced by St. Monica's. About two weeks ago a woman was looking at her daughter's Facebook and she saw a picture of Baby Jesus from one of her daughter's friends. So she makes an anonymous call to the Historical Society because that's where the Nativity Scene is and Kim Sanducci of the Historical Society gets the message on a Saturday, calls the police and the officer goes there, listens to the message. The anonymous caller told us what the girl's name was. She was rather well-known to us. He went down to the house and obviously the girl initially denied it. A few more questions and Baby Jesus appeared from the basement where He had been for about a year. So I guess I like that because it validates my call the police and pay attention to what's going on, etc. so next year we will have two Baby Jesuses perhaps. We will have the first twins. With that you have my report.

PRESIDENT MARINCIC: Thank you, Chief. Any questions for the Police Chief this evening? There being none, we will move on to Service Director, Tim McLaughlin. Do you have a report?

SERVICE DIRECTOR TIM McLAUGHLIN: Yes, I do. Thank you, Mme. President. We are still with the good weather patching some of the larger chuckholes with cold patch. We've been trying to get in contact with the asphalt plants to see if maybe they might be opening up earlier this year. So far we have not gotten anybody to answer the phone so that tells me they're still off on winter hiatus.

Also last week we ran the street sweeper on the main roads. Had to get some of the stuff off the mains. I didn't go into the side streets because I needed to pull the guy off to use him somewhere else. We will be getting back on the streets sweeping as long as the weather holds out. The tree truck is still out and it's still taking care of some of the wintertime normal damage that goes on with the trees all winter. We are possibly going to start some concrete water cutout repairs if the weather holds out. We don't have the hot asphalt but we do have a number of water cutouts that are completely concrete and finished so we may start on them possibly as early as tomorrow.

My last thing is the owners in charge of the Court Community Service were in town. Cleaned up on Rockside Road and McCracken from over by the Service Garage to Lee Road and picked up 75 bags of debris. We disposed of it and every little bit helps out. In the winter everything always looks dirty and we start to clean it up a little bit. Let's hope that there is no more snow. That's the end of my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Service Director? There being none, we will go on to Recreation Director Bob Dobies.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mme. President, Council Members, good evening. We continue to take t-ball signups. That will run through March 31st. Girls' softball signups will begin this month March 19th and run through April 20th. We are initiating another trial season this year to introduce 7 year olds to girls' softball. Children interested must be seven by May 1st insuring they are true seven year olds and have two years of experience in our Muni t-ball program. Signups for the spring fitness sessions are taking place. The spring session will begin March 27th for a 10 week session offering cardio, strength training and step aerobics. On Tuesday, Thursday and Saturdays and classes are held at Fire Station No. 1. If you need any more information about the programs please call the office during business hours or visit the Website.

I will be a little redundant and kind of repeat the Mayor here. We'd like to report our first Residents' Appreciation Skate Day. It went off wonderfully. We received over 150 guests during the course of the day but we were competing with 61 degrees and sunny and bright all day so it kind of curtailed some of the attendance. We entertained our guests by having a great day of music and skating, a Lucky Seven raffle in which each of the Wards were represented, with winners receiving a family gift pass certificate good for skating or swimming. Along with that we raffled off four bicycles donated by our Police Department. Thank you, Chief Sackett. This is the third function we've done with bikes and it's very very popular. The kids get so excited it's unbelievable. These bikes are—I'd like to take one home myself sometimes. This is the truth. We had a bike last time the kids were telling me it's worth \$800.00. It was just a top line bicycle that we give back to the residents. We raffled off a picnic cooler filled with all the goodies to have a picnic donated by Mayor Collova and his wife Jeanne. Thank you, Mayor, for your generosity. I'd also like to thank all the residents for their kind comments about the event and they said how nice the place was decorated and that was because of my secretary Mary Nichols and Ms. Emily Garrett, she's my head lifeguard but she's also an art teacher at the Cleveland School District. She does some murals for us from time to time. And Miss Vicki Coyle for having the Rec Center in the St. Patty's Day spirit and the decorations and the rest of my staff for a job well done.

This may be of interest to some. Back in January the Mayor contacted me and gave me a name, Erin Lally, who is the assistant to the Mayor of Parma Heights that a consortium of communities was being formed to enhance buying power for pool chemicals. I contacted their office and was redirected to talk to Mr. Sean Ward of Mayfield Heights. It seems that there were initially four communities that banded together to try to buy as a consortium to reduce pricing for themselves. Through such interest such as ours and others there are now 19 communities involved in this. I'd like you to know that we have earnestly, over the years, since I've been in the office, getting quotes on pricing trying to reduce those costs time and time again and we've been very successful at gaining competitive pricing over the last couple years. With being included in this group though our purchasing power become even more relevant with the quantities that are being purchased in bulk. Just for example the 19 communities in this group will purchase over 100,000 gallons of chlorine during the upcoming summer. That is more than the entire city of Cleveland uses by itself. So you can see the advantage of being able to bid out and us being part of that group. Our usage here in Garfield averages 3,500 to 3,800 gallons a season. Last year I was able to reduce costs by seven cents a gallon which I thought was very substantial by competitive bidding, not a lot but some savings. By participating in this group just to give you the example, we will be able to reduce the chlorine cost by 36 cents a gallon. That's pretty substantial which we all can relate to if we went to the gas pump and it was reduced by 30 cents. We'd all be happy. So I was pretty happy that we got involved. I have another meeting this Wednesday. We'll be meeting the new supplier and we're looking at probably say between 15,000 to 2,000 this year just to hold costs. That's my report. Thank you.

PRESIDENT MARINCIC: Thank you. Any questions for the Recreation Director?

CLMN VAUGHN: Mr. Dobies, I would like to thank you for the shamrocks out on the sign. They look great. A little touch of class to this city.

PRESIDENT MARINCIC: That's all you have, Clmn?

CLMN VAUGHN: Yes, Thank you,

PRESIDENT MARINCIC: Any one else have any questions on the Recreation Director's report? Mr. Suster, you want to make a motion?

CLMN SUSTER: Mme. Chairman, I would like to make a motion that we let Clmn Dudley take his seat.

PRESIDENT MARINCIC: All in favor say Yea. All opposed say Nay? Take that seat, Clmn.

AYES: Suster, Mahoney, Vaughn, Marincic, Nenadovich, Glenn

ABSENT: Dudley

PRESIDENT MARINCIC: Now we will move on to City Engineer David Krock. Do you have a report?

CITY ENGINEER DAVID KROCK: I do. Thank you, Council President. I want to report on a few things this evening. First of all the Henry Street-McCracken regional sewer project is still ongoing with the noise that has been fairly considerable for those around. We spent some time last week talking to the Regional Sewer District about what they're doing and they were working down in the stream itself and the only way to get that work done to beat the rain last week was to work 24/7 so that's what they were doing. They do promise me they are still on schedule so we'll keep track of that.

Ordinance 10 again is for McCracken Road and this is to allow the design to move forward so we can get to construction this summer. I hope you'll look for that. The Ward mapping that continues along we expect to have something for all of you to see in about two weeks. We will give each of you a map so you can see how the Ward maps will change and get your input. I also want to report the catch basin reconstruction project we did last fall. Due to good weather we've gotten a number of these catch basins fixed and replaced and have some new ones coming along as well.

The Mayor also mentioned Ordinance 13 which is the Board of Health. This again has to do with our storm water program. It's a requirement where they come out and do some testing for us on the sewer outlet points so it's important that they help us with that. That's my report.

PRESIDENT MARINCIC: Thank you. Any questions on the City Engineer's report? I can't wait for that Henry project (*inaudible*). OK. Now we'll move on, Finance Director Ron Tomola. Do you have a report tonight?

FINANCE DIRECTOR RON TOMOLA: Just a short one. Thank you, Mme. President. Today you should have received your February Financial Statements. We finished them late last week. I just wanted to tell you all again if you ever have any questions in regards to anything call me at the office. If I don't know the answer I'll get you the answer.

The other thing we've completed the Five Year Forecast update that I was working on. I'll be sending that out to you this week. The thing I want you all to understand is that this is a working document. It changes weekly, daily as I get new information in from the State, the County as to what's going on with our revenue. Vendors is what's going on with our expenses. The numbers aren't set in stone. It's a forecast. So the only part that's set in stone is the history. What happened in the past. I wanted to make sure you understand that so when you get it you can't say oh look this is where we're going to be. As of the end of February that's where I project we will be. With that you have my report.

PRESIDENT MARINCIC: Any questions for the Finance Director?

CLMN SUSTER: Mr. Tomola. On tonight's news I saw where the State saved \$43 million on salt and snowplowing, which was 50% of what they used last year and we ain't anywhere near those numbers with say being down 50% over last year.

FINANCE DIRECTOR RON TOMOLA: I don't know exactly what we've used so far. Tim, do you have any idea?

SERVICE DIRECTOR TIM McLAUGHLIN: No, I don't have it set up yet. The last time I told you we were 350 man hours lower than last year but we used salt last week. I was going to wait and just put together one report at the end.

FINANCE DIRECTOR RON TOMOLA: I can tell you that we do participate in the ODOT Salt Buy Program. We buy our salt through ODOT's bid. In that setup of that bid we have to tell ODOT at the beginning of the season, usually in March or April of the preceding year how much salt we're going to buy for the next season. We used to tell ODOT we were going to buy 5,000 ton of salt every year. You have to guarantee that you will buy 80% of whatever number you tell them so we had to in the past buy 4,000 ton of salt every year. Last year I reduced that to a \$4,000.00 limit which means we only have to buy 3,200 ton of salt this year. I think we're pretty close to about 2,000, maybe a little over, this year so far. So we have to buy 3,200 ton of salt I think it's by the end of April that we have to do that.

CLMN SUSTER: OK. Even though they came up where they saved \$43 million don't get excited because what they're going to do is they're going to use that money for road construction and also replacing some of those rails around the whole entire State so we won't see any of that \$43 million, believe me. That's all I have.

PRESIDENT MARINCIC: Any other questions for our Finance Director? There being none, we'll move on to Bill Wervey our Building Commissioner. Do you have a report?

BUILDING COMMISSIONER BILL WERVEY: Good evening, Mme. President. Just briefly the work continues in Overdrive over at Granger Road in Midwest. They ought to be under cover shortly that the roof will totally be on it. They are moving along on the temporary quarters for the library and Marymount in the surgical addition they are scheduled for surgery towards the last week of the month. As soon as they're done in there they will turn their attentions to remodeling the areas of the hospital that they will vacate to go into the surgery center. That's all I have this evening.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Absent

PRESIDENT MARINCIC: Thank you. Any questions for the Building Commissioner? I think we have a school representative here? That concludes the reports of the Mayor and his Directors and now we will move on to Comments by Citizens on the evening's agenda. I'm going to have our Clerk read the rules.

COMMENTS BY CITIZENS ON TONIGHT'S AGENDA:

CLERK: Comments are strictly limited to brief statements not to exceed five minutes with comments limited to the legislation on the current evening's agenda.

PRESIDENT MARINCIC: Anyone wish to comment tonight? Just raise your hand.

Andrea Kinast, 1200 Ontario Street, 10th Floor, Cleveland Ohio 44113. Good evening. I am the Director of the Foreclosure Mediation Program for the Cuyahoga County Court of Common Pleas and I want to thank Mayor Collova for having me out this evening and also Noreen Kuban who is not here tonight. But Noreen and I have been working closely as the Mayor pointed out earlier March is Save Our Homes Month in Cuyahoga County and so we are working hard to get out there and promote all of the available resources for property owners in Cuyahoga County. We do have an event coming up here in Garfield Heights that is going to be on March 31st. It will be here at the Civic Center from 9 a.m. until 1 p.m. We will have a Magistrate from the Court, mediators, housing counselors, all free and on-site here to address any issues that property owners have regarding foreclosure or foreclosure prevention.

Last week I met a property owner who had come into our department and he explained to me his situation. Two years ago he had gone through bankruptcy and on a separate property had gone through foreclosure. He had an attorney at that time and he felt that he had done everything appropriately and correctly to make certain that that house transferred properly to whoever would have been the purchaser at the Sheriff's Sale. There was a Sheriff's Sale scheduled. He talked to his attorney. His attorney assured him everything was fine. About a month ago he learned that he is still the owner of that property. He is now facing two years of back taxes. He is also facing a demolition bill from the city of Cleveland and those bills run anywhere between \$10,000.00 and \$12,000.00. This was completely shocking to him. Unfortunately it's not the first time that I've heard a story like this.

Our big push this year Save Our Homes Month is something that we do every year. This is the fourth year we will have done it. Our big push this year is to stress so much to residents to stay in your homes. That property is yours until it transfers at a Sheriff's Sale that has been confirmed by the Court. It's so important to remain in the property. There are a lot of options available out there for property owners. So many resources right now, things are changing every day. We're finally starting to see some (*inaudible*) participate in reduction which is something that a year ago I would say would rarely or never happen. So we are experiencing success with this program. Our success rate over the four years has been 67% which is something that we're very proud of. Right now we really need to get out and stress to people to remain in your home. I think a lot of people still get calls unfortunately from third parties and from their lenders that I hate to say it but almost threatening in nature to make that person feel as though they need to vacate the property. That's just not the case. So I encourage Council to pass on to the residents of Garfield Heights and anyone that you see the availability of our program.

I brought along some flyers about all of our foreclosure prevention workshops that we're hosting throughout the County. I also brought the Court's request form for mediation. We can mediate a case up until the confirmation of a Sheriff's Sale so it's never too late. I also brought a form that gives some information about resources that are available for property owners. Again, I want to thank Council for having me out this evening. I'm really looking forward to on the 31st. I think it will be successful and if there any questions?

CLMN DUDLEY: First of all, I want to thank you, Ms. Kinast, because like I say leaving my job with ODOT I just took a tremendous loss in income and to today I never recovered a lot of the losses and I was going through a foreclosure. Noreen sent me down there to see her. My situation I tell people don't be ashamed to go get help. The only shame you got is when you sit back and do nothing. The home is no longer yours. Don't let the pride get the best of you. I went down there and I met with Ms. Kinast and she was able to work something out for me and I think

she's probably the best and I'd just like to thank you and I hope everybody takes your advice and don't let them jokers take back their homes and stay in your homes and contact you. I appreciate your help, Ms. Kinast, thank you.

PRESIDENT MARINCIC: And you're still here, Clmn.

MS. KINAST: All right. Thank you so much.

PRESIDENT MARINCIC: Anyone else wishing to speak tonight regarding the legislation?

ORDINANCES AND RESOLUTIONS:

PRESIDENT MARINCIC: There being none we will move on ton Ordinance 10-2012. Will the Clerk read the title?

ORDINANCE NO. 10-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING DAVID KROCK, THE CITY ENGINEER, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, PER THE KROCK ESSER ENGINEERING INC. CONSULTANT SERVICES PROPOSAL HEREIN ATTACHED AS EXHIBIT "A", AND TO GO OUT FOR COMPETITIVE BIDS, FOR THE MCCRACKEN ROAD RECONSTRUCTION PROJECT, AND AUTHORIZING THE PAYMENT OF COSTS FOR THIS PROJECT, WHICH COSTS WILL BE PARTIALLY REIMBURSED THROUGH THE STATE OF OHIO, OHIO PUBLIC WORKS GRANT.

MOVED BY NENADOVICH TO CONSIDER BY TITLE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

Motion to WAIVE RULE 24:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

Motion to SUSPEND THREE READING RULE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Nenadovich. Everyone, just a reminder to wait until your name is called to vote. Thank you.

VOTE ON ADOPTION:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC:

I am pleased to say that Ordinance 10-2012 stands adopted with 7 Yes votes.

ORDINANCE NO. 11-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO APPLY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA DEPARTMENT OF DEVELOPMENT FOR THE PURPOSE OF DEVELOPING AN ALL PURPOSE TRAIL ADJACENT TO MCCRACKEN ROAD FROM BROADWAY AVENUE TO LEE ROAD IN THE CITY OF GARFIELD HEIGHTS.

MOVED BY SUSTER TO CONSIDER BY TITLE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

Motion to WAIVE RULE 24:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Suster.

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, I apologize for being late. I really would like to have had my name on this piece right here. I think it's going to be great for the community the way that trail is scheduled to come through the Alvin Woods area and go to the park and be a continuation going down by Mills Creek. I look forward to having it. It will be great for our community and for those who love to ride bicycles like me. With that I vote Yes.

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Ordinance 11-2012 stands adopted with 7 Yes votes.

ORDINANCE NO. 12-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO APPLY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA DEPARTMENT OF DEVELOPMENT FOR THE PURPOSE OF IMPROVING THE RAYMOND A. STACHEWICZ JUSTICE CENTER IN THE CITY OF GARFIELD HEIGHTS.

MOVED BY VAUGHN TO CONSIDER BY TITLE:

AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney

Motion to WAIVE RULE 24:

AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney

Motion to SUSPEND THREE READING RULE:

AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Vaughn.

VOTE ON ADOPTION:

CLMN SUSTER: Before I vote, the only thing I'd like to say is it's been several years since I took a tour through the Justice Center and when we had gone through it there were a lot of pipes that were leaking. In fact they lost some evidence in the evidence room and there are a lot of repairs. That's one building we have not done anything with since 1988 which was a complete remodel anyhow but a lot of the piping that is in that building is very old and needs to be replaced along with a lot of other things. I am glad that we are actually applying for some grant monies so that we could get some of the work done anyhow. I do vote Yes.

AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney

PRESIDENT MARINCIC: I am pleased to say that Ordinance 12-2012 stands adopted with 7 Yes votes.

ORDINANCE NO. 13-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA COUNTY DISTRICT BOARD OF HEALTH FOR THE PROVISION OF SERVICES, BY THE BOARD, TO PERFORM PHASE II STORMWATER ACTIVITIES AND TO PROVIDE OTHER SERVICES IN ORDER TO FACILITATE THE CITY'S

COMPLIANCE WITH ITS NPDES PERMIT FOR STORMWATER, PER THE ATTACHED AGREEMENT/CONTRACT.

MOVED BY NENADOVICH TO CONSIDER BY TITLE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

Motion to WAIVE RULE 24:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

Motion to SUSPEND THREE READING RULE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Nenadovich.

VOTE ON ADOPTION:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC: I am pleased to say that Ordinance 13-2012 stands adopted with 7 Yes votes. That concludes Ordinances and now we'll move on to Resolution 10-2012.

RESOLUTION NO. 10-2012

AN EMERGENCY RESOLUTION ON BEHALF OF THE MAYOR OF THE CITY OF GARFIELD HEIGHTS PROCLAIMING THE MONTH OF MARCH 2012 AS SAVE OUR HOMES MONTH.

MOVED BY SUSTER TO CONSIDER BY TITLE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Suster.

VOTE ON ADOPTION:

CLMN SUSTER: Before I vote, I'd just like to say that Ward 5 is going to extend this an extra week because next month I'm hoping to have somebody from ESOP come to our Block Watch Meeting and do some talking about people staying in their homes. With that I vote Yes.

CLMN DUDLEY: Once again, I would have loved to have had my name on this piece but I guess with a little tardiness I wasn't able to do it. I think it was a great resolution that you all put forward, my colleagues and the Mayor, and I vote Yes.

PRESIDENT MARINCIC: He can still add it, can't he, Mr. Riley? You can add your name. Add Mr. Dudley to this piece. Anybody else want to be added?

CLMN GLENN: Put my name on there.

CLMN DUDLEY: Add my name to Ordinance 10.

PRESIDENT MARINCIC: Since we voted on that I don't know if we can any more, correct? I announced the roll calling. We can't once I've announced the roll call.

CLMN DUDLEY: OK. No problem.

PRESIDENT MARINCIC: But you got this one.

CLERK: I also added Clmn Glenn's name.

PRESIDENT MARINCIC: That's fine.

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Once again I'm happy to say that Resolution 10-2012 stands adopted with 7 Yes votes. Resolution 11-2012. Do you want your name added to this one too?

CLMN DUDLEY: Yes, Mme. Chairman.

PRESIDENT MARINCIC: Anyone else?

CLMN GLENN: Put my name on there too.

PRESIDENT MARINCIC: I'll let the Clerk read the title now on Resolution 11.

RESOLUTION NO. 11-2012

AN EMERGENCY RESOLUTION SUPPORTING FAIR HOUSING IN THE CITY OF GARFIELD HEIGHTS, OHIO AND RECOGNIZING APRIL AS FAIR HOUSING MONTH.

MOVED BY NENADOVICH TO CONSIDER BY TITLE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

Motion to SUSPEND THREE READING RULE:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Nenadovich.

VOTE ON ADOPTION:

AYES: Nenadovich, Glenn, Suster, Mahoney, Vaughn, Dudley, Marincic

PRESIDENT MARINCIC: Resolution 11-2012 stands adopted with 7 Yes votes.

RESOLUTION NO. 12-2012

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO APPLY FOR A GRANT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS FROM THE OHIO DEPARTMENT OF DEVELOPMENT'S LOCAL GOVERNMENT INNOVATION FUND.

MOVED BY SUSTER TO CONSIDER BY TITLE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

Motion to WAIVE RULE 24:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clmn Suster.

VOTE ON ADOPTION:

AYES: Suster, Mahoney, Vaughn, Dudley, Marincic, Nenadovich, Glenn

PRESIDENT MARINCIC: Resolution 12-2012 stands adopted with 7 Yes votes.

COMMENTS BY CITIZENS:

PRESIDENT MARINCIC: That concludes Ordinances and Resolutions for this evening. Now we will move on to Comments by Citizens and I will let the Clerk read the rules.

CLERK: Comments shall be restricted to any problem a citizen has which has previously been submitted to their City Councilperson or to the city hall department directly involved. If submission of a problem to a department or a Councilperson has been made and there is a lack of service rendered in this regard, then the problem may be presented during comments from citizens at this meeting. It is the intention of this rule that no request of a first nature be presented on the floor at this time.

PRESIDENT MARINCIC: Comments are limited to five minutes and no citizen may speak **twice**. Anyone wishing to speak tonight raise your hand. There being none, we will move on to Miscellaneous Business. Before we do I'll do mine first so we can go straight down the row here.

MISCELLANEOUS BUSINESS:

PRESIDENT MARINCIC: First I'd like to wish everybody a Happy St. Patrick's Day. I would also like to remind everybody that Sister Joanne is collecting for Harvest for Hunger at this meeting. She'll also be at the next Council Meeting in two weeks with that little basket there in her hands. I'm going to have her stand at the door when you're all going out. Anyone who has it in the kindness of their heart to contribute to Harvest For Hunger please give a few pennies or dollars in the collection plate. Thank you. She gets so embarrassed. I don't know why?

I went to the grand opening of the new surgery center at Marymount and wow it is really impressive and it's state of the art and I think it does our city proud and shows the Cleveland Clinic plans to be a (*inaudible*) to our community. I thought it was wonderful.

Mr. McLaughlin, I know it's only cold patch but could we patch Edgepark?

SERVICE DIRECTOR TIM McLAUGHLIN: I think we just patched it. I'll check tomorrow but I know Edgepark was on the list and we had a list the other day. It's just not staying in.

PRESIDENT MARINCIC: Well I tried. Last but not least once again Happy St. Patrick's Day to everybody. Let's move over to Clmn Dudley. Do you have any miscellaneous comments this evening?

CLMN DUDLEY: We putting the best first there. First of all, I apologize for being late today. I had a friend of mine that was in a distressful situation and I had to go and give him some assistance, but we had some good stuff on this docket tonight and I wanted to make sure I didn't miss it so that's the reason why I was running a little tardy so I owe you an apology for that. I'd like to wish everybody a Happy St. Patrick's Day. Also I'd like to thank all the residents in the city for coming out and voting on Tuesday of last week because your votes do count. It's very important that you keep your vote counted.

Also for the residents of Ward 1 we're putting together a Clean Up Day. Looking at the next 45 days for a community cleanup and get the whole community involved there.

Second of all, once again I'd like to mention to our residents don't have no shame and if you are in distress with your home go out there and get help. A lot of the organizations from ESOP to

the Housing Association and Ms. Kinast, she was great, there are some great people. They are trying to help you. They're not trying to hurt you. Don't let your pride get the best of you. That's what I have, Mme. Chairman, thank you.

PRESIDENT MARINCIC: Clmn Nenadovich.

CLMN NENADOVICH: Thank you. As always remember our Vets. Our boys and women have been over there for a long, long time. A lot of things are happening. Works on your mind. I would not want to be in their place. Look what just happened the other day. A guy went nuts and shot 16 people. It's terrible what they're going through. We got to keep them in our prayers. We got to get them home. I'd like to wish everybody a Happy St. Patrick's Day and I also was at Marymount and I wish them the best because that is one state of the art outfit over there. You ought to feel very safe going for an operation at Marymount. Very safe. Thank you.

PRESIDENT MARINCIC: Thank you. Clmn Glenn.

CLMN GLENN: I'd like to say today over the weekend we went down to the Recreation Center. We attended the ice skating event the city gave the residents, a free day of skating and me not being a skater was amazed at these little kids that had these little stools that they ride around on. They ice skated without falling down. That was simply amazing to me.

Second I want to announce that I attended the Charity Poker that we have in Garfield. I played there for two days and it's run very good. They have food, there's no entrance fee, there's no parking fee, so this is a win-win-win for everybody. It's a win for the city, a win for all charities, a win for the residents here, it's a win for the Knights of Columbus Hall.

I'd also like to say that I want to remember our safety forces. Our own safety forces--the police and the fire. It's dangerous times right now. We want to keep them safe. God Bless our safety forces. With that I'd like to say to everybody here Happy St. Pat's Day. Thank you.

PRESIDENT MARINCIC: Thank you, Eugene. Clmn Suster.

CLMN SUSTER: Last meeting Chief Sackett gave a report about the CERT team helping out looking for a gentleman that had walked away from the group home. Two weeks later we lined up and the CERT team was called out again to go to the fire station at which time we babysat 100 kids. They had a problem down there where the nursery is or whatever they call it down there and they called us and asked if we would come and help out while the parents came to pick up their children. Everybody did a fantastic job. You couldn't even get inside unless you were there for that reason and that reason only.

I'd like to congratulate the schools on their effort that they put in to passing the levy. It shows that the citizens of Garfield Heights want to see the kids get a good education and they were willing to pass that levy.

And also, I, Friday night was at the grand opening of Marymount Hospital. You have to remember two things with Marymount. Several years ago they put in \$23 million on the emergency center that they built which is state of the art. I know. I've been there. Also the surgery center that they opened up now with eight surgery rooms they put an additional \$45 million and as Ms. Marincic said you don't see where Marymount's going to be leaving the city of Garfield Heights. I don't know what other plans they have but everything that they have in there right now is state of the art. I don't know if everybody saw last Wednesday? You have

people that periodically come here that love to rip up our city. You don't see them here tonight coming and saying the article that was in the Plain Dealer about Overdrive that's coming in off of Granger Road that there's going to be 300 jobs added there which will be great for the city.

There's so many good things happening but they are not going to happen tomorrow. It's going to take some time and that's what everybody has to realize. I was talking to the Mayor earlier today and I said if people only realized what's going to happen here in the next year and a half they would be quite surprised. There's some things that we said would happen within this summer that aren't going to happen but that's here nor there. People are still interested in moving their businesses to the city of Garfield Heights. As far as the homes go we have come up where we have taken up some of the restrictions as far as escrow monies, etc. so that people will be interested in buying properties in the city of Garfield Heights. I received four e-mails this weekend from realtors saying how great it is that we're looking out for these people and we want to see these homes and you know people stay in their homes. So with that that's all I have to say tonight.

PRESIDENT MARINCIC: Thank you, Clmn. Clwn Mahoney.

CLWN MAHONEY: I will keep it short and sweet. Happy St. Patrick's Day. That's all I have.

PRESIDENT MARINCIC: Clmn Vaughn. I can't wait.

CLMN VAUGHN: Thank you, Council President Marincic. First of all I think it's great that Baby Jesus was found. It might have taken 18 months but there were a lot of prayers that went into that and it's just the work of our Police Department and calls to the Historical Society it tells you we'll get it. I hope these kids are brought to justice that were involved in this. That's my big issue.

Ward 7 Block Watch will take place the last Thursday of this month. All are invited. The basement of St. Monica's. If anybody's looking for a good fish fry we've got them going on at St. Monica's. Last weekend we did only 689. Weekend before was over 700. The first weekend was about 800. Please feel free to come on up there. They will be going for the next three weeks.

Everybody be safe this weekend. Weather's going to be nice for St. Patrick's Day. Everybody's going to be out having a good time. Be safe. Drive careful. Get a designated driver so we can see you back here. I just want to wish everybody a Happy St. Patrick's Day. Come on downtown this year. They say it's going to be one of the best parades and I will be marching. With that I say Happy St. Patrick's Day. Mme. Chairman, motion to adjourn please.

PRESIDENT MARINCIC: All in favor say Yea. All opposed say Nay. The Yeas have it. The meeting's adjourned.

AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster, Mahoney

MEETING ADJOURNED AT 7:53 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Nancy Marincic
President of Council

Barbara Molin
Clerk of Council