

# MINUTES OF A REGULAR MEETING OF COUNCIL

## CITY OF GARFIELD HEIGHTS, OHIO

Monday, January 26, 2015

**MEETING CALLED TO ORDER AT 7:00 p.m.** by Council President Joseph Suster.

**INVOCATION BY:** Councilwoman Nancy Marincic

**PRESIDENT SUSTER:** Roll call please.

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

### **READING AND DISPOSAL OF MINUTES:**

**CLWN MARINCIC:** Mr. Chairman, I make a motion that we accept the Minutes of January 12, 2015 as presented.

**PRESIDENT SUSTER:** On the motion made by Ms. Marincic on the Minutes all in favor signify by saying Yea. All opposed? That passes with 7 Yes votes.

**AYES:** Marincic, Nenadovich, Glenn, Suster, Burke, Vaughn, Dudley

**WRITTEN COMMUNICATIONS TO COUNCIL:** None.

### **LEGISLATION OUT OF COMMITTEE:**

**CLWN MARINCIC:** Mr. Chairman, I make a motion that we remove Ordinance 64 and Ordinance 65 from the Safety Committee of City Council and place them on this evening's agenda.

**PRESIDENT SUSTER:** On the motion by Ms. Marincic to take Ordinance 64-2014 and Ordinance 65-2014 out of the Safety Committee and place them on the evening's agenda all in favor signify by saying Yea. All opposed? That will be on tonight's agenda.

**AYES:** Marincic, Nenadovich, Glenn, Suster, Burke, Vaughn, Dudley

**PRESIDENT SUSTER:** We will move on to the reports of the Mayor and his Directors. Mayor, do you have a report for us this evening?

### **REPORTS OF THE MAYOR AND DIRECTORS:**

**MAYOR VIC COLLOVA:** Thank you, Mr. Chairman, yes I do. A few issues to go over. First off the sewer problem that we discussed at numerous meetings on 102<sup>nd</sup> Street and 100<sup>th</sup> Street. The Sewer District and Engineer Dave Krock has come up with some ideas of why this may be going on. We will be calling a meeting, Gene, for the people in your Ward area to come and talk about what Dave Krock and the Sewer District to talk about some of the things that they found now through their different tests. I'm thinking of waiting probably about four or five weeks. Hopefully we get a time when the weather's not going to be too bad. February's a little crazy and we don't have to worry about the flooding right now. I'm going to say probably around the

beginning of March we'll have a meeting with the 102nd Street. We have the information now and if they would like the meeting sooner I'm more than happy to have it, but we'll try to get it when the people can be comfortable coming in.

I passed out for Council today that we have the sign for the fire station that is being put together as we speak. We got a good price on it. It's going to be in the range of \$1,300.00. It should be in by the second week of February. I know there's residents in that area that have been questioning that so that should be taken care of very shortly.

I had an opportunity to go with Pat Salemi to the Regional Dispatch Center that is built and we will be moving into very shortly. It is the most unbelievable center I have ever seen. I would like to schedule a day, evening or sometime when Council would join me and come down and take a look at it. It's beyond your wildest imagination. When they say state of the art they're not kidding. It covers everything. I mean in my wildest dreams I never expected anything like this. It's like something out of a space novel or something. It's really great so we'll get together. I'll be scheduling that, trying to get the best times when most of Council can be present for that.

The other thing I wanted to talk a little bit about. We had a youth meeting last week regarding some of the juvenile problems that we have had in this city. It was a very productive meeting. I was very happy with the people that attended. There were many issues that came out. One of the main issues I think everybody's in agreement that the Boys and Girls Club would be a major tool in the juvenile problem. We're working real hard it try to come up with that money to put this together all year long. As you know we had a summer program this year that cost about \$53,000.00. The full year program costs about \$250,000.00, but believe me it's well worth it. I think it's something that would really help the situation in Garfield Heights so we're moving forward on that. We will be meeting again. This time I'm going to condense the group a little bit so they can get work done. We had about 20 people last time. We need to get it down to about five or six people and let them go out and see what they can do. I'll be doing that shortly.

The other thing is I wanted to say that I had a opportunity to meet with the Pastor of The Word Church. The Word Church is very interested in Garfield Heights and very interested in doing something for the youth here too. So we been in some discussions about doing something with The Word Church here that can be very valuable to the community also. So I'll be keeping you posted on that.

The last thing. The old Angelo's at Turneytown had new owners come in. It's now called The Garfield Kitchen. I had an opportunity to go there. The food is great. They've cleaned the place up really nice. It looks good. They need business so I'm asking Council and any residents that you have to visit them, to go in and give them a little business. Let's try and keep this restaurant in business because they are a couple of young guys that put everything on the line for this thing and we'd like to help them like all the other businesses in the city.

With that let me move on to the ordinances. Tonight we have Ordinance 64 and 65. Mr. Riley's going to cover that for you in his report. Ordinance 3-2015. I urge Council to approve. This is the wage ordinance with AFSCME. It is for 1.5%. This is well below where they probably should be. They have a program in their contract, a medical program that actually costs us quite a bit less for them being employees that are normal employees as far as health care goes. So this 1.5% is all most well earned and well deserved and still we pay less for them than we do the rest of the employees in the big scheme of things. I urge Council to pass that.

One last thing, Ron Tomola is doing well. He apologizes for not being here tonight. He was in the office this afternoon and I told him he could go home. We all know Ron's struggling with some medical issues. He's getting some great reports back. He's going through a lot and unless we really need him here I'm going to advise him to stay home until he's feeling better and if Council has any questions, please refer them to Barb Biro. She's handling things right now. She's doing a wonderful job and she's in touch with Ron all day long.

With that, Mr. Chairman, you have my report.

**PRESIDENT SUSTER:** Thank you, Mayor. Are there any questions of the Mayor on his report?

**CLWN MARINCIC:** Mayor, I only have one question regarding the regional dispatch. Any idea when the facility will open?

**MAYOR VIC COLLOVA:** We're looking at the second or third week of February. They could have probably opened sooner. It's some AT&T problems. We have decided that we will not open until we are 100% bulletproof that there will be no mistakes and so until we get that report from those people that handle all that radio stuff that we're 100% good we're not going to start. They're telling us now that it's probably going to be the second and third week of February.

**CLWN MARINCIC:** That's perfect. Thank you.

**PRESIDENT SUSTER:** Does anybody else have any questions of the Mayor on his report? There being none we'll move on to Law Director Tim Riley.

**LAW DIRECTOR TIM RILEY:** Thank you, Mr. President. I just want to comment on Ordinance 64-2014 and 65-2014. Ordinance 64-2014. They were just raising the penalties for some parking violations and the reason we're doing that is it has not been updated for years and it needed to be raised, to create a deterrent for people to park certain ways. You need a penalty to make an impact. So that's why we're changing that.

Ordinance 65-2014 has to do with there used to be a warning after a commercial vehicle was ticketed in a private lot that they had a certain amount of time to remove it. Now after they're ticketed they only have 12 hours, so that they can't leave the vehicle sitting there. Another 24 hours or so after they've been ticketed so these are both, you know, ordinances that needed to be updated and that's what we're doing there. With that, Mr. President, you have my report.

**PRESIDENT SUSTER:** Thank you. Are there any questions of Mr. Riley on his report?

**CLMN DUDLEY:** This is only for the commercial vehicles, correct?

**LAW DIRECTOR TIM RILEY:** Correct.

**PRESIDENT SUSTER:** Any other questions, Mr. Dudley?

**CLMN DUDLEY:** No. That's it.

**POLICE CHIEF ROBERT SACKETT:** Absent.

**PRESIDENT SUSTER:** OK. There being none we'll move on to our Service Director, Tim McLaughlin.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Thank you, Mr. President. I have basically the same report as I had two weeks ago. We're dealing with the snow and the potholes in the street. I think we're just about done with the removal and cleanup for storage of all the Christmas lights. With that you have my report.

**PRESIDENT SUSTER:** Are there any questions of Mr. McLaughlin on his report? There being none we'll go on to Recreation Director Bob Dobies.

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Good evening, Mr. President and Council. I have no report this evening.

**PRESIDENT SUSTER:** OK. City Engineer, Dave Krock. Do you have a report for us this evening?

**CITY ENGINEER DAVID KROCK:** I do. I just want to report on a couple of County programs that came through for us on the streets. We have 11 streets in our city that are County roads and we dealt with the County a little bit. They came back and they are going to pay for material costs and any repairs on the County streets. So we submitted a number of them to them and it amounts to about \$50,000.00 that they're going to reimburse us this summer through Tim's group.

There's a resurfacing program they also have and all of this is a couple of years off. We were awarded two projects. One is Turney Road from Hathaway to the East Corp line which is the Maple Heights line and then Hathaway Road from Turney being South down to the Valley View line. So those two streets are both in need of work. This comes at no cost to the city as well. That's my report.

**PRESIDENT SUSTER:** OK. I have one question for you. At the entering of Turney Road is there any way they could check it in the morning where these chuckholes are popping up and have them fill them in before the traffic really gets bad on Turney Road?

**CITY ENGINEER DAVID KROCK:** We do talk to them daily about them. It's kind of an ongoing battle out there with potholes, but that is something we talk to them everyday about.

**PRESIDENT SUSTER:** OK. Thank you. Gene.

**CLMN GLENN:** Dave, I have to bring up some information for you. On the corner of McCracken and Turney they have these steel plates. One of them is sticking up quite high. It's kind of a safety issue. So?

**CITY ENGINEER DAVID KROCK:** Yeah. We'll look at that. Sometimes these plates because our road isn't level the plate may be flat, but if we have ruts in the road. We'll look at it. We'll have them check it out.

**FINANCE DIRECTOR RON TOMOLA:** Absent

**SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSONS:** Absent

**PRESIDENT SUSTER:** OK. Are there any other questions of Mr. Krock on his report? There being none we'll move on to Economic Development Director Noreen Kuban. Do you have a report for us this evening?

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** Yes, thank you, Mr. President. I first wanted to give you an update on the Mill Creek Watershed Partnership. The Mill Creek Watershed Partners have several projects planned for this year including the completion of a watershed action plan and an awareness campaign. We received funding for this program. Presently they are trying to engage public awareness and they created a survey that is being passed out in the Mill Creek communities. A survey was passed out to all members of Council. We're going to get this passed out to residences as well. There's some over on the table. Pat Salemi's going to be collecting the surveys and the answers to the surveys will be used to create a public awareness campaign.

I just found out there is additional money available for more demolitions. CCLRC the County land Bank just advised. We will be applying but as usual this is competitive and I'll be working with the Building Department on partnerships to identify additional properties. That concludes my report.

**PRESIDENT SUSTER:** Are there any questions of Ms. Kuban on her report?

**CLMN GLENN:** Noreen, did they tell you how much money was the amount?

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** They did not. We just found this out this morning, so we don't know that yet.

**CLMN GLENN:** Thank you.

**PRESIDENT SUSTER:** Next we'll move on to Building Commissioner Bill Wervey.

**BUILDING COMMISSIONER BILL WERVEY:** I just wanted to pass some numbers on to you because I have not brought them up recently. We're showing about 820 vacancies at this point. Foreclosures--there's about 520 active foreclosures. These houses we've got Point of Sales on about 300 of the vacant ones and banks own about 200 of those. That's all I have this evening.

**PRESIDENT SUSTER:** Are there any questions of Mr. Wervey on his report? There being none we'll move on to Comments by Citizens on tonight's agenda. Would the Clerk please read the rules?

**CLERK:** Comments shall be strictly limited to brief statements not to exceed five minutes with comments limited to legislation on the current evening's agenda. No citizen shall speak more than once.

**PRESIDENT SUSTER:** Is there anyone that would like to speak on tonight's agenda? Is there anyone that would like to speak on tonight's agenda? There being none we'll move on to Committee Reports. Are there any Committee reports?

**COMMITTEE REPORTS:** None.

**ORDINANCES AND RESOLUTIONS:**

**PRESIDENT SUSTER:** There being none we'll move on to Ordinance 64-2014. Would the Clerk please read the title?

**ORDINANCE NO. 64-2014**

AN ORDINANCE AMENDING SECTION 351.14(c) OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS IN RELATION TO COMMERCIAL VEHICLE PARKING PENALTIES.

Moved by MARINCIC to CONSIDER BY TITLE

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

Motion to PASS FOR A SECOND READING:

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

**PRESIDENT SUSTER:** It will be on the agenda for our next meeting.

**ORDINANCE NO. 65-2014**

AN ORDINANCE AMENDING SECTION 351.18 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS IN RELATION TO PROHIBITED PARKING ON PRIVATE PROPERTY.

Moved by MARINCIC to CONSIDER BY TITLE

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

Motion to PASS FOR A SECOND READING:

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

**PRESIDENT SUSTER:** It will be on the agenda for our next meeting.

**ORDINANCE NO. 03-2015**

AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND LOCAL 2729 AND COUNCIL 8 AFSCME, AFLO-CIO.

Moved by MARINCIC to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

Motion to WAIVE RULE 24:

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

**PRESIDENT SUSTER:** On its adoption, beginning with Clwn Marincic.

VOTE ON ADOPTION:

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

**PRESIDENT SUSTER:** Ordinance 03-2015 passes with 7 Yes votes.

**MISCELLANEOUS COMMENTS BY CITIZENS**

**PRESIDENT SUSTER:** We will move on to Comments by Citizens. If the Clerk would please read the rules.

**CLERK:** Comments shall be restricted to any problem a citizen has which has previously been submitted to his/her Councilperson or to the city hall department directly involved. If submission of a problem to a city hall department or a Councilperson is made and there is a lack of service rendered in this regard, the problem may then be presented during Comments from Citizens at a future meeting. It is the intention of this rule that no request of a first nature is presented on the floor at this time. Comments shall be limited to five minutes. No citizen shall be heard more than once.

**PRESIDENT SUSTER:** Is there anyone in the audience that would like to speak this evening?

**MISCELLANEOUS BUSINESS:**

**PRESIDENT SUSTER:** There being none, we'll move on to Miscellaneous Business. We'll begin with Clmn Dudley.

**CLMN DUDLEY:** I just wanted everybody to know that we're going to be having our Annual Black History Program on February 26<sup>th</sup> at 6:30 p.m. at the Family Life Center located at 13455 Dressler Road. We're going to have some good prizes to raffle off and a donation of a 32 inch TV, which will be raffled off and several cell phones and various other gift cards, but you have to be present to win. We're going to have a great guest speaker this year and a definitely great program so I am looking forward to you all coming .

I want to wish everybody a Happy New Year and I turned 34 (let's not joke around) I turned 54 January 14<sup>th</sup> and I celebrated my 36<sup>th</sup> wedding anniversary on January 16<sup>th</sup>. That's all, Mr. Chairman.

**PRESIDENT SUSTER:** OK. Mrs. Marincic, do you have anything for us?

**CLWN MARINCIC:** Happy Birthday and congratulations.

**CLMN DUDLEY:** Thank you.

**CLWN MARINCIC:** I'd just like to wish all those young loves out there a Happy Valentine's Day and that's all I have.

**PRESIDENT SUSTER:** Mr. Nenadovich.

**CLMN NENADOVICH:** Happy Birthday and Happy Anniversary. I'll keep it short because I'm hacking. Remember the Vets. Tim, great job on the snow removal. Bob, welcome back. That's it.

**PRESIDENT SUSTER:** Gene.

**CLMN GLENN:** Thank you, Mr. President. I just want to remind all the drivers out there Turney Road's under construction. We have safety issues. Be aware of the construction workers as you drive by. Slow it down a little bit.

We have Block Watch the first Tuesday of the month 7:00 p.m. here at the Civic Center. As always most of the time Mayor Collova and the Police Chief are present. Dan Baillie's our Chairperson and he's doing a good job. We have a good turnout so please attend. That's all, Mr. President.

**PRESIDENT SUSTER:** OK. I also would like to wish Mr. Dudley congratulations on your wedding anniversary and on your birthday.

**CLMN DUDLEY:** Thank you.

**PRESIDENT SUSTER:** And as Mrs. Marincic said, all the lovely ladies, Happy Valentine's Day. That's all I have this evening.

**CLMN BURKE:** I would like to also wish Clmn Dudley a Happy Birthday and congratulations on your anniversary. Also I have a question. Did you say February 26<sup>th</sup> on that?

**CLMN DUDLEY:** It's always the last Thursday of the month of February.

**CLMN BURKE:** The other thing I want to say is just to be safe going up and down Turney Road. I know there's workers out there. Just be safe. Slow down. Make sure you're safe there.

Also to continue to support those businesses along Turney Road because I got to believe that it will impact their business a little bit with all the construction going on so if we continue to support them I think it will kind of cushion the blow because there's not as much business. That's all I have.

**PRESIDENT SUSTER:** Mr. Vaughn.

**CLMN VAUGHN:** I'd like to remind everybody that this Thursday night at St. Benedict School at St. Monica Parish we'll be having our regular Block Watch. This month we're going to have the dog warden with us so come on up and join us.

Mike, Happy Birthday and Happy Anniversary.

**CLMN DUDLEY:** Thank you.

**CLMN VAUGHN:** Again, everybody be careful out there and with that, Mr. Chairman, I'd like to say we adjourn this meeting.

**PRESIDENT SUSTER:** On the motion by Mr. Vaughn to adjourn the meeting all those in favor signify by saying Yea. All opposed? Meeting adjourned.

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

**MEETING ADJOURNED AT 7:26 p.m.**

**APPROVED:**

**RESPECTFULLY SUBMITTED:**

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Joseph Suster  
President of Council

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Barbara Molin  
Clerk of Council