

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, March 22, 2010

MEETING CALLED TO ORDER AT 7:00 p.m. by President Frank J. Geraci, Jr.

INVOCATION BY: Councilman Michael Dudley, Sr.

ROLL CALL: **PRESENT:** President Frank J. Geraci, Jr.
Council Members Dudley, Marincic, Nenadovich,
Sarnowski, Suster, Mahoney, Vaughn

CLWN MARINCIC: Mr. Chairman, I'd like to made a motion that we take Resolution 18-2010 and Resolution 19-2010 out of the order of the regular agenda and place them on the floor at this time.

PRESIDENT GERACI: Roll call on the motion.

AYES: 7

RESOLUTION NO.: 18-2010

A RESOLUTION HONORING THE GARFIELD HEIGHTS ACADEMIC TEAM FOR ITS MANY ACCOMPLISHMENTS

Moved by MARINCIC to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

CLWN MARINCIC: Before I vote, I would just like to congratulate the team and say job well done. I vote Yes.

CLWN SARNOWSKI: Congratulations. I vote Yes.

CLWN MAHONEY: I, too, would like to congratulate the team. I vote Yes.

CLMN VAUGHN: Congratulations. Yes.

CLMN DUDLEY: Congratulations also. Yes.

AYES: 7

PRESIDENT GERACI: Before we move on, I, too, would like to congratulate them, being an ex-Board Member and Vice President. The school district has got to be very proud of these individuals. I compliment the principal and all the administrators for doing a fine job for these young men and women.

CLWN SARNOWSKI: Mr. Chairman, can you say the names of the team so everybody knows who they are?

(The Clerk read the names of the team members as stated in Resolution 18-2010.)

MAYOR VICTOR COLLOVA: I want to take this opportunity to tell you how proud the entire city of Garfield Heights is for this Academic Challenge feat that you guys pulled off. I think it's great. So often we hear about the youth in this city that aren't doing quite that well. It's certainly good to hear something like this. Great job and we're all proud of you. I'd like to have Mr. Dobies from the Rec Department and a School Board Member say something also.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Academic Team, I would like to start by saying as a School Board Member. Council, residents along with these students in front of you this evening, Garfield Heights School District has enjoyed a tremendous amount of successes in the field of academics, if you didn't already know. Along with earning numerous league championships, Garfield Heights has enjoyed three NAQT State championships and two OAC State championships. In 2007-2008 season they were ranked number one in Ohio an 23rd nationally. With these students that stand before you today it's academic excellence is alive and well within the halls of Garfield Heights. It goes without saying that your accomplishment of winning Academic Challenge team is something that we're all proud of you for. This merits your hard work and continued desire to be the best and will always pay you great dividends throughout your student careers and life in general. Congratulations to our academic team and continued success in the State Regional April 24th. State championships are being held in Columbus State Community College, correct? OK? Thank you and congratulations and continued success. Thank you, Mr. Chairman.

PRESIDENT GERACI: Are there any other School Board Members here? Christine Kitson? Stand up please to be recognized. And Craig? Ms. Reid, the Superintendent of Schools is here. Please stand up. Congratulations. Now will the hockey team please come forward?

RESOLUTION NO.: 19-2010

A RESOLUTION HONORING THE GARFIELD HEIGHTS BANTAM YOUTH HOCKEY TEAM FOR WINNING THE CLEVELAND SUBURBAN HOCKEY LEAGUE BANTAM A-2 DIVISION AND CITY CHAMPIONSHIP

Moved by MARINCIC to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

CLWN MARINCIC: Once again the team should be very proud of themselves. I've never ceased to be amazed at the youth in this community and how well they are representing us. I am so proud of all of you. I hope you are proud of yourselves and your parents, because I know that they played a big part in this too. I vote Yes.

CLMN NENADOVICH: Yes. I'd also like to say congratulations to these young men, women from the Academic Team. We don't hear our neighbors talking about these children out in the streets. We hear about the ones that are walking in the streets, throwing the rocks. Let's start passing the word that we have this in Garfield. I vote Yes.

CLWN SARNOWSKI: I'd like to congratulate them for their well playing of their championship. I vote Yes.

CLWN MAHONEY: I, too, would like to congratulate the team on your accomplishments. I also vote Yes.

CLMN VAUGHN: Congratulations. I vote Yes.

CLMN DUDLEY: I'd like to congratulate you. Show the crowd your hockey faces, fellows. I vote Yes. I'm proud of you.

AYES: 7

PRESIDENT GERACI: That passes 7-0. I, too, would like to extend my congratulations to each and every one of you. It's very proud to sit up here this evening to be a part of this presentation. You certainly deserve it. It certainly brings Garfield Heights to a better level and we continue to bring good things to Garfield Heights. It's wonderful to be a President of Council and to be a part of this. Thank you again. Best of luck to each and everyone of you in the future. Please read their names.

(The Clerk read the names of the team members as stated in Resolution 19-2010.)

MAYOR VICTOR COLLOVA: Once again, I want to congratulate you all. You've really made the city proud and I'm proud as Mayor of that city to be able to talk about the brain and the brawn—the academic team plus the hockey team. I'm just going to ask you guys one thing. Garfield High School. That's where I want to see you playing hockey. So remember that. Thank you.

PARKS AND RECREATION DIRECTOR BOB DOBIES: This is a wonderful evening for myself, please believe me. It gives me great pleasure to speak on behalf of the city and the Recreation Department to help recognize the efforts of a team which participates in our hockey program. Their efforts proved to accomplish what we set out to do as a program: instill basic needs and understanding of their sport so they may succeed in some way. Whether as a beginner taking those first glides across the ice or being a good teammate or learning to become part of a team effort and even sometimes winning a championship with humility. It all plays a part in helping us to mold our young people into productive citizens which they will carry through in their life. What is also present is not only is the city being part of this success, but a group of people--hockey boosters--who wholeheartedly and tirelessly support the efforts of the program and the youth who participate. Thank you to them for all you do. On behalf of the city of Garfield Heights I'd like to say congratulations to our championship Bantam A-2 city champions for your efforts and success. Go Bulldogs. I believe Mr. Kordish would like to say something. Mr. Kordish is our Hockey Commissioner. He helps oversee the program on the whole. Mike, go ahead.

Mr. Kordish: Mr. Chairman, if I may. I want to thank Mayor Collova for sponsoring this proclamation resolution honoring this team. If those of you who were on Council a year ago at this time, we had our Mite Team who won the city championship. That same team this year placed or lost in the semi-finals and placed third in the city, whereas our upper end of our spectrum, the 13 and 14 year olds, won it all. Garfield Heights hockey is not dead. That facility is on a major rebirth. Right now there are 30 some teams playing in a Spring League here and our program by all expectations is going to double in size next year because of our in-house program which Mr. Dobies and his predecessor, Mr. Bukac, was on board with. Again I want to thank you and I want to thank my team for a spectacular season in both as coach this being my 26th year with the program and the supporting cast of their parents. That's what makes it all possible. It is a tireless effort on both their parts. It's a huge commitment so from the bottom of my heart I want to thank the players and again, thank you, Council. Thank you.

PRESIDENT GERACI: OK. Thank you very much.

CLWN MAHONEY: Mr. Chairman, I'd like to make a motion to waive the 72-Hour Rule on Ordinance 21 please.

PRESIDENT GERACI: Roll call on the motion to waive the 72-Hour Rule.

AYES: 7

PRESIDENT GERACI: That's on the agenda.

CLMN DUDLEY: Mr. Chairman, I'd like to make a motion that we take Resolution 15-2010 out of order.

PRESIDENT GERACI: Roll call.

AYES: 7

RESOLUTION NO.: 15-2010

A RESOLUTION BY THE MAYOR AND COUNCIL ON BEHALF OF THE RESIDENTS OF THE CITY OF GARFIELD HEIGHTS HONORING THE MEMORY OF LULLA MARY BAKER AND EXTENDING SINCERE CONDOLENCES TO HER FAMILY.

Moved by DUDLEY to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, I would like to have the family come forward and I'd like to mention for the individuals that had never gotten to know Ms. Lulla Baker. I met her maybe about five years ago, she was one of those individuals whenever you have something going on in the community you could always depend on her when something had to be cooked, you know you could depend on her. She was a great woman and she gave freely of her time. She done everything she could to help that community and if you had about five more people like her in the community you know you'd have a much better community than what you have now. I was proud to know her as an individual but most of all we were proud to have her as a friend. For that I say thank you to the Baker Family. With that I vote Yes.

CLWN MARINCIC: My sympathy and condolences. The city was blessed to have her among us and she will be dearly missed. I vote Yes.

CLMN NENADOVICH: My condolences to the family and I vote Yes.

CLWN SARNOWSKI: I offer my sympathy. I vote Yes.

CLMN SUSTER: I offer my condolences. I vote Yes.

CLWN MAHONEY: I, too, offer my condolences. I vote Yes.

CLMN VAUGHN: I offer my condolences and also vote Yes.

AYES: 7

CLMN DUDLEY: Mr. Chairman and Council Members, I would like to request that you allow me to step over to the family and present them with this. Thank you. This is the Resolution that they read.

CLMN SUSTER: Mr. Chairman, if I could, I'd like to at this time, before we start this evening's business. I'd like to have everyone stand and have a moment of silence for the two police officers that lost their lives this past week, James Kerstetter and Tom Patton.

(Everyone present stood for a moment of silence.)

PRESIDENT GERACI: Thank you, Clmn Suster.

READING AND DISPOSAL OF MINUTES:

Moved by Clmn SUSTER to accept the minutes of the Regular Meeting of City Council of March 8, 2010 as submitted. The minutes were adopted with seven YES votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

LEGISLATION OUT OF COMMITTEE: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT GERACI: We will move on to reports by the Mayor and the Directors. Mayor Collova, do you have a report?

MAYOR VICTOR COLLOVA: Thank you, Mr. Geraci and Council. Before I get started on the report I want to recognize. Last Council Meeting we started a program with the School Board where we invited some students up to take part in the City Council Meeting. Today we have four young people here and they are Lauren Kukwa, Kaitlyn Lubrano, Mike Lunger and Ryan Palmer. I think Kaitlyn and Ryan are seated at the head table. I want to thank you very much for joining us again tonight. There's a couple things I want to say. First off, looks like a very festive audience tonight. It may last a little bit longer than normal so at any point in time after your report, if you have a report, you're more than welcome to be excused. OK?

With that said I want to say after the last Council Meeting I received numerous calls from residents, from School Board people that thought this was a great idea and they thanked me and I accepted the praise and you know it's really nice when they tell you you did something good. Unfortunately it wasn't me and it's only right that I recognize the person that really thought of this. That was Gene Glenn. Gene I know is in the audience somewhere. Gene came up with this idea. It was a great idea. Gene is very much of a community activist and we appreciate it, Gene. Thank you very much.

Getting on with my report. First off, last Council Meeting I spoke about a brand new library coming into Garfield Heights. It was a great evening to talk about it, everything was great that evening until the next morning when the County called me up and said what the heck are you doing? Obviously it's supposed to be not revealed yet. It would have been nice if somebody told me that. What the real deal is that it has to go through quite a few channels before it's approved totally. It looks real good but there's nothing definite so I certainly apologize to all those people that got in trouble for me making those remarks. I'm looking forward to the new library.

I also want to take a second to give my condolences and share the city's condolences for Officers James Kerstetter and Tom Patton, who both lost their lives in the line of duty in the last few weeks. It really makes you think. When you think about the job that our young men and women do out there as police officers. You never know what's going on from one day to the next. I have to be honest with you and I know I've said this before but I have in the Mayor's car, a police radio and I hear the calls that are coming in and you just can't believe the situations that they find themselves in. I hear about them chasing somebody through the backyard. I hear about somebody getting off the freeway and had a gun in the car, etc. It's amazing what they do and I have to tell them and I wish they were here to hear it and I'm really proud of them and I know the whole city is proud of them. We got a great police force. We got a great Fire Department We got a great Service Department. I did want to give my condolences to those police officers.

The next thing I wanted to talk about is the grass cutting program. I talked about the grass cutting program that's going to be going into effect very shortly. I've talked about the vacant homes where this was going to take place. But I neglected to mention that this is also going to take place with occupied homes. If people are not taking care of their yards we're going to go in there and take care of it for them. We will notify them and we'll give them ample notice but we're going to go in and do it and they're going to pay a dear price for it.

It's not going to be cheap. The price is going to be \$200.00 depending on what we have to do so I want to make sure that everybody understands that. It's going to be not only the vacant homes but also the occupied homes.

The other thing I want to take just a minute on and it's really hard to get into this because we saw some great young kids up here that are really special to the city. But I want everybody to understand and hopefully this will go into the paper, since the good weather broke every day I'm getting reports about kids hitting the streets, fighting and causing some holy terror. We're not going to let the kids--the bad kids in this community--ruin this community. It's not going to happen. We are going to be very aggressive in bringing these kids in. We're looking at legislation right now that has been stopped before because of a Court ruling. We're looking at legislation to make parents responsible for their kids. If it's legal to do it we're going to do it because we have to put a stop to this before it gets going. So it's a small part of our community. Most of the kids are doing great. We're going to get some youth programs going as soon as we can to help them have something to do. I want everybody to understand that this city will not tolerate that.

Moving on to something that's a little bit sad for most of us and I think very joyful for one. My secretary, Mayor Longo's former secretary, Peggie Sikon, after about 25 years (I'm sure I've got the years wrong) is retiring. She's leaving in April. She has done an outstanding job. I could not have gotten this far without her. She has been an unbelievable tool for me. I'm going to be sorry to see her go but I'm also going to be happy to see her retire and do some things that she really wanted to do. She's been the Mayor's secretary for over 25 years and she's done a great job. She will be replaced by a young lady that started her career here I believe working part-time at the Rec Center. Her name is Jennifer Brooks. She started in my office today. She had originally started about a month ago in the Finance Department. I believe that as long as she keeps Peggie's phone number handy she's going to do a great job.

With that said I'm going to move into the ordinances and resolutions and I want to start with Ordinance 19-2010. This is a new rubbish ordinance different than what has been presented the last two meetings. The reason it's different is because we listened to the concerns of the residents at the last two meetings. There were two major concerns. The first one was that doubles were only getting paid for single prices. It came out at the last meeting that double people should pay because there's two families living there. They should pay \$15.00 each. We are doing that. That is in this new proposal. The second thing was some of our residents wanted to see. I kept saying that this will be looked at and if we don't need the money we will stop the rubbish fee. That was not in the ordinance. It was asked to be put in the ordinance and it is now in the ordinance. Those are the two things that the community came to the Council Meeting and brought up as their biggest concerns. So those concerns should be taken care of. We will be reading that into the legislation and voting on that today. There's Ordinance 20-2010 and all this is is that when the contract was re-negotiated for concessions last year there were two concessions given that were omitted from the contract. All this is is to change the omissions and put the concessions in so everybody's on the same page. We all knew about the concessions but they are now in the contract written that way. We will be passing that tonight.

The other resolutions, number 20 and 21 talk about a special use permit for two Internet cafes that are looking to come into the city of Garfield Heights. One is going to be on Turney Road. I don't have the address I think it may be in the ordinance? I think it's on Oak Park? Is that right? Shady Oak? 5637 Turney. The other one is where the old Denny's building is in Garfield Mall. Those are two Internet cafes looking to come in. We also had a social club that wanted to come in to Garfield Heights and actually set up shop here. That is about playing cards. You may have been reading something about that? When these Internet cafes came in to the city to talk to us about what they wanted to do we weren't too sure about what it was all about. So we had a couple of undercover police officers go out and check the sites. Myself and the Law Director, Tim Riley, went out to check out the sites. We also had some of Council check out the sites to see what it was all about. We had the Chief of Police talk to the Attorney General to find out the legalities. We had our legal department check into the legalities. Everything that we got through the Attorney General and through the Courts was this was a totally legal establishment. Internet cafes. So that was the legal ruling we got on it.

When we went out and looked at it I presented it at a Zoning Meeting what I saw because there is some perception that this is going to generate some kind of bad people, bad traffic. We went out there to take a look at it. We didn't see anything like that. The first time I went in there Tim Riley and I went out there trust me what I tell you if it wasn't for Tim Riley I would have been the youngest person in the place. I'm 62. It was 95% women. They were there on the machines playing the sweepstakes that's there. It would probably take me a half hour to 45 minutes to tell you what it's all about. I'd be more than happy to do that because this is not going to be passed today. It's going to go on to the next meeting so everybody has a chance to talk about it. The difference between this and the social club. When a social club came in we thoroughly checked that out. We believe the social club will bring in exactly what some of the residents perceive the Internet cafes will bring in. We stopped them due to the zoning. They were completely up and running and ready to go. They were ready for three weeks. We stopped them. It doesn't matter how much money they put into that or invested into that because we don't believe this is right for the citizens of Garfield Heights so we're against it. The Internet cafes present a totally different atmosphere. A totally different story. This is a place that if my wife or my daughters said they were going to go there I wouldn't bat an eye. And I don't like my wife and daughters to go shopping at night. I'm that kind of a person. So I think there's a lot of perception out here. We have some of the people from the Internet café here today that would be more than happy to answer the concerns I'm sure we have some concerns here. I want you to know that myself and all but one of Council saw no problem with it at all. The one person in Council that wasn't happy about it, I think I haven't told her yet, but I'm going to have them put up purple curtains and she might change her mind so we'll see if that works. We'll get into more of that if you would like?

Resolution 22-2010. We're talking about some new laptop computers to operate the mobile data terminal for the Garfield Heights Police Department. The cost of this is \$33,000.00. We are getting a grant for \$25,000.00. The cost to the city is only going to be \$8,000.00 so it's something that we need and we're getting at a great price. I urge passage on that.

Resolution 23-2010, Every four years we have to put a committee together a Charter Review Committee together to review the Charter to see if there's any changes they would like. They meet as many times as they need to. They go through the entire Charter. At that time they present it to Council and Council takes it from there. We will be putting that committee together very shortly. That is all I have. That's my report, Mr. Chairman.

PRESIDENT GERACI: Any there any questions for the Mayor?

CLWN MARINCIC: Just one comment in regards to letting the cat out of the bag with the library issue. Remind me never to tell you a secret.

MAYOR VICTOR COLLOVA: You have to tell me it's a secret. Mr. Chairman, there's one thing I forgot. The other part of the new rubbish program that came in I talked to you about that we were charging for the doubles and we're also going to put the language in that showed that we will take this away whenever it's OK to do it. The Homestead people that are covered. Their rate is going down from \$10.00 to \$7.50. Because of the extra money charged on the doubles we were able to reduce the Seniors down to \$7.50. I know \$7.50 is still a lot of money for some of them but at least this can help a little. Thank you.

CLWN MARINCIC: Mayor, regarding the double homes. If the Senior is on Homestead and owns a double home, correct? They will be charged twice at the \$7.50 rate because their name is on the deed?

MAYOR VICTOR COLLOVA: Correct.

CLWN MARINCIC: So the whole cost for the house up and down or side by side would only be \$15.00?

MAYOR VICTOR COLLOVA: Correct.

CLWN MARINCIC: Thank you. That's all I have.

PRESIDENT GERACI: Any other questions for the Mayor? If not, we'll move on. City Law Director Mr. Riley.

LAW DIRECTOR TIMOTHY RILEY: No report.

PRESIDENT GERACI: Any questions for Mr. Riley?

CLMN DUDLEY: I have a question for you, Mr. Rilemeres comingf nw. We gote a

we can start hot patch going to street to street and become a more permanent repair. I also have the sweeper out going through the streets. Usually it takes two weeks for them to go through the whole city one time so we usually get two sweeps a month. The sewer jet is out, jetting some of the sewer lines. After wintertime. We don't put it out in the winter. We're trying to jet some spots and make sure there aren't any problems. I don't know if you've noticed the city signs Welcome to Garfield Heights are removed and we're in the process of refurbishing them in-house. I think we have about five of them done. As soon as we can we'll start putting them back up.

The last thing I have is the Household Hazardous Waste Roundup will begin at the Service Garage at 13600 McCracken on Monday April 19th and it will go through Friday, the 23rd for the first week. The second week it will start on Monday April 26th through Saturday May 1st. During the week for 7:30 to 3:00 you can bring in all the material to the garage. On Saturday we will be open from 8 a.m. till 12 noon. A lot of that stuff is paint, pesticides and things that people find. They take batteries, antifreeze, etc. So bring it down to the garage. That's all I have.

PRESIDENT GERACI: Any questions for Mr. McLaughlin? Recreation Director Mr. Dobies.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mr. President and Council Members, good evening. T-ball signups are continuing through the month of March. Signups are being taken daily 8:30 a.m. to 4:45 p.m. Monday through Friday. On Saturdays 11 a.m. to 3 p.m. So far we've had a low turnout for girls softball but that's historical. We have extended signups through this weekend, Friday March 26th, 6:30 p.m. to 8:30 p.m. and then again on Saturday March 27th from 10 a.m. to 2 p.m. If you know anybody that's interested please let them know.

As I reported last month our Hockey Booster Club had taken our Youth Hockey Team to Washington, D.C. for tournament play. Mayor Collova and I sent them off on Thursday morning March 11th about 10 a.m. There was four buses leaving at that time with the teams. There were 78 participants plus their parents. Mr. Kordish, our Hockey Commissioner, reported that although we didn't bring home any iron out of that the competition was extremely competitive and will bear fruit down the road for the experience of participating. Along with that the experience of traveling with parents and friends allowed an experience that will forge on for a lifetime while enjoying the sights of our Capital.

Lastly, if you have been by the Rec lately you will see some work going on in the pool area with the help of the Service Department we have tackled some work that has been needed for some time. Our filter house is being upgraded with new plumbing while our pool deck has begun construction of replacing concrete areas that have seen the test of time. It is also our intention to expand the green space areas to make it more accommodating to the residents. Again, I would like to thank Mr. McLaughlin, Mr. Mahoney and the Service Department for playing an integral part of what we do. That concludes my report. Thank you.

PRESIDENT GERACI: Thank you, Mr. Dobies. Any questions for Mr. Dobies?

CLWN MARINCIC: Not a question, but I would just like to take this opportunity to thank Mr. Dobies. He spoke at the Ward 2 Block Watch last Wednesday and he was quite informative and he was a wonderful speaker and the residents appreciated you being there. I wanted to thank you.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Thank you, Council lady.

PRESIDENT GERACI: I was there too. I attended that meeting in Ward 2 and I commend you, Mr. Dobies. Quite a job well done. Thank you. Any other questions for Mr. Dobies? Finance Director, Mr. Obert.

FINANCE DIRECTOR RICHARD OBERT: No report.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Absent.

BUILDING COMMISSIONER BILL WERVEY: Absent.

PRESIDENT GERACI: Any questions for Mr. Obert? Mayor Collova, any news from the Economic Department or from the Building Commissioner?

MAYOR VICTOR COLLOVA: The Building Commissioner, Bill Wervey's mother-in-law his wife's mother, passed away and they buried her today. That's why he's not here. He will have a report. He does have some things to report on and he will have that report at the next Council Meeting. Noreen Kuban saw the crowd and ran out the door. No, I'm just kidding. Noreen Kuban has the flu. She does a great job. She's here sometimes so many hours through the week it's unbelievable. If she could be here she would but she is pretty sick so that's why she's not here. She will have a report. She also has some thing for the next Council Meeting.

PRESIDENT GERACI: Thank you, Mayor. We have our two new Directors, Kaitlyn Lubrano and Ryan Palmer. Whoever cares to do first, go right ahead.

Ms. Kaitlyn Lubrano: Ryan and myself will be talking on behalf of Garfield Heights High School. Some of the projects that are going on there are SOS will be having their blood drive on March 26th. That's this Friday. They are hoping to break the record of 96 pints and there will be a dance marathon on April 1st and the money will go to the Kiley Jean Long Foundation and Pennies for Patients and also National Honor Society the Harvest for Hunger Project has a food shortage so they will be doing a food drive occurring at the high school in the coming weeks.

Mr. Ryan Palmer. Recently the sophomore class partook in the Ohio Graduation Testing which is a test needed for all students to graduate high school. Those tests we finished on Friday. In sports at the high school the winter sports season came to a close just recently. The wrestling team had seven district qualifiers and one wrestler make it to the State Tournament. Although he didn't place, he wrestled very well. The basketball team came one game away from making it to districts. The girls' bowling team qualified for districts and finished with a very good record. The spring sports season has started recently. That concludes our report.

PRESIDENT GERACI: Thank you, Kaitlyn. Thank you, Ryan. Is there any questions for Kaitlyn or Ryan? I'd like to recognize two other students that are here this evening: Lauren Kukwa and Mike Lunger. Thank you for coming this evening also. What grade are you in? Both seniors? I'd like to thank the two new Directors. Job well done. Thank you.

COMMENTS BY CITIZENS:

PRESIDENT GERACI: Now we'll move on to Comments from the Citizens On The Agenda only. This portion of the meeting is for the residents' comments on legislation only. Comments are limited to five minutes. No one can speak no more than once. Please raise your hand to be recognized.

Rick Pirrone, 11027 Granger Road. A few things, really on the financial. I know everything is written in stone so far but I'm wondering if the city really did everything that they could do to go ahead and cut the costs with residents. One thing, Mayor Collova goes ahead and says these computers are only going to cost \$8,000.00 because you're receiving grants. I just wonder how much it cost the city of Garfield to go ahead and light city hall this past December? I know you took office December 1st so it wasn't your doing but when you're running in the red and you need to cut costs you need to cut costs. Small costs make big results. When I was in kindergarten it went 1, 2, 3, 4. It didn't go 1, 2, 1 million.

At any rate, the Internet cafes. I've never been to one and I won't even patronize these but I don't understand why the facilities that were selected. One of them I could be somewhat in agreement and that's the Denny's facility. But we have a building on Warner and Canal Road that's been vacant for about five years—the old Pesano's Restaurant which would be ideal. It's by a bar. It's away from residents, it's away from children. Did anybody talk to these entrepreneurs about that facility? The hours could be longer. It's next to the Calla Club in Valley View. The only reason I'm bringing this up is because we're saying that it's good. Cleveland P. M. Restaurant was good too but when I went ahead and talked to the Building Director in Valley View they may have lost \$150,000.00 fighting Valley View but the residents did not want a men's club in their

community. Garfield Heights I don't care if you don't want to call it gambling. You reference this to a Monopoly at McDonald's. You don't have to buy anything at McDonald's to go ahead and win anything. Are we going to be able to walk into these places and just grab a card and have an opportunity to win \$5,000.00? Are we? It's free. Still the bottom line. Franklin's Ice Cream facility is on the main drag and one resident here that spoke up a few weeks ago she did her legwork and she counted houses and there's a lot of children. Pesano's is like out of the way. I'm addicted to the Internet. I use it at home. What do you think is going to happen with families going into an Internet café?

PRESIDENT GERACI: Could you wind it up in 30 seconds?

MR. PIRRONE: Actually I'm done. Thank you.

PRESIDENT GERACI: Thank you.

MAYOR VICTOR COLLOVA: Let me respond to you, Sir, if I can, on a couple of issues. Number 1 the first issue you brought up was about saving the small money and about how much money it cost to light up City Hall. We have three companies right now, one is in the process of a survey and two more are in the process of getting started with a survey to check energy costs, to check how much we pay for copy machines. We are leaving no stone unturned. We have Johnson Controls and two other companies doing these surveys for us right now to tell us the ways we could save money and energy. In the insurance policy that was passed liability insurance today was passed at the Board of Controls Meeting. They came in last week presented it to us. We told them it wasn't good enough. They came back with about \$30.00 savings. I still wasn't happy with it but it was the best that we got from the people that gave us quotes. So to answer your question, we are doing everything that we can to put that together.

The other thing is about the Internet cafes. They're here to speak for themselves but the Internet café we went to see in Norton. If you walk out to their parking lot they're in a strip mall. If you walked out of their parking lot and crossed a two lane street and walked across the sidewalk you enter the school. It is directly across the street from the school. You could sit in the bleachers and watch the football game from where they are. This has been there for nine years. When we checked they never had a problem. We're only going by what we researched. We didn't just take a flyer on this deal and listen to a bill of goods. We actually checked into it.

As far as Cleveland P. M., the men's club, Valley View did let them in. Garfield wouldn't. Tom Longo stopped that along with Council because they wanted to go to Pesano's. That was let in by Valley View and it stood there for quite a few years until business got bad and they closed up. It wasn't the city that did it. The answer to your question is if you walked into the Internet café and said I want to play this sweepstakes and I don't want to pay any money they give you a sweepstakes card. You get the card and play the sweepstakes. You're entitled to I think one a day. I'm not sure. One for so many periods of time. I want everybody to understand that I would love to fill every empty store we got out here with a bride shop, a hardware store, a produce market. Unfortunately none of those are knocking at our door. We need business. We need business so bad you can't even believe it. But we are not going to go against our values and our morals for the city of Garfield Heights. But I do believe it's time for the city to take a step. All I hear is we don't want this business. I hear Giant Eagle telling me we don't want the convention center. Everybody tells us what's good for our city and all the other cities get these things. I understand that the Internet café there was two other cities I hear they were going into today. We could stop them from coming in because there's a perception that there may be something bad going on although it's not bad anywhere else. But eventually folks, we're going to have to say we're going to have to do something in this city. We have to get out of the curb lane and move into the passing lane and start thinking outside the box because we need revenue from business. We need to fill these empty stores. They're not going to be filled by people knocking on our doors with the bride shops. That's why I'm in favor of them, but it's Council's choice.

PRESIDENT GERACI: Are there any other residents?

Frank Semanek, 13202 Rockside Road. I want to talk about this rubbish proposal thing. There's a couple things I don't understand about it. One is will vacant houses be charged?

LAW DIRECTOR TIMOTHY RILEY: Yes.

MR. SEMANEK: So if you don't have any rubbish out there you're going to pay for it anyway?

LAW DIRECTOR TIMOTHY RILEY: Yes. It will be added to their tax bill.

MR. SEMANEK: So there's no way of getting around it even if all year round you don't put any rubbish out you'll be charged for it and pay for it anyway?

LAW DIRECTOR TIMOTHY RILEY: Yes. You will be because it would be an impossibility to go around and determine who didn't put rubbish out last week and who put it out next week. How do you do that? It's impossible.

MR. SEMANEK: Vacant houses you know no one's living there.

LAW DIRECTOR TIMOTHY RILEY: We don't know if they're putting out rubbish or not.

MR. SEMANEK: Foreclosures are all over.

LAW DIRECTOR TIMOTHY RILEY: Then they'll be charged.

MR. SEMANEK: As I remember didn't the city sign a new contract with a new rubbish company one or two years ago and they said they were saving a lot of money from it?

SERVICE DIRECTOR TIM McLAUGHLIN: It was the lowest bid out of six companies and actually the amount of houses they went with just charging us for 10,500 but the rubbish costs over \$1.6 million.

MR. SEMANEK: How much was saved?

SERVICE DIRECTOR TIM McLAUGHLIN: It was the lowest bid that we got out of six companies.

MR. SEMANEK: I mean from the previous company?

SERVICE DIRECTOR TIM McLAUGHLIN: There wasn't any savings but it was still the lowest of six companies that bid. Yeah it went up again. I don't know if Mr. Obert knows the prices. He might be able to tell you.

FINANCE DIRECTOR RICHARD OBERT: \$155,000.00 plus a fuel charge. It's the first time we got that. So as gasoline and diesel go up, our bill goes along with it monthly.

MR. SEMANEK: Last year gasoline did drop to \$1.98 a gallon. Now it's up. I think this rubbish charge is the wrong way to go. If you want to raise extra money you raise a lot of extra money with these red light cameras and all these other cameras you're going to be putting up to raise revenue. I think you should consider other ways instead of charging every citizen in the city whether they put a tiny bag out or they put 16 garbage cans out. Will those people who put more garbage cans be charged more? You should rethink this rubbish charge. I think it's a bad thing to put extra money on us citizens. A relative question, how much money is the city getting from the grant from NOPEC this year?

MAYOR VICTOR COLLOVA: It's in the range (don't quote me) of \$170,000.00.

MR. SEMANEK: It could be more. Do you know where that money's going?

MAYOR VICTOR COLLOVA: It has not been determined where it's going yet but there's a lot of use for it in the city.

MR. SEMANEK: I understand that their rules are the cities that are in more dire need get more money. That's their rules in NOPEC.

MAYOR VICTOR COLLOVA: Our understanding is any city that is in fiscal emergency that the money can in fact go into the General Fund. I don't know about getting any more money but we're going to get the max we can get. I guarantee you that.

MR. SEMANEK: I think that much should be put towards the rubbish fees. I think you should do everything you can to save the citizens money. With everything else going up, for the city to be oppressive with extra charges for citizens, they're not looking out for the citizens that way.

PRESIDENT GERACI: Thank you.

Maria Murphy, 4944 East 88th Street. First of all, I'm speaking on the ordinance for the limitation of cats on a property. It is a big issue to a lot of people and I understand that it's part of my own life everyday. I would like to ask you guys first does anybody here own a housecat or has owned one? OK. If something God forbid would happen to you and that cat were put out on the street, the ordinance that you guys are voting on would include that cat so if that cat is friendly or can be rehomed it would be trapped and euthanized. There would be no way around that. I would like to bring up a few facts and that's because I would like to have this tabled so we could talk to you about some solutions as far as trap, neuter, release and maybe get around making this a tax issue because I can guarantee you you take all of the cats out of Garfield Heights by euthanizing them you will be having double the problem next year and you'll be asking the citizens for more money for the services that are to trap the cats and euthanize them. A pair of breeding cats can have two or more litters per year and that can produce approximately 420,000 offspring in a seven year period. Statewide more than \$15 million is spent by control agencies and shelters for cat-related expenses. I don't think that any of the taxpayers want to shoulder that burden. There are ways around that. There are many programs. I for one would be happy to talk to someone about those. Studies have proven that trap, neuter, release is the single most successful method of stabilizing and maintaining healthy feral cat colonies with the least possible cost to local governments and residents. It does minimize the population so would we be able to table this and get the proper people to talk about alternatives? Or would you rather come back here next year and be asking for money to euthanize a bunch of cats? Where are they being euthanized at by the way? Where will they be turned into? How much does it cost to euthanize a cat?

SERVICE DIRECTOR TIM McLAUGHLIN: They are not euthanized here. They are euthanized at the County in Valley View. I do not have a price.

MS. MURPHY: We need numbers on that. That's a lot of money. We could get trap, neuter release for \$10.00 a cat.

MAYOR VICTOR COLLOVA: Let me ask you a couple of questions. Do you live in Garfield Heights?

MS. MURPHY: Yes, Sir, I have for nine and a half years.

MAYOR VICTOR COLLOVA: OK, thank you. The thing that I want to ask you, because I have a cat myself, OK? Council did not get together and say you know what? Let's see if we can go after the cats. What happened was residents got a hold of Council saying that we have a cat issue in Garfield Heights. This came from the residents, not from Council. The question that I have is let's say what would you consider would be a good number you could have? 50? 60? What would be your number?

MS. MURPHY: We're talking about property correct? So we're talking about stray cats? That don't have a home?

MAYOR VICTOR COLLOVA: We're talking about cats in people's homes.

MS. MURPHY: The bottom line is. I understand that. What about the people who are fostering cats in their house to go back out to other families? Which have been trapped, neutered, released from the neighborhood? What about those? Will you be knocking on our doors saying you have five cats, to which you are finding homes for? So we're going to charge you? I want to know how you're going to control that?

LAW DIRECTOR TIMOTHY RILEY: If you read the ordinance it strictly says somebody can have three cats in their household. OK? If they have more than three they will be cited. OK? They are not going to go in and euthanize cats. They can get rid of the extra cats. It doesn't matter. There's also provision for kittens. You can keep kittens for a certain amount of time. This mirrors the ordinance on dogs in almost the exact same way.

MS. MURPHY: I understand that but for a long time there has been a large problem. These people sitting in the front row some of them they're nodding let's get rid of the cats. They're not nodding their heads about let's limit them to this household. These are people who are upset because these cats are outside their houses, breeding, defecating, marking, that's why they're upset. They don't care that I have three cats. They want this ordinance passed because they want something done about the feral cats. I am offering a solution that's why I'd like to have it tabled to speak with you.

LAW DIRECTOR TIMOTHY RILEY: That has nothing to do with this ordinance. You were talking about stray cats.

MS. MURPHY: Yeah, I do understand the ordinance. What people are complaining of that I've heard is the number of cats in a house because people those cats go and they move out and the cats stay there.

MAYOR VICTOR COLLOVA: This ordinance calls for how many cats that you are allowed to have in your household, just like people are allowed to have two dogs in the household, this ordinance calls for three cats in a household. That's all this ordinance does.

MS. MURPHY: I understand that. I'm addressing the feral issue too.

PRESIDENT GERACI: Thank you. Any other residents?

Mary Rose Papa, I would prefer not to give my address.

PRESIDENT GERACI: Are you a resident of Garfield Heights?

MS. PAPA: Yes.

PRESIDENT GERACI: Go right ahead.

MS. PAPA: I am here to protest the two gambling sites that are proposed for our community and speak for several of my neighbors. At the last Zoning Meeting Mayor Collova mentioned that he had visited as he did today a gambling site in Norton, Ohio and he found everything to be in order. On Tuesday, March 16th, the Mayor arranged a bus trip. He mentioned that before to show Council that place in Norton, Ohio, I understand on this visit they were there for approximately one half hour or a little more and this was in an afternoon. There were about eight Senior citizens patrons in the café and this all makes sense. At that time most people are at work and perhaps the Mayor forgot to mention the time that they were there? I would like to interject here that Mayor Collova, who I respect and I had a lengthy phone conversation on Friday afternoon March 19th about this issue. We both acknowledged that although we are on opposite sides of the fence that does not make us one another's enemy and at the end of the conversation I even had more respect for him than before. Personally my neighbors, myself and some people gathered here do not have anything against people who gamble, however we do not and I repeat do not want gambling in a residential area and

not practically on our front lawn. These sites are a magnet for trouble and draw many undesirable people into the community. I will explain that in a minute.

PRESIDENT GERACI: You have a minute to go.

MS. PAPA: Mr. Chairperson, in lieu of the fact that if this passes this is going to turn the residents' lives upside down, I think more than five minutes should be allowed and also the Mayor had a meeting with just the attorneys and the Council for these entrepreneurs. Those of us that were notified that live in close proximity to one of the sites, the one on Turney Road, we were not notified and asked to be there. So in lieu of those two things I ask that I be able to continue.

CLMN SUSTER: Mr. Chairman, I'd like to make a motion that we give Ms. Papa another three minutes.

PRESIDENT GERACI: Roll call.

AYES: 7

PRESIDENT GERACI: Ms. Papa, you have three minutes.

MS. PAPA: OK. I have here with me material which was gotten off the Internet on Internet gambling cafes in and around the Akron area. This was taken from Channel 3 news in September 2009 at ohio.com2010. There are 15 pages of signed and reported abuse referring to gambling parlors and Internet gambling cafes. Many of these comments are unfavorable and the complete opposite of what the Mayor and Council say they saw. I will read you a couple. By the way if Mayor Collova or Chairperson wants a copy of these things I will be happy to give them to you. Starts out here. "Legal issues questioned involving Internet cafes. If we are going to allow them to peacefully exist that is on the books. We have real concerns with the violence that is associated with illegal video gambling or gambling. We have had several homicides in our district over the years of these activities." Another comment. "You will never see a well to do person in these joints." Not my language. "They are a sucker bet for stupid suckers." "White trash madness hope they are successful in running them out of town. Once Akron moves in and takes us over kiss us good bye and we will be just as bad as Kenmore apparently a place where Internet cafes are now. The last thing a good business owner wants is to invest his money in a place next to one of the trash bins." Mayor Collova, Council Members can you definitely tell us this won't happen here? We feel this certainly is a formula for trouble and then you have the schools and the school children that must pass these establishments. The truth is parents have the right to send their children to school and to have the peace of mind to reside in our homes and properties without some unsavory character approaching. Will our children become sacrificial lambs? Mayor Collova, Council Members, we voted you into office and a democracy is of the people, by the people and for the people. I repeat Internet gambling does not belong in a residential area. The truth is the property values of homes.

PRESIDENT GERACI: Ms. Papa, could you wrap it up a little bit? Thank you.

MS. PAPA: I have three fourths of a page. Thank you.

PRESIDENT GERACI: OK.

MS. PAPA: The truth is one of the duties you have is to protect us. We don't feel very protected right now. The truth is we and those of us that live close to these sites have been thrown under the bus and become the sacrificial lambs in these issues. The truth is it is very difficult to pull out of our driveways on to Turney Road. Who will resurrect a traffic light and other issues? I will wrap up.

CLMN VAUGHN: Mr. Council President, could I respond please?

PRESIDENT GERACI: Go right ahead.

CLMN VAUGHN: Are you done, Mary Rose?

MS. PAPA: No.

PRESIDENT GERACI: You need to wrap it up.

MS. PAPA: OK. The truth is if these entrepreneurs want this spot so badly especially the one on Turney Road, why don't they make us an offer to buy our homes? We'll sell our homes. The truth is the cities that have allowed these Internet casinos to come in are very much on the decline. My last statement to you. The truth is Council Members if you pass this and allow our neighborhoods to be ruined we the citizens of Garfield Heights will hold you accountable. Thank you.

PRESIDENT GERACI: Thank you, Mary Rose.

CLMN VAUGHN: Mary Rose, could I have your attention for a few minutes please? I wasn't in favor of this until I did some investigating and I did go on the field trip last week as I shared with you, OK? This wasn't a bad place at all, Mary Rose. We talked to the police chief down there. They have not had any problems and I believe the Mayor and the other Members of Council can back me up on this. It was right across the street from the high school. The building was neat. It was clean. I have not heard from one other business up there. Have we had any complaints from the other businesses surrounding? You've had none. I've had none in my Ward. I have to agree with the Mayor on this.

MAYOR VICTOR COLLOVA: That's unusual.

CLMN VAUGHN: That we have to bring some new business. I've met personally with the group that's coming into the one in my Ward and I believe these young men aren't going to have any type of issues or they are not going to tolerate it. I've talked to them. I believe what they're telling me. I went down there. I investigated. As a Councilman for Ward 7, that's my job is to investigate and find out for my Ward. I don't want this I'm not that far from this place. I've got kids. I want what's best for Garfield Heights and right now, Mary Rose, I hate to say this but this is one business that wants to come to town and I am in favor of it. I will agree with Vic Collova on this one.

MS. PAPA: You want what's best for Garfield Heights? What about what is best for its citizens? Would you buy my house right now, knowing this is going in right across the street?

CLMN VAUGHN: If I could afford it, Mary Rose, I would.

PRESIDENT GERACI: Time's up. Any other citizens?

David Mays, 8250 Green Drive. I am one of those people who own a two-family home. I will wind up paying two rubbish bills. You know what? I don't care. As long as it helps keep the police department and the fire department here they can charge me for three homes. The next thing. I own dogs. I own cats. I had to have my cat put down. She was 17. I have no problem with somebody owning 20 cats. Keep your cats in your house. I don't want to see them roaming the streets. This catching and fixing isn't the problem. It's the people who let their cats out all night long. So whatever you have to do to get rid of them please do.

PRESIDENT GERACI: Thank you, Mr. Mays.

Michael K. Campbell, 4733 Horton Road. I am talking about the pay for trash removal. We are the fourth highest paid taxed in Cuyahoga County. Now we're going to pay for our tax removal. We've hired a payroll person for our city who is being paid \$49,000.00. The County pays \$33,000.00 for that job. Quite a

difference. I also own a double. You're going to take the money for the garbage whether I have it rented or not. How will you know if it's rented or not? Or are you just going to take my money? I would also like to know have we looked into furlough days? That is what the County does.

MAYOR VICTOR COLLOVA: May I respond, Sir? Are you through? Your name was Mike? I don't know if you had an opportunity to see the first Council Meeting that was televised? I went through these numbers. I don't have them in front of me but I'm going to try to make some guesstimates. It should be pretty close. The person that we hired for \$49,000.00 replaced a person that was making \$57,000.00 or \$59,000.00. Just so you know that, OK?

MR. CAMPBELL: It doesn't matter.

MAYOR VICTOR COLLOVA: It does matter. The second thing is we as a staff at Garfield Heights took a 40% cut in pay. I've said that twice before. That amounted to \$177,000.00 savings.

FINANCE DIRECTOR RICHARD OBERT: \$737,000.00.

MAYOR VICTOR COLLOVA: That's right. \$737,000.00. The other thing that we did is not replace. We are at such a skeleton crew you couldn't believe. We have Service Department people that can't do all the work only because they don't have enough numbers because I'm asking them to do extra things. We didn't replace those people. We saved \$1.4 million. We no longer have an architect on staff. That was \$30,000.00. We hired an Assistant Law Director at \$40,00.00 to stop us from paying \$100,00.00 to \$200,000.00 in costs for outside attorneys. We have taken every measure possible and you want to know something? The State tells us it's not enough. The State is not asking us to do something. The State is saying by April of this year, which is a couple weeks away, we have to either charge for rubbish, we have to reduce the tax credit or raise the taxes or we have to lay off police and fire. Until we get to that \$1.6 million deficit. These are the three choices we have. We don't have any other choices. We're saving close to \$3.5 million in cuts and we're still \$1.6 million short. So I wish I could tell you, Sir, I think you're right because we are the fourth highest taxed. It's wrong and I hope that someday we can correct that. I would love to be able to say you know what? I think you're right. For anybody here we're not going to do it. The heck with it. We can't. That is not an options given to us by the State. This is the hardest thing for everybody to understand. We're in fiscal emergency. They're demanding that we do something and am I correct, Dick, is Tish coming in Wednesday to find out what happened today?

FINANCE DIRECTOR RICHARD OBERT: That's correct.

MAYOR VICTOR COLLOVA: Wednesday we have to say whether this passed or it failed and if it fails they will do what they have to do to make up the \$1.6 million. Maybe you think that layoffs are better? Maybe some people do? Maybe some people think taxes are better? But as a group this Council got together and a majority of this Council said we have to act because if we don't we'll lose police and fire. That is why we did it. I don't disagree with a thing you're saying, Sir, it's terrible that we have to do it. We have no choice.

MR. CAMPBELL: I do have one other question. There is a vicious rumor going around that Garfield Heights may be accepting Cleveland Public School people?

PRESIDENT GERACI: That's not on the agenda. Thank you, Mike. Anybody else?

Steve Prokay, 9801 Sladden Avenue. First of all I'd like to ask Clmn Vaughn. I noticed that your legislation was on the paperwork for the original garbage. Is that correct?

CLMN VAUGHN: Yes, it was, Sir.

MR. PROKAY: I notice the last meeting I attended that you made a vote for the raising of the garbage fee for Garfield you voted No? Correct?

PRESIDENT GERACI: Steve, excuse me, we're changing the tape so hold on one second, please?

CLMN VAUGHN: I make a motion that we take a break at this time. Five minutes.

PRESIDENT GERACI: Roll call.

AYES: 7

(There was a five minute break at this time.)

PRESIDENT GERACI: I'm calling this meeting back to order. Mr. Prokay, five minutes. No longer. I'm going to stick to it this time. Whoever decides to speak this evening is going to be held to five minutes and no longer and I want that understood right now. Let's go.

MR. PROKAY: Clmn Vaughn, as I said before your name is on legislation and of course when I was here at other meetings I understood that vote was No on your behalf and seeing that no other Council Member or Mayor or anybody else felt like it was necessary to ask you why you voted No, I would like to ask you if you could tell us why you voted No?

CLMN VAUGHN: First of all, I'd like to clarify that I voted No twice. The Mayor and I sat down two weeks ago and we had a very long heart to heart, about an hour. I hope he understood where I was coming from. I understood where he was coming from. I am the Councilman for Ward 7. I represent the people of Ward 7. When this came up in Caucus I agreed to it so that it could be brought forth and it could be talked about. I did not want to see something passed on one or even two readings. I wanted three readings so that everybody could be aware. Mr. Collova told me that yes, he was going to do three readings. I took him at his word. I'm new at this. This is my first term. It's new for him. As I referred to before, this is our rookie year. At the same time from what I saw in the past few years coming to Council Meetings nothing was ever given three readings. It was wham, bam, thank you ma'am. So that was one reason. As I went back to the people of my Ward I received numerous phone calls from people that asked me not to support this. They were the people of my Ward. I heard from Senior citizens who couldn't afford it because of the Social Security, etc. and yes, there are people in this town that can't afford \$7.50 a month. I heard from young single mothers whose husbands had left for whatever reason and were trying to make it on their own. I heard from numerous people. Those were the words that I was receiving from my people and that is why I voted the way I did. Let me tell you real quickly. I had a woman call me the other night and say Mr. Vaughn, are you still going to vote No? I said yes. She said please don't go for a ride with Mr. Collova like Dennis Kucinich did with the President.

MR. PROKAY: Thank you very much for that. Thank you for being concerned about the citizens. Even the young lady that walked up here that was in business with her own child that stood here and cried because she didn't have the money. Now I get a double whammy because I live in a double house. I thought maybe I'd pay \$7.95 but because no one lives there and I haven't been able to rent. Garfield Heights is not one of the most attractive communities, if you know what I mean? So now I have to pay the \$15.00. Mr. Collova, what in the heck is wrong with the State taking over? Instead of dwindling our community to betting parlors and having people that can't afford to pay it and raising my taxes? What is wrong with the State taking over? Let's build on a foundation of bricks. Not over here the foundation you want to build. Let's build one that's solid. We can't get back on our feet. We need to get this city going in the proper way. Not in short cuts or long cuts. There's nothing wrong with the State taking over. Especially at this time.

PRESIDENT GERACI: That's it. Wrap it up.

MAYOR VICTOR COLLOVA: May I respond? Steve, before you leave I would like to respond.

MR. PROKAY: I don't want to hear it.

PRESIDENT GERACI: Anybody else?

Linda Martino, 9717 Park Heights. I've been a resident here for 34 years now and when I moved here we had trees everywhere and it was a beautiful place. We had City of Trees, you know? We were know as the City of Homes. We were known for all these things. Well, guess what everybody? We had bars on every corner, We still do. Does that mean the whole city's full of drunks and no goods because we have that? We sell

cigarettes in all the stores. Does that mean everybody's blowing in bad smoke? I mean, come on. Wake up. We need to be a city with revenue. We've passed on revenue for so many years that now we are in this state because of it. We need to open our eyes and let things come into this city so that we can have money to exist. Las Vegas doesn't seem to be doing too bad with its gambling. I don't think two parlors are going to hurt us any. Whatever it takes we need to have businesses come in here and not push them away like we have for the last 30 years. Whatever it is let it come in. Let them build here so we can get their tax base. We need the money. The trees are all gone, cut down on my street. I've got about eight left. There was 45 when I moved in. Everything's gone. We need to rebuild. That's the only way we're going to do it is with revenue coming in. If it's not going to come from them it's going to have to come from us.

Steve Sanducci, 4762 Rockwood Road. I have three basic questions for Council on this cat issue. Would they consider in lieu of the three cats per house law, a mandatory spay/neuter law? What about people who have foster homes for cats? That is cats that have been left out and they maintain the cats in their houses and protect those cats for a period of two or three weeks before they can find homes for them? What about fining people who if they have the cats in their house will they be fined for letting the cats out? On the gambling if you don't like gambling parlors don't go to them but don't tell anybody else how to live. Thank you.

PRESIDENT GERACI: Thank you. Anybody else?

Kathy Van Boldt, 8399 Care Drive. I'm a resident of Garfield Heights for 37 years. I, too, am wondering about the cat legislation. I want to ask where the info you got came from for determining three cats? I want to know what again about those who foster cats? In other words I give them a home three months to a year. What is the problem? I have cats. Right now I do not know if the law indicates that if you have more than three cats you will be grandfathered in and can keep those cats until such time as they pass?

CLWN MARINCIC: Mr. Chairman, can I answer a few of your questions? I'm one of the major supporters and sponsors of this legislation and it's actually the brainchild of a group of people at my Block Watch who are having so many problems with cat issues. Frankly, I've seen it personally myself. There's not a day that I don't see a dozen if not 100 strays walking around just my general area. This is not aimed at people who are taking good care of their cats. If you have four or five cats living in your house there's not going to be a cat cop coming over to check your house. Everything's going to be fine. This is aimed at people who are irresponsible pet owners.

MS. VAN BOLDT: Would I make a suggestion like the young lady first came up with it? Would you give us time instead of euthanizing to get in touch with various groups who do the neuter and spay which has been found to be the most inexpensive way of taking care of the cat problem and once the initial two years have passed you will no longer have stray cats. Those are cats that you would be trapping. You're saying euthanize? I'm saying wait a minute. If you neuter and spay them the average lifetime of a cat on the street is one to two years. So those neutered and spayed cats aren't going to be around that long, before your problem is going to cease to exist and cease to cost you a lot of money. That's what we're here about. I would like this tabled and I would like to look into expenses, etc. to see one against the other.

CLWN MARINCIC: This legislation has nothing to do with cats being put down.

MS. VAN BOLDT: They were talking so I'm just going by what I heard.

CLWN MARINCIC: There's no problem that you couldn't get together with our animal warden and discuss this because this has nothing to do with euthanizing cats. We're not asking people to euthanize their cats.

MS. VAN BOLDT: What would you do with the strays then?

CLWN MARINCIC: That's not on the agenda.

PRESIDENT GERACI: That's not on the agenda. Thank you.

Carissa Salee, 13402 Christine Avenue. I've lived here for 20 plus years. My question is regarding the new bill that we're going to be having to afford as far as the tax for trash removal. Once the city gets back into the

black is there a provision to repeal that so we don't have to pay it any further? How long do we project that to be based upon our revenue coming in? Would that be one year, two years?

PRESIDENT GERACI: It's being reviewed every year, if I'm not mistaken. Go ahead, Mayor.

MAYOR VICTOR COLLOVA: If I may, I wish it was possible to predict what's going to happen. We know that we have a good, in my opinion, forecast being that 2010 being as far as programs, people that have been gone, things that will take effect at the end of the year. What we don't know is how much more we're going to lose in tax revenue. We're losing it every month. So it's hard to predict when we'll be in the black. But we do have a provision in there that Council will review it each year and when the city no longer needs it we will not take it. It will stop. I know it's hard to believe but that's my promise and I will stick by it. This group will make sure I stick by it. I cannot predict when that will happen.

MS. SALEE: OK. I guess I should have phrased that better? As we get further and further towards the black, is there a provision to decrease the amount? Maybe people won't have to pay \$7.50 or \$15.00? Is there a way to decrease it from \$7.50 to say, \$3.50? Or any way to reduce it as the city goes into the black?

MAYOR VICTOR COLLOVA: As this ordinance was written up it reads Whereas annually upon the required review by City Council the annual assessment charges may be reduced or eliminated. That is in the ordinance.

MS. SALEE: All right. Thank you.

PRESIDENT GERACI: Anybody else?

Joe Turik, 5119 East 131st Street. All this talk tonight about the money talk makes me think that Garfield's in pretty sad shape financially. Am I right, Mr. Mayor?

MAYOR VICTOR COLLOVA: Joe, I'd say that's a pretty good assessment.

MR. TURIK: You can't answer that?

MAYOR VICTOR COLLOVA: I said that's a pretty good assessment.

MR. TURIK: Something's pressing on my mind. Just how far are we from bankruptcy? Maybe Mr. Obert can tell us? Are we going to be calling the State in and say it's all yours? How much money we got in our checking account? Are we going to be able to pay everybody?

FINANCE DIRECTOR RICHARD OBERT: We are not in bankruptcy as of this moment. The State says they are projecting exactly what Mayor Collova just said. You have a 15% reduction in the income tax. Did anybody read the Plain Dealer's article the other day in Sunday's paper? I was the guy in Garfield that gave them the answers. In two months we lost 5.3%. Add that together that's a 20% loss or \$2.2 million. So when the people I'm meeting Wednesday with, they're going out for a five year projection. They're not concerned about this year. The Mayor said we can be fine. It's the next four years. If you keep losing this money you only cut so much. If you go to our sister city, Maple Heights, they went and had a tax reduction over there on the tax on the credit, they raised theirs to 2.5%, they're charging \$18.00 a house for garbage right now. They've just about did it all. They downsized their whole city, all right? To stay afloat. We got out of the red. We were \$3.5 million in the red. We're out of it already. But the problem is what they want to see is the next four years. As a joke, I said do you have crystal ball? What's going to happen with the perfect storm? We lost a lot of money when Wal-Mart's left. A domino effect went down. Bridgeview took down 61 houses over here. We lost a lot of money on that too. In those two areas we lost \$2.2 million. It's so cut and dried, Joe. They say OK, you lost \$2.5 million in income tax. What are you replacing it with? You lost \$2.2 in real estate taxes. What do you replace it with? Reductions, you know, Mayor Collova tried. I do the schedules on this. Salary reductions we had \$737,000.00 from 19 people. They were replaced with lower wages. On the other side the non-replacement was \$1.4 million so between the two we got one of the numbers. Now where do you come up with the other \$2.2 million? No matter how much we started reducing it, it changes things around here. We're being caught right now with this. We're still going down. It's not just us, if you read the article in the Plain Dealer. It's everybody.

MR. TURIK: Everybody's going down. Everybody's having big fights. Washington DC's got big trouble down there. They spent more than what they took in.

PRESIDENT GERACI: That has nothing to do with it. Thank you, Mr. Turik. You have one minute.

MR. TURIK: You're kidding? He took up all my time.

PRESIDENT GERACI: Continue.

MR. TURIK: These politicians in Washington have been spending not only this year's income but next year's and next year's. We're in debt for the next 100 years. I wouldn't be surprised if some Chinese guy comes in and take over the whole country. It's not only Washington. It's every State. Florida is in big trouble. People are migrating out of the State where they used to go in. Other States are having big troubles too. Michigan, I understand.

PRESIDENT GERACI: OK. We understand. We thank you for the editorial.

MR. TURIK: Are you working for me or am I working for you? I thought you were an employee of mine?

PRESIDENT GERACI: I am. We appreciate your comments. Thank you

Kathleen Smith, 12005 Maple Leaf Drive. I respectfully ask Clwn Marincic if the outdoor cats are the problem why are we limiting people with the indoor cats? Also the rescue groups that are within city limits that are fostering, will they be grandfathered? Will people that have more than the three cats I don't know where the number of three came up? Will they be grandfathered in this law?

CLWN MARINCIC: I can answer a few of the questions. The number of three came up from talking to my fellow Council Members. A lot of them wanted to limit it to two. As I said before, I have a Block Watch. The residents there came to me and said please do something. What we have is a problem of people getting cats, they let them loose, they multiply and then they have eight, nine, ten cats. They let them go. What is happening is they're not responsible. What this legislation, I believed, is aimed at is mainly hoarders. I grew up in Garfield Heights. I never until the past few years saw hoarders in here and now their number is increasing on a yearly basis. These cats can't be adopted. They are so sickly. It's the saddest thing I've ever seen. I'm a cat lover. I don't want to take anybody's cats away from them. But I know we have to take small steps and try to do something to rectify this problem. As for euthanizing cats, this isn't meant to euthanize cats. This is just to make people more responsible pet owners and help them to realize that if you've got seven, eight cats running around your yard and you're not being responsible with them, our animal warden, if they get a complaint, just may stop by.

MS. SMITH: Would you be amenable if rescues come to talk to your Block Watch group so we can come up with some solution for this?

CLWN MARINCIC: Absolutely.

MS. SMITH: Could we talk after the meeting?

CLWN MARINCIC: Please. There's a woman there who's going to want to meet you.

MS. SMITH: Thank you very much.

PRESIDENT GERACI: Thank you. Anybody else?

Gerald Wasniecki, 12907 Eastwood. These amusement clubs are really as far as I can see upstart gambling clubs. Am I right or wrong? Just from what I hear this is what they are. It's not anybody up here's denying it, OK? You want money for rubbish. Who's going to be paying for it? People who can't afford it. People who have mortgages that are being lost. Senior citizens can't even afford their drugs, medications. Why should we have these clubs to give them this money when you need it for the taxes so people don't lose their houses? In the long run you're going to have a vacant house. You're going to have to tear it down. It's going to cost money, I know this is not the area where this happens, OK? I don't think we have a food stamp office from the State of Ohio right here but very close by we do. I was very surprised one time when I was near the office where they were giving the food stamps out and on the windows of the store front all coverage play the lottery. The government gives you with one hand, takes it with the other hand. Where's the profit? Let the people keep their money. Let's not get into gambling. If you don't have a program for enticing decent businesses let's get a program. If you got to do it you knock off taxes for corporations, knock off taxes for some of the home owners. You could talk to them before they buy their houses. If you want to give them a tax cut, do it. In the long run you're going to have somebody paying taxes instead of several hundred houses unoccupied, looking for trouble from kids or adults, but the problem's there. Nice prior today about helping the police. We don't want our police hurt, killed. They're family members. So let's keep the community as neat as we can keep it. I don't think that's going to cost anything. Thank you.

MAYOR VICTOR COLLOVA: Mr. Chairman, Sir, if I could respond briefly, please? First off you said that you were opposed to the tax.

MR. WASNIECKI: Yes, I am.

MAYOR VICTOR COLLOVA: I understand that. Let me ask you Sir, if it was your call? If you had three choices to make? Those three choices were to raise taxes, charge for rubbish or lay off police and fire, what would your choice be?

MR. WASNIECKI: We were told several years ago that picking up the plastic, newspapers, etc., were going to come back to the city in the form of a nice big check, maybe even a million dollars? Where is it?

MAYOR VICTOR COLLOVA: Sir there may have been a lot of things. If that shopping center would have took off, we'd have had a lot of money too but right now the State has in front of this Council, in front of this Mayor, three options that have to be made by April which is a couple weeks away. Actually in two days we have to respond. The three choices we have are raise taxes, charge for rubbish or layoff police and fire. My question is what would you suggest I choose? There is no other options. That's my problem.

MR. WASNIECKI: Mr. Mayor, may I answer that with a question?

MAYOR VICTOR COLLOVA: Surely.

MR. WASNIECKI: Before you ran for election I'm sure this cost you money?

MAYOR VICTOR COLLOVA: You're 100% correct.

MR. WASNIECKI: So what was your conclusion?

MAYOR VICTOR COLLOVA: My conclusion was we were going to have to do something and this is what we have to do. Sir, there's no magic pill. I wish there was. Do you think after being Mayor for four months I want to charge you for rubbish? Does that make you want to like me as Mayor?

MR. WASNIECKI: No.

MAYOR VICTOR COLLOVA: Certainly doesn't. And I know that. These are my friends out here that can't afford the rubbish. There was a gal here, Rose Lovano, that I've know for 100 years that legitimately can't afford to pay for it. You think that's easy to take money from them? My question is, Sir, what option? Everybody tells me what they don't want me to do. I need somebody to tell me what they do want me to do. Those are the three options. That's what the Council is faced with. I'm not trying to badger you. I'm trying to tell you what we're faced with.

MR. WASNIECKI: How do you operate your household? You cut out those things that are least important. That's what you have to do here.

MAYOR VICTOR COLLOVA: OK, Sir, that's what I'm going to do. Thank you.

PRESIDENT GERACI: Thank you.

Clifford Kelly, 12312 Eastwood Blvd. Good evening. You, Mr. Mayor, you just stated what do we want you to do. Obviously what we want at this point can't happen because we don't want the rubbish but now we're faced with what we're going to do. My suggestion is very simple. We don't have any choice at this point, but starting tomorrow we got to figure out what to do about recycling because we're supposed to be getting this money in and the city is not getting it. We have a recycle bin at the middle school for paper. Where's the money from that?

PRESIDENT GERACI: It goes to the school.

MR. KELLY: OK. But still the city can put together recycle programs that benefit the city. Where's the money for it?

MAYOR VICTOR COLLOVA: We had a gentleman here last meeting talking about the recycling. We checked into it and we are still checking into it. There is some allowances that are being made right now from our new rubbish hauler right now for the recycling, but we're still checking into that possibility because I think it is a good possibility. What I want to tell you is that first off I appreciate the phone calls and the e-mails and letters I'm getting about all the different things that people think we can do. Some of them we can, some of them we can't. But there is not a rock being left unturned to find ways to run this city more economically. Every single time somebody comes into my office, I don't care who it is, and there's not one person walks in my office says we're saving you money, Mayor. Everybody who walks in says storm water is costing this much more, electric is costing this much more, insurance is costing this much more. I negotiate with each one of them and I get the money down as far as we can. We are doing everything we can to save money and believe me the Directors are not really very happy because we're putting a lot of pressure on them to squeeze as much as we can. I do want everybody to keep and continue to tell us ways they think we can save. But I don't want anybody to think that we have an entire Council, an entire Administration and we have a State committee that is looking at ways for the city to survive. So it's not just one person. We have a lot of ideas being generated and I want the residents to continue to generate them. But I assure you, Sir, we are looking at that.

MR. KELLY: OK. Thank you, but again, it's a mandate that we have to be more pro-active in turning this city around. Thank you.

PRESIDENT GERACI: Thank you.

Glenn Hutchin, 13800 Rexwood Avenue Good evening, Council. I've been a resident here for about 35 years. The Mayor asks what do we want him to do? I want you to lay off the police and the fire. That's what

I want you to do. Why do I want you to do that? Because if you break it down in the way of money you're talking about takes, \$7.50 a month. You get taxes that you have to pay on your house. That's \$45.00 added to your tax bill. You got a tax bill of \$800.00. That's \$845.00. You don't have that extra money to put on that tax bill because it's hard enough to meet that as it is. So you lose your house. What have you got to protect? You don't need a fire department because you don't have a house that's going to burn. You don't need the police because you're not living in the house. What have you got for them to take from you? You've got it all already. That's my answer.

MAYOR VICTOR COLLOVA: Sir, first off, I'd like to tell you I appreciate the fact that at least you had an answer. What that answer of laying off police and fire was one of our options presented. That was something that could have been done. The Council decided that this would be the best way to go. That was an option and you believe that's the right option but the majority doesn't.

MR. HUTCHIN: You just asked what we want you to do. I was being honest with you. Thank you.

MAYOR VICTOR COLLOVA: I appreciate it.

PRESIDENT GERACI: Thank you. Anybody else?

Eugene Glenn, 5218 East 100th Street. I've lived in Garfield Heights 32 years. I'm in support of the garbage collection. If it was up to me it would be even higher to get us out of bankruptcy. As far as the gambling, I'm for business and if the citizens or the Council have any concerns about gambling they could always put a rider on the amendment to review. Mayor Collova's correct. There's only three options that he has. I'm going to offer this Council a fourth option. Nobody wants to lay off police or firemen. I know we need them, but what you can do and the Mayor can't is put a freeze on wages and pay increases. The Mayor can't do that by contract. He's a negotiator. They have a contract because we're in bankruptcy. We do not have money. Do this. It's an idea for you to review amongst yourselves. But it's a way to generate money. I'm offering you a way to generate money. Can you think of any better ways? Thank you.

PRESIDENT GERACI: Thank you. Anybody else?

David Harvey, Esq. Internet Escape LLC. Thank you, Council. I'm an attorney for Internet Escape LLC. They are the location that is attempting to open up on the Rockside Road location. I've heard some remarks tonight about what I believe to be unfounded concerning the operations and what the Internet Escape Cafes entail. First of all, these are very sophisticated businesses that have put a lot of time, effort and money to attempt to open up. They have multiple security cameras in place, or at least in our establishment. I cannot speak for the other establishment. Multiple hi-tech security cameras. In order to even enter into the Internet Café you must have a valid Ohio driver's license. At that point all of your information is recorded and that is associated with your Player Club card. If anything were to happen. If there was any sort of upheaval or any sort of dissidence that occurred in there that person would be immediately removed and immediately identified. I think the Council we spent some time explaining to you our operations is that we are providing a service business. We want to make the most clean, efficient attractive atmosphere that we can to make people stay in our establishment as long as they can. We are including lounges, televisions, reading carrels, people are free to spend as much time as they want on the Internet. We want the place to attract people and maintain people and this certainly includes keeping people safe. I would like to add that from what I heard from comments, nobody under the age of 18 is allowed into the establishments. You must show proper identification to even set foot in these operations. Concerning another comment that was made. You can certainly come in and get a free sweepstakes entry. This is no different than McDonald's, Pepsi or anybody else. We are fully abiding by Federal sweepstakes statutes. I think it's also important to know that there are two separate locations. I understand that Mary Rose has been. I've seen her a couple of times. We've gotten to know each other quite well. I understand her concerns. I understand that I would probably not want a

business like that in my front yard, but you have to understand and I think I have to do a better job of informing the Council that the location that is put directly into an already retail established area. The nearest school is .7 miles away. We have materials, carrel handling companies, we have other retails. We have Marc's, Save-a-lot, Big Lots. We are in a retail centered area. We are not here to try to trap kids. We are not here to try to attract any nasty or any type of bad people into your neighborhood. We are here to start a new cutting edge Internet Café that will be, believe me, something that Garfield Heights can be proud of. I represent a company of two young entrepreneurs that have lived in Cleveland their whole lives and want to remain to live in Cleveland cutting edge and bring good business to the communities of Garfield Heights and anybody else in Cuyahoga County. I want to say that I will be available after this meeting. I'll have my business card available. I welcome questions. I want to explain to anybody who has questions I'd be more than happy to give my time tonight.

PRESIDENT GERACI: Thank you. Anybody else? We'll move on.

COMMITTEE REPORTS: None.

PRESIDENT GERACI: We'll now move on to Ordinances and Resolutions.

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO.: 12-2010

AN ORDINANCE ADOPTING SECTION 505.26, OF CHAPTER 505 ANIMALS AND FOWL OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS RELATIVE TO THE MAXIMUM NUMBER OF CATS PERMITTED WITHIN THE CITY OF GARFIELD HEIGHTS.

Moved by MARINCIC to ADOPT ON THIRD READING:

AYES: 7

PRESIDENT GERACI: That passes 7-0.

ORDINANCE NO.: 13-2010

AN EMERGENCY ORDINANCE ADOPTING SECTION 913.08 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS RELATIVE TO THE COST OF GARBAGE, WASTE, RUBBISH AND REFUSE COLLECTION.

Moved by MARINCIC to ADOPT ON THIRD READING:

AYES: 1

NAYS: 6

PRESIDENT GERACI: That fails.

ORDINANCE NO.: 19-2010

AN EMERGENCY ORDINANCE ADOPTING SECTION 913.08 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS RELATIVE TO THE COST OF GARBAGE, WASTE, RUBBISH AND REFUSE COLLECTION.

Moved by SARNOWSKI to CONSIDER BY TITLE:

AYES: 7

PRESIDENT GERACI: That passes 7-0.

CLWN SARNOWSKI: Mr. Chairman, before you go with the waive the three reading can you read the changes on this one, please? The Clerk?

CLERK: Section 1. Section 913.08 of the Codified Ordinances of the City of Garfield Heights, shall read: The cost of said garbage, waste, rubbish and refuse collection shall be borne by the property owner. The cost shall be fifteen dollars per month for each single-family dwelling unit, thirty dollars for each two-family dwelling as defined in Section 1121.35 of the Codified Ordinances, double house as defined in Section 1121.10 of the Codified Ordinances, and duplex house as defined in Section 1121.11 of the Codified Ordinances, and seven dollars and fifty cents for single-family dwelling units with a qualified homestead exemption and fifteen dollars for each two-family dwelling, double house and duplex house with a qualified homestead exemption. For the year 2010, the City shall invoice each property owner on a quarterly basis, commencing April 1, 2010. Beginning in 2011, the sum shall be collected in the manner provided by law for assessments. As required by law, Council shall review this section on a yearly basis and certify the charges to the County Auditor in time for the charges to be added to the tax duplicates and collected in the next collection year.

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

CLMN NENADOVICH: On this one, Yes.

AYES: 6

NAYS: 1

PRESIDENT GERACI: That passes 6 Yays, 1 No.

ORDINANCE NO.: 20-2010

AN EMERGENCY ORDINANCE AMENDING AND SUPPLEMENTING THE COLLECTIVE BARGAINING AGREEMENT APPROVED IN ORDINANCE NO. 60-2009 OF THE CITY OF GARFIELD HEIGHTS.

Moved by MAHONEY to CONSIDER BY TITLE:

AYES: 7

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

CLWN MAHONEY: I believe we might have skipped the Clmn Vaughn?

PRESIDENT GERACI: Did we?

CLMN VAUGHN: Yes. I voted Yes.

PRESIDENT GERACI: I apologize. Your vote's important.

CLMN VAUGHN: That's OK.

CLERK: I'm sorry.

AYES: 7

ORDINANCE NO.: 21-2010

AN ORDINANCE AUTHORIZING THE PURCHASE OF 8 NEW LAPTOP COMPUTERS AS AN UPGRADE TO THE MOBILE DATA TERMINAL PROGRAM IN THE CITY OF GARFIELD HEIGHTS POLICE DEPARTMENT AND DECLARING AN EMERGENCY.

LAW DIRECTOR TIMOTHY RILEY: Excuse me, Mr. Chairman, before we start, you read this as number 21-2010. Shouldn't it be 20?

PRESIDENT GERACI: No, we voted on 20. Roll call.

Moved by MAHONEY to CONSIDER BY TITLE:

AYES: 7

PRESIDENT GERACI: Do we have to waive the 24 hour rule? Tim?

LAW DIRECTOR TIMOTHY RILEY: I would waive the 24-hour rule.

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

PRESIDENT GERACI: That passes 7-0.

RESOLUTION NO.: 20-2010

A RESOLUTION APPROVING A SPECIAL USE PERMIT TO INTERNET ESCAPE LLC FOR THE OPERATION OF AN AMUSEMENT CENTER AT 12532 ROCKSIDE ROAD, GARFIELD HEIGHTS, OHIO 44125 (PP#543-13-010) AND DECLARING AN EMERGENCY.

Moved by VAUGHN to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 3

NAYS: 4

PRESIDENT GERACI: Move to ADOPT ON FIRST READNG. Roll call.

CLWN MARINCIC: Before I vote, I'd like to ask Clmn Vaughn, do you have any issues with this? Garfield Mall is within your ward. Do you have any problems with this?

CLMN VAUGHN: As I stated earlier, Clwn Marincic, absolutely at this time, no. I believe these young gentlemen are going to run a very good establishment and I will be watching, as will other people, and if there's an issue we will address it. But I say let's give them give the opportunity to show us what they can do.

CLWN MARINCIC: On the Councilman's recommendation, I vote Yes.

AYES: 6

ABSTENTION: 1

PRESIDENT GERACI: That passes.

RESOLUTION NO.: 21-2010

A RESOLUTION APPROVING A SPECIAL USE PERMIT TO GH123 GROUP LLC FOR THE OPERATION OF AN AMUSEMENT CENTER AT 5637 TURNEY ROAD, GARFIELD HEIGHTS, OHIO 44125 (PP#545-26-023) AND DECLARING AN EMERGENCY.

Moved by NENADOVICH to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

NAYS: 7

VOTE ON ADOPTION ON FIRST READING:

CLWN MARINCIC: Before I vote, just as with the last one, I'd like to do the same thing with this resolution and the Councilman from this ward is Clwn Mahoney. Do you have any problems with this? Do you have any issues with it?

CLWN MAHONEY: As I stated to you in Caucus, I don't have a problem with businesses coming into our community but I cannot vote on this piece.

CLWN MARINCIC: But do you have any issues with it safety wise or anything that your residents?

CLWN MAHONEY: I also with Mr. Vaughn will be keeping watch but I cannot vote on this piece.

CLWN MARINCIC: OK, so on the Councilwoman's recommendation, I vote Yes.

AYES: 6

ABSTENTION: 1

PRESIDENT GERACI: That passes First Reading.

RESOLUTION NO.: 23-2010

AN EMERGENCY RESOLUTION AUTHORIZING THE APPOINTMENT OF A CHARTER REVIEW COMMITTEE FOR 2010.

Moved by SARNOWSKI to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

PRESIDENT GERACI: That passes 7-0.

COMMENTS BY CITIZENS:

PRESIDENT GERACI: We'll move on to Comments From the Citizens. The rules are you cannot bring up anything of a first nature. You must have previously brought a problem to a Councilperson or a City Hall department. You are limited to speak only once for a period of five minutes. Please raise your hand if you want to speak.

Steve Prokay, 9801 Sladden Avenue. I did bring this up with other Council Members, I believe, mine. I'd just like to let you people know that I'm very dissatisfied that you let this garbage thing go through and this is just the beginning. The three containers that you have to purchase is just going to be more cost. I hope the people in this community remember election time.

PRESIDENT GERACI: Thank you, Mr. Prokay.

CLMN SUSTER: Mr. Chairman, I don't know anywhere in that ordinance that it says that the residents have to purchase containers.

MR. PROKAY: It will be.

PRESIDENT GERACI: Thank you. Anybody else? Last call.

PRESIDENT GERACI: We'll move on. Miscellaneous Business. Clmn Dudley?

MISCELLANEOUS BUSINESS:

CLMN DUDLEY: I just want to mention the fact like we said it wasn't an easy decision. It was a tough decision that had to be made and I for one believe that I'm not going to go into laying off the safety department or anything like that. We can't afford it. If anybody listened to the radio like the Mayor said, then you would hear my voice a couple times a week, 10:30 at nighttime and throughout the week calling the police to clear up the corners or something going on in the ward and I do drive around and check

Second of all I'd like to thank the Service Department. I know we're still temporarily patching but I appreciate you all getting up there and getting some of those holes filled for us. We had some ball busters up there too. Correction. We had some ball joint busters up there, OK? Like I tell everybody, it wasn't an easy decision. Me myself I'm just like in the same boat and I know other Members at3 Td[iiu the w.Td(e caners)TJ0.0008 Tc 0

CLMN SUSTER: First of all, I'd just like to wish everybody a Happy Easter. At the beginning of the meeting I asked for prayers for the two police officers that were killed this past week. The reason that this is close to my heart is that my son-in-law just retired from the Cuyahoga Heights Police Department after being there for 30 years and now I have a grandson that is waiting for an appointment to become a police officer. I heard the gentleman come up a little bit ago and say that we should layoff police officers and lay off fire fighters. If we thin those two departments out and there's a call and only one police officer can respond or maybe two or three if we hadn't laid people off and we come up where we are putting our residents in harm's way, we're not doing our jobs. The rubbish thing is something that the Members of the Council at quite a few meetings have pondered over this whole thing. It's not something we wanted to do. I'm on a fixed income. I'm retired. But there's ways that I'll find to come up with the money for it. Even as far as the cafes go. I told Rose that I was not in favor of them until last week when we took a ride and we went down to Norton and we took a look around, etc. I couldn't see anything wrong. I'm looking forward to having them here. I might not go in there to play but it will help out the city. With that that's all I have.

CLWN MAHONEY: There's not much I can say that my colleagues haven't already said other than from my family to yours a very blessed Easter season.

CLMN VAUGHN: Again, I don't think we're going to regret these Internet cafes coming and as just a side note, we just didn't go to the one in Norton. We traveled all over Norton that day. So we saw the community quite well. We got lost. Let's give this a chance. I believe when Ms. Mahoney says she's going to be watching it in her ward I will definitely be watching in my ward and let's watch. I'm sure this might work out for all of us. Everybody have a Happy Easter. Spend time with your family. With that I suggest Mr. President, I make a motion that we adjourn this meeting.

PRESIDENT GERACI: Roll call.

AYES: 7

PRESIDENT GERACI: The next Council Meeting will be April 5, 2010. Meeting adjourned

MEETING ADJOURNED AT 9:30 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Frank J. Geraci, Jr., President of Council

Barbara Molin, Clerk of Council