

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, June 8, 2009

MEETING CALLED TO ORDER AT 7:00 p.m. by President Frank J. Wagner.

INVOCATION BY: Councilman Joseph Suster

ROLL CALL: **PRESENT:** President Frank J. Wagner
Council Members Dudley, Marincic, Liotta,
Sarnowski, Suster, Mahoney, Otero

READING AND DISPOSAL OF MINUTES:

Moved by Clmn SUSTER to accept the minutes of the Regular Meeting of City Council of May 11, 2009 as submitted. The minutes were adopted with seven YES votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

LEGISLATION OUT OF COMMITTEE:

CLMN SUSTER: Mr. Chairman, I'd like to remove Ordinance 27-2009 out of the Finance Committee.

PRESIDENT WAGNER: Would the Clerk please read the title?

ORDINANCE NO. 27-2009

AN EMERGENCY ORDINANCE AUTHORIZING THE EXECUTION OF THE LABOR AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND LOCAL 2729 AND COUNCIL 8 AFSCME, AFLO-CIO.

PRESIDENT WAGNER: On the motion by Clmn Suster to remove from the Finance Committee and place on the agenda.

AYES: 7

PRESIDENT WAGNER: Ordinance 27-2009 has been removed from the Finance Committee with seven Yes votes.

CLMN SUSTER: I don't know whether we need to make an amendment or what? I think in the future with this AFSCME contract and any other contracts that we have with the work force of the City of Garfield Heights we should have at least one example. For this one it would be Exhibit A which is a copy of the agreement that we have with the carrier of the insurance. Would we make an amendment? Or would that just be done in the next contract?

PRESIDENT WAGNER: Mr. Mack, this contract itself alludes to the Exhibit or no?

LAW DIRECTOR DAVID MACK: As far as I know it does. Yes. But it was not attached as I recall last time.

PRESIDENT WAGNER: Correct.

LAW DIRECTOR DAVID MACK: As we normally did in the past. I don't negotiate the contracts but normally they're not put up as part of the deal because everybody pretty much knows what they are. It's the insurance for the employees.

PRESIDENT WAGNER: Councilman, you're entitled to make the motion to amend that to add that if you like.

CLMN SUSTER: I'd still like to make an amendment.

PRESIDENT WAGNER: You'll do that when it comes up for a vote?

CLMN SUSTER: Correct.

PRESIDENT WAGNER: Thank you. So the public's aware, also on tonight's agenda is Ordinance 27-2009 which the Clerk just read the title. So that will also be before the Council this evening. Moving on to the reports of the Mayor and his Directors. Mayor Longo?

REPORTS OF THE MAYOR AND DIRECTORS:

MAYOR THOMAS LONGO: Good evening, Mr. Wagner and Members of City Council. I am withdrawing Ordinance 36-2009. From Committee Council has taken out Ordinance 27 which is the AFSCME contract and we also have on the agenda Ordinance 29 which is the fire contract. We need these passed. They cannot implement the changes in the hospitalization without these contracts being approved. You just mentioned the hospitalization. It took us a while to get all that together but they should have that. Ordinance 30 revises our contract with the Cuyahoga County Sanitary Engineer to include maintenance on our city storm lines. We've had a contract with them for probably 50 or 60 years and they take care of our main sewer lines so this would allow 20% of the funds that are collected to be used for storm, water and with all the changes that are taking place from the Feds on storm water management this is a nice little option to have. This change has no impact on things the homeowners are paid or are paying now so it's a good cost-effective business practice. I urge you to adopt that and then the County Commissioners have to approve it so 20% of everything that's collected would go to a storm fund. We can address the miscellaneous things that come up with storm lines. Ordinance 31 provides for the reconstruction of Rockside Road. This will be a two to three year project. The City obligation is for \$125,000.00. There would be some miscellaneous engineering costs. It's about a \$5 million project. It's really very good for the City once the project is approved and we're down the road. Nothing's going to happen this year but some things might start to happen in the spring of next year, accurate costs will be identified so this is a good deal for the community. Ordinance 32-2009 updates our Codified and if you have any questions Dave Mack can address those and they have done a very good job of keeping our Code updated with changes in State law and any ordinances that have been passed by City Council. Ordinance 39 accepts the dedication of Creekside Drive in the Valley Ranch Estates. We're already snowplowing, fixing whatever needs to be done there so this is just more or less a housekeeping type of transaction so it is our responsibility and it's time we assumed it formally. Ordinances 34 and 35 are converting notes to bonds and it cleans up the miscellaneous activity that we have on our books for the notes and it sets them up on a paid out schedule. Dick Obert has been nurturing these notes and bonds for some time. Every other day I hear him talk about another conversation that he's had. Your approval will start the process to pay the debt off and if you have any questions Dick can address those questions. These things have to be done this way because we can't come up with the \$6 million to pay this stuff off. We don't have that kind of cash around, as you all are aware.

The City's Financial Recovery Plan is now being implemented with Resolution 21-2009. The legislation limits our deficit without and I'll repeat without increasing taxes or across the board layoffs. I read comments by Clwn Marincic that she's opposed to this part of the Financial Plan. She said it was penny wise and pound foolish. She offers no alternatives of substance therefore there's two choices that are left. Either you're for across the board layoffs which would decimate the City's operation or a large tax increase. So we're looking for ideas. On the other side of the coin, Council President Frank Wagner was against the traffic cameras. He described this program as another penalty on tax payers who are hard pressed by the economy. The fact of the matter is traffic cameras whole program is a way to reduce accidents and it penalizes those breaking the

law, not the average citizen. But again, we're looking for alternatives and I don't hear any. Again we're back to either you lay some people off or you get a tax increase. For months we have been looking for/requesting ideas. Some Members of Council have come up with some really great ideas. Not where's your Plan, Mayor? Then here's what we do not like. After it's been approved. Where are the alternatives that avoid layoffs or a tax increase? It's time to move on and implement the City's Financial Plan. This concludes my report.

PRESIDENT WAGNER: Any questions of the Mayor?

CLMN OTERO: Mr. Chairman, I just want to make a correction. It's Ordinance 37, not 39 for the dedication of Creekside.

PRESIDENT WAGNER: Thank you.

MAYOR THOMAS LONGO: Let's see what I wrote down. You're right. I'm sorry.

PRESIDENT WAGNER: Mayor, I have a couple questions and I guess a comment to you. You're right. I am against the traffic cameras because I believe 90% of the residents in this community are against the traffic cameras. In my newsletter I stated I was against the traffic cameras because you were solely using them to raise revenue. You never, ever mentioned anything about safety. It was purely to raise revenue and that was the only reason you put them forth. The first time they came before this body was in your Recovery Plan. It had nothing to do with safety. It was purely to raise revenue and the residents are opposed to it. I'll go on record as being opposed to it as I have already.

MAYOR THOMAS LONGO: Mr. Wagner, in your literature your comment was you're opposed to them at this time. In the literature that I put out, one of the residents went to inform everybody. I went into great detail as to what the cameras will do. So I'm looking for alternatives. It's easy to sit here and play this polyander game.

PRESIDENT WAGNER: Mayor, for six months I asked you to provide.

MAYOR THOMAS LONGO: Please, Mr. Wagner, I have the floor. I have the floor.

PRESIDENT WAGNER: Sure. You have the floor. Continue. Go ahead.

MAYOR THOMAS LONGO: This seat is the only seat that is protected on Council. It's in the Charter. So I've always been looking for input from Council as to what to do. And whenever we have a personal conversation and I bring up what you say to me in a personal conversation you deny it. So it's right here on the floor. There's a million dollars that's in that Plan that we have to make up and so I'm looking for alternatives.

PRESIDENT WAGNER: Mayor, I asked you for six months to provide this Council with that Plan prior to coming to them to vote on. They got it the Friday before they had to vote on it.

MAYOR THOMAS LONGO: That's not true.

PRESIDENT WAGNER: That is true.

MAYOR THOMAS LONGO: No, it's not.

PRESIDENT WAGNER: That is true. That's the first time that ever came before this body.

MAYOR THOMAS LONGO: You brought the question about the Plan up right after we had a meeting where we gave you three different options and we were exploring the fourth.

PRESIDENT WAGNER: Let me ask you.

MAYOR THOMAS LONGO: I have the floor.

PRESIDENT WAGNER: No, actually I have the floor.

MAYOR THOMAS LONGO: We gave you three different options. We were working on a fourth because of what Clmn Otero and Vince Liotta brought up about the alternative with the buyouts. So I walked in to try

and get information from the Council as to which one of the options, from a strategic standpoint, should we be looking at. The reply was where's your Plan, Mayor? You owe us a Plan. So then we went through it and we came up with this Plan. Up until that point I'd got information from several Council Members as to what they recommend. Comments that were made at these meetings. Check the Minutes. Not this nay saying stuff. Oh, I'm opposed. No, this isn't going to a grocery store. I'm not going to buy this, but I want this. We have a Plan in place and we have to balance this budget and we're going to balance the budget.

PRESIDENT WAGNER: When will we have the legislation before the Council for the cameras?

FINANCE DIRECTOR RICHARD OBERT: I didn't have it. The actual bill that came. There's three bills, all right? They came by courier. That's when I got them. You informed me about two days before that we were going to get it.

PRESIDENT WAGNER: The dates are on the bills so you can see them.

FINANCE DIRECTOR RICHARD OBERT: Yeah, yeah.

PRESIDENT WAGNER: You informed me that you had them. When I asked you about them at a Council Meeting you told me that you had it in a file folder.

FINANCE DIRECTOR RICHARD OBERT: They had sent e-mails out. You're really into semantics now. I really, so help me God, did not have the bills. I had an e-mail saying the bills were coming and with the numbers on them but I did not have the bills. It took two days to get out.

PRESIDENT WAGNER: My next question, Mr. Mack, Do we owe this money or not, to Squires and to the Engineer? I have asked this before to you.

LAW DIRECTOR DAVID MACK: Yes and here's the answer I'll give you. I did not--I was not aware of this legislation either until this morning. As I indicated to Council before that I attended many meetings on the different TIFs that were put together for City View and later for Bridgeview and this money is not the normal money that's paid to Bond Counsel. We were assured in those meetings that the City would not be responsible. That TIF was created. It is now owned by the bank. The bonds have not been sold yet because of the economy and development but I can't say whether we owe it or not because I've never had the ability to sit down with anybody from Squires and discuss this because I have been led to believe from Day 1 and several other people were at those meetings on the TIFs that the City would be responsible for nothing. As a matter of fact prior to you taking your seat when we discussed the TIF I know there were several members of Council that met with Barry Keefe and Pam Hanover and asked the same question that I did. Is there any liability on the City? And the answer was no. So right now I think the Mayor did the wise thing and withdrew the legislation until we can clarify this. Whether or not when the bill came, what the bill says, I think it all has to be hashed out one way or another.

PRESIDENT WAGNER: Right. I totally want to make sure that we care about the residents first and we look at whether or not we actually owe the money or not before it's put before the Council. Any other questions of the Mayor? There being none, we'll go on to the Law Director.

LAW DIRECTOR DAVID MACK: I wasn't going to have a report but I just wanted to say something about the cameras because I don't think anybody really likes the cameras other than the fact that they generate revenue is a big help to the City. You don't have to impose taxes on people; you don't have to lay off people. I can't count the number of times that I've sat here and someone would get up and say I live on such and such a street and I've got a problem with speeders. So what do we do? We send our police over and we ticket 50 or 60 people who then have to pay for speeding. OK. This to me is like telling your police times are bad. Don't hand out tickets for illegal turns. Don't hand out tickets for red lights. Don't hand out tickets for speeding because people can't afford it. If people are going to break the law whether it's a camera that catches them or whether it's a police officer, they're going to have to pay the consequences. Whether it's me, a resident or whether it's you. Nobody likes it. Yes, it's a revenue generator and it is also a back up safety precaution and it saves the time and effort of the police. No one likes it. I have to agree, but it is one of those things that many, many cities and even the State is considering using them on turnpikes as we speak so it's just one of those things.

PRESIDENT WAGNER: Mr. Mack, one of my concerns is the first company that came out here, I believe, stated that they were looking at only two cameras and budgeted six cameras and one portable to generate the \$900,000.00 so if you're only putting up \$200,000.00 that's throwing our figures off and it's going to jeopardize the Fiscal Plan that's put forth.

LAW DIRECTOR DAVID MACK: To my recollection it was not two cameras. It was a lot more than that. Because there were several companies. One I met with privately and got the presentation, etc. and I know it

wasn't two cameras. It was more than that and they did have portable units too and then I had them meet with members of the police force and the two prosecutors who also were brought up to speed and I understand there's several other companies that Council and the Mayor are going to look at but the effect is going to be the same. Like it is in Cleveland and hopefully we won't make the same mistakes that Cleveland did in writing three legislations so half the tickets are invalid. And by the way if somebody wants to contest the ticket they have every right to do so. Just like if a police officer stops you for speeding and you want to contest it you have every right to contest it. Camera/police officer doesn't make any difference.

PRESIDENT WAGNER: On another subject, about a week and a half ago, 16 illegal aliens were detained over at Jennings on that construction site, Mr. Mack? What can the City do from the legal perspective, 1) can you send a letter to RITA, the Regional Income Tax Agency, to see if those contractors who are on the site are actually paying the proper amount of income tax to Garfield Heights? I can't imagine 16 illegal aliens.

LAW DIRECTOR DAVID MACK: I'm not going to speak for them. I know that Mr. Obert monitors very carefully what construction workers pay the City as taxes so I'm not going to speak to that issue. But as to the issue of illegal immigrants all we can do is bring in the Federal Government because they have exclusive jurisdiction over those issues, so.

PRESIDENT WAGNER: But if the contractors have them in Garfield Heights on construction sites, 1) they're obviously non-Union labor and 2) they're not paying income tax to the City if they're being paid under the table I would imagine?

LAW DIRECTOR DAVID MACK: I don't know if they are or they are not. I don't even know if we have.

PRESIDENT WAGNER: Do we have any legislation; are there ordinances in Garfield Heights that does not allow contractors?

LAW DIRECTOR DAVID MACK: It would be like you not paying your income tax, you would be charged eventually by Regional Income Tax.

PRESIDENT WAGNER: My question is not that particular question, but is it a criminal offense is it against the law for them to bring illegal aliens into Garfield Heights to work on a construction site?

LAW DIRECTOR DAVID MACK: It's a Federal law, yeah. We can't supersede that.

MAYOR THOMAS LONGO: Mr. Chairman, there's another aspect to that which takes on a life of its own. That particular job or any job if there's a prevailing wage, I believe there is one, then the report from the contractor is being scrutinized by every Union in Northeast Ohio. They take it very, very seriously. That then sets off a whole different chain of reaction so between the people that work on the site and the leadership of the Unions they're not going to let that thing go because they will scrutinize every piece of paper that needs to be filed to make sure that the contractors have lived up to the agreements.

PRESIDENT WAGNER: And that's true because that issue was actually brought to our attention by a labor leader.

LAW DIRECTOR DAVID MACK: I'm glad the Mayor mentioned prevailing wages because back years ago when I did lots of criminal defense work now that I think of it, I represented several contractors that were not paying prevailing wages and they were charged with felonies in Federal Court. This is nothing to screw around with. This is not like getting a ticket. This is not like a misdemeanor. This is not even like a felony in Cuyahoga County Common Pleas. When you are charged in Federal District Court you got a big problem and the Feds monitor that very, very closely on that wage rate, very closely.

PRESIDENT WAGNER: Mr. Mack, could our prosecutors get to charge these people in Federal Court?

LAW DIRECTOR DAVID MACK: No, our prosecutors cannot.

PRESIDENT WAGNER: OK. That's why I'm asking.

CLWN MAHONEY: Mr. Wagner, I currently have our Law Clerk looking into legislation. If we could put up legislation in regards to this instance.

PRESIDENT WAGNER: The other question, Mayor, is in the future I think the City should look at project labor agreements on these projects, especially if there are any tax dollars involved, not that there are any tax dollars involved there.

MAYOR THOMAS LONGO: On private projects you can't do that. Now if it's a public project it's a different story.

PRESIDENT WAGNER: Didn't we create a special enterprise zone or some kind of zone for that, Mayor?

MAYOR THOMAS LONGO: It's still a private project. Like you're fixing your house up and now we're going to force you to pay the prevailing wages, etc. You can't do that. Why don't we just set up an historic district and force everybody that happens to have a house with any historic value that if they want to fix the windows or anything they have to go back and put the original type windows in, etc. and it's a very tricky thing to work your way through but when there are private contracts in this country, private contracts are between the two contracting parties and unless the City is involved.

PRESIDENT WAGNER: We were involved in the aspect that we were creating a specific zone for them to do what they did there.

MAYOR THOMAS LONGO: You also have another situation. Did the owners know what was going on?

PRESIDENT WAGNER: That's a good point. Any other questions for the Law Director?

CLWN SARNOWSKI: You said you didn't get to look at, Mr. Mack, the ordinances until this morning? Don't you check everything that goes in there? Like if we put up legislation don't you come and check it to see if it's legal?

LAW DIRECTOR DAVID MACK: Yes. These are ordinances that come from our Bond Counsel and I do not review them as carefully as I would our own legislation that we write because a Bond Counsel is an especially licensed Counsel in Ohio and I'm relying on Squires. They were here long before any of us were here. They were here 45 years ago. They're the best and the biggest Bond Counsel in Ohio and they have been writing bond legislation for as many cities as I can think of for 100 years. I don't review them in detail. No.

CLWN SARNOWSKI: If we submit something to the Law Department do you check it?

LAW DIRECTOR DAVID MACK: Yeah, of course.

PRESIDENT WAGNER: Any other questions for the Law Director?

SERVICE DIRECTOR TIMOTHY McLAUGHLIN: Absent.

PARKS AND RECREATION DIRECTOR JAMES BUKAC: The pool is open. We opened Saturday and we are open Sunday and weekdays. We're open Saturday and Sundays from 1 – 6 p.m. Saturday was a slow start because of the weather but it picked up by Sunday so I need some 85 degree days to pack the place with swimmers. Also T-ball, softball, Little League and all the other summer programs are in full swing. That concludes my report.

PRESIDENT WAGNER: Any questions of the Parks and Recreation Director?

CLWN MARINCIC: Do you rent the pool out?

PARKS AND RECREATION DIRECTOR JAMES BUKAC: I will explain why I never rented it out. Here's the problem. To rent the pool out we would have to probably charge an exorbitant amount of money because we have to cover lifeguards, etc. and since we're open till seven at night and we have lessons till eight who wants to rent the pool out till 8:30 at night for a party? So we've never done that. What we will do is we will work with our residents who want to have a birthday party at the pool, etc. or let them use the

community room to put their cake in there and have there little gathering place there and they would pay the regular rates. We have lots of people who do have birthday parties, etc.

CLWN MARINCIC: I'm just asking because when I was walking door to door a resident asked me and I said that's a good question. I don't know.

PARKS AND RECREATION DIRECTOR JAMES BUKAC: It would be expensive. That's one of the reasons we have never entertained that and like I said the hours would be bad because it would have to be rented out after we're closed. So.

CLWN MARINCIC: Thank you very much.

BUILDING COMMISSIONER WILLIAM WERVEY: Good evening, Mr. President. I would like to urge passage on Ordinance 33 and 37. That would be the furniture on the front porch legislation and the dedication of Creekside and Valley Ranch, The foreclosures and vacancies hold pretty steady over the past few months. We're struggling through our fast growing grass season with Mr. Bukac's help. We're making a dent in it. It's going slow however. My friends in the front row here. I do have an answer. We've managed to get hold of Mr. Bukac's one of his crew chiefs that runs the grass program. They went to 93rd Street I guess Friday and they had a piece of equipment go bad because it was so tall that they need to use.

Resident from Audience: They didn't even get out of the truck.

BUILDING COMMISSIONER WILLIAM WERVEY: It's my understanding from talking to the gentlemen before the meeting that they were planning on doing it Friday and the piece of equipment that cuts that high grass is broken. They've since gotten it fixed. They needed a part. Mr. Straight assures me that it's the first thing on their agenda for tomorrow morning. If it's not cut by noon call me and let me know. Or Mr. Bukac.

Resident from Audience: That was my biggest complaint.

BUILDING COMMISSIONER WILLIAM WERVEY: That's why I was surprised when.

Resident from Audience: Mrs. Sarnowski has even called me and said is it done? I said no.

BUILDING COMMISSIONER WILLIAM WERVEY: That's why I was surprised when I asked you and you said it wasn't because I thought it would be.

Resident from Audience: Did you drive past that house?

BUILDING COMMISSIONER WILLIAM WERVEY: I did not go by there today but I was by there last week so I know what you're looking at.

(Three residents were speaking to Mr. Wervy from the audience at once.)

PARKS AND RECREATION DIRECTOR JAMES BUKAC: Mr. Chairman, the problem is like Mr. Wervy said it is such an outlandish height that we have one piece of equipment that can cut through that. It's a high brush hog. The brush hog is up and I assure you it will be done tomorrow.

Resident from Audience: We called for months.

(Again, the same three residents were speaking to Mr. Wervy from the audience at once.)

PRESIDENT WAGNER: Hold on one second please. We have a problem because the Clerk has to record what's going on here at the meeting so there will be a point on the agenda where you can address the Council under Comments from Citizens you can come up and talk about that. I think they're going to have it resolved for you.

BUILDING COMMISSIONER WILLIAM WERVEY: To continue, I realize, and Mrs. Marincic can attest to this, it has taken us a while to get to everything because we had some problem houses in her Ward also that just got done today. Hopefully within the next week or so we'll have gone through the City one time and gotten everything. They will be a little quicker end easier to maintain because they'll be shorter. In

addition to that we've made more contacts with the banks and organizations and they are doing more to cut properties that are under their control. Continue to call us.

PRESIDENT WAGNER: Are there any other questions of the Building Commissioner from Council?

CLWN SARNOWSKI: When you cut these tall grasses, do you just leave the grass down? Do you take it away?

BUILDING COMMISSIONER WILLIAM WERVEY: They don't take it away. I think sometimes if it's real tall they cut it two or three times to grind it up a little more. Jim can speak better to that.

PARKS AND RECREATION DIRECTOR JAMES BUKAC: We try to triple cut and sometimes we try to blow it in the bushes or something like that. There's no possibility we could catch all that stuff. They make it look as good as they can.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: No report.

PRESIDENT WAGNER: Any questions of Economic Development?

CLWN MARINCIC: Ms. Kuban, you know my question, don't you?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: CDBG. We don't have any answer yet.

CLWN MARINCIC: The old theater building? Have you heard anything?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: We have not heard if we've received the grant funding yet. No.

CLWN MARINCIC: Any idea when we're going to hear?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Well, we usually hear in February so I'm anxiously awaiting. Apparently the County has not received its official documentation when they received the HUD funding for the year.

CLWN MARINCIC: When you find out will you call me?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: I will call you. Yes.

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

CLWN SARNOWSKI: Are you involved in the Rain Barrel Workshop? Or did you want to mention about that?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: I am not currently involved in that.

CLWN SARNOWSKI: OK.

CITY ENGINEER DAVID NEUMEYER: No report.

FINANCE DIRECTOR RICHARD OBERT: No report.

PRESIDENT WAGNER: Would you let the audience know those bond issues and ordinances that are up tonight could you give a brief synopsis of what those are so they have a better understanding that we are not borrowing money to do any project. This is money that was borrowed in the past.

FINANCE DIRECTOR RICHARD OBERT: When we submitted the Fiscal Plan, you know, to the State, the concern was that you'd have these notes and these are what they call temporary instruments. Last year they were under one year and you got to keep rolling them over and you can roll them over for about five years. That was their big concern, so Mr. Marshall, we had a conversation and he said well, how would it be that you take them out by the end of this year? Which is September/October. That's usually when they sell them. They were all for that. You could almost say short term debt free along with the fiscal borrowing that we're taking for that supplement I passed out tonight. It's all listed in there. I want to apologize. I believe,

Barbara, you have the Fiscal Certificate on that one and I believe all the attachments were on that one there. It's on yours but it was not distributed to Council which now we did. So it was a nice clean. It's over. You can see the new Administration can start over with all these different projects that we were talking about this evening in Caucus, Rockside Road, etc. These never stop in the need for money and so that was the agreement that we had with the State and I think it will work out just fine. So at one swoop it's gone instead of going out and having these rollovers every year.

PRESIDENT WAGNER: What is the total amount of long term debt once these are passed?

FINANCE DIRECTOR RICHARD OBERT: We have \$27 million in long term right now and \$5.5 million so it's \$32.5 million.

PRESIDENT WAGNER: So it would be \$32.5 million?

FINANCE DIRECTOR RICHARD OBERT: That will be bonded. Yes.

PRESIDENT WAGNER: In long term

FINANCE DIRECTOR RICHARD OBERT: Long term. No short term. Any questions of the Finance Director?

CLWN MARINCIC: Regarding the statement you just made does that include the \$3 million we'd be borrowing?

FINANCE DIRECTOR RICHARD OBERT: That's not considered borrowed money.

CLWN MARINCIC: I understand that. That's \$75,000.00 less a month.

FINANCE DIRECTOR RICHARD OBERT: That was provided in the Five Year Forecast that we had to reduce the budgets and you have a copy of that report. It's in there. It's not considered the same as borrowing. It's not borrowing really.

CITY ARCHITECT DAVID SPEHAR: Just real briefly, I wanted to follow up on, I believe it was your questions on the State term bids we received on the Justice Center After doing some research it's really hard to nail down what it could possibly cost if somebody was to really low bid the project. Even if we were to conservatively look at let's say 20% reduction in the cost if someone would jump into the overhead and profits versus the pre-negotiated, when you add on top of that the bid costs for the City and fee at that point then we'd have to design and engineer the system so then you'd have City Architect costs as well. You're basically breaking even at around \$100,000.00 as well. So if you were to go ahead and try to bid it we could try that but the City will probably spend about the same amount of money. The other thing we need to think about is it will also extend the duration too because we'll need time to prepare the drawings and we'll need about a month and a half to bid as well so you're probably looking at another three months in the contract time as well. So when it's all said and done, could we take advantage of the current market? Maybe? But I don't know if it's really going to do us that much good in the end. That's the best I have at this point.

PRESIDENT WAGNER: Thank you for your research. That's what we pay you for.

CITY ARCHITECT DAVID SPEHAR: After that I have nothing else to report.

PRESIDENT WAGNER: Any questions of the City Architect?

CLWN MARINCIC: Mr. Chairman, could we go back to the Law Director, David Mack? Mr. Mack, I have a question regarding traffic cameras. Since there's three different agencies that have provided plans to the City, could we bid that out if we decide to do that?

LAW DIRECTOR DAVID MACK: You could either bid it or this is a request for proposal. That's why you're getting more than one so the Council has an opportunity to study those proposals and decide on which one. We've done RFPs before or bid it out but there are not that many companies and each company has something unique about it and I think Council has probably heard some of the proposals of the uniqueness of some of these companies and that's pretty much why it's being done the way it's being done. So. If some

companies could provide certain things and other companies don't. Some companies can provide different types of cameras and other companies can't so you have an opportunity to review all this and talk to these representatives if you want to bring them in once, twice, three times they're going to have to come in and talk to you until you're satisfied. OK?

CLWN MARINCIC: Thank you.

COMMENTS BY CITIZENS:

PRESIDENT WAGNER: Any other questions of the Law Director on that subject? There being none that concludes the reports of the Mayor and his Directors. Next we'll move on to Comments By Citizens on Tonight's Agenda. Comments shall be strictly limited to a brief statement not to exceed five minutes with comments limited to legislation on the current evening's Council agenda and no citizen shall speak more than once. For the benefit of everyone here that wants to talk on different issues this part of the agenda is purely for legislation on the Council agenda this evening. At the end of the meeting there's a general Comments from Citizens and that's when you'll have an opportunity to speak. Is there anyone wishing to address Council on tonight's agenda?

Ruth Michael, 12915 Rockside Road. How much for the traffic cameras? Even if we bid out? Roughly? No cost? My concern I heard bad things about it as far as in Akron it does not work. My concern is we have so many vacant houses, so many foreclosed houses, and more visible police on the streets. That's what we need. No cameras that can only catch speeders. We've got umpteen millions of houses for sale, foreclosed, I think we need that. OK. Rockside Road. I'm glad in two to three years you guys are going to be doing something about it. What are you going to do for the homeowners right now? It's destroying our foundations. You need to lower our taxes. Scrape some of the roads down. Make them look more level.

MAYOR THOMAS LONGO: What's your address?

MS. MICHAEL: 12915. My alarm clock goes off at 5:15. The bar's right there. They're playing music until 10 or 11 at night. I've called the cops on them, how many times? Then the ruckus at 3 o'clock in the morning they start barreling down 60 mph down Rockside. I can't sit in my backyard five feet away from my neighbors can't even hear what they're telling me. It ridiculous and unacceptable. Something has to be done. I'm glad it's being brought up. I'm glad you're addressing it starting in two to three years but you need to do something for us now. Thank you.

PRESIDENT WAGNER: Is there anyone else wishing to address Council on tonight's agenda?

Joe Lamalfa, 13205 Silver Road. Mr. Mayor, how much money is in the Miscellaneous? This morning I was told that \$300,000.00 is peanuts.

MAYOR THOMAS LONGO: Miscellaneous what?

MR. LAMALFA: You said earlier today that miscellaneous architect fees for a five million dollar project. Like if it was nothing. I heard in Caucus that the miscellaneous bill is a minimum of \$200,000.00.

MAYOR THOMAS LONGO: You're making something up. What I said was there would be some miscellaneous engineering fees on the agreement for Rockside Road besides the \$125,000.00. The County Engineer does the engineering and they ask us to contribute to it. Depending upon what the percentage or who the engineer is, and the deal that the County Engineer makes with the firm then there's a portion of that they would ask us to be a matching partner.

MR. LAMALFA: Again we were told that if it stays at \$5 million which could go up in three years. At our end would be \$200,000.00.

MAYOR THOMAS LONGO: I don't know.

MR. LAMALFA: He said it (*pointing to Mr. Neumeyer*).

CITY ENGINEER DAVID NEUMEYER: Basically what I said is I was asked how much engineering would be on a project like that. Ballpark engineering costs, including survey, title research, etc, is about 10% of construction. Without getting into an actual scope to see exactly what needs to be done it's about 10% of construction.

MR. LAMALFA: That's about \$500,000.00? So at last I put a number in miscellaneous now. I got to correct you, Mr. President; the lawyer didn't say he called the City. The lawyer said he called the Mayor to get the ball rolling on the bond issues. Just to correct you.

PRESIDENT WAGNER: OK. I stand corrected.

MR. LAMALFA: Thank you.

PRESIDENT WAGNER: Is there anyone else wishing to address Council?

Ron Finnerty, 8025 Garfield Blvd. I need some clarification because when I was reading over those bond things and I understand that there's a company that writes them. In Section 9 of every one of them it says, "there shall be levied on all the taxable property in the City in addition to all other taxes a direct tax annually during the period of the bonds are outstanding in an amount sufficient to pay the debt charges on the bonds when due". Section 9 of every one of them.

FINANCE DIRECTOR RICHARD OBERT: Those are standard statements. What they're saying is that the City of Garfield Heights what they call them government obligation bonds it puts our good faith and credit behind the payment to the banks that are purchasing these instruments. It's a standard statement.

MR. FINNERTY: I understand that. Then it says it's limited to the 8.3 mill?

FINANCE DIRECTOR RICHARD OBERT: That's correct.

MR. FINNERTY: How close are we to that 8.3 mill at this point?

FINANCE DIRECTOR RICHARD OBERT: Since I arrived on the scene, that went back to the '70s, we have not increased that millage since, I believe 1971 was the last time it went up.

MR. FINNERTY: So where are we at?

FINANCE DIRECTOR RICHARD OBERT: 8.3. The same number.

MR. FINNERTY: OK. So according to that you wouldn't be able to charge the homeowners anything?

FINANCE DIRECTOR RICHARD OBERT: What they're saying is that in our millage we have right now, the number is 3.64 mills are going to our debt service every year. That is the inside millage. All of it goes there. As long as we maintain the pay down. We are going to pay a couple million dollars in principal down this year plus in interests another million dollars. It's like a revolving MasterCard. You have a limit. I think our limit is upwards of \$58 million. We're only at half of that right now. You know the 27 plus 5.

MR. FINNERTY: 32.5.

FINANCE DIRECTOR RICHARD OBERT: It's never a question of the ability to borrow the money; it's how do you pay it back? That's the problem.

MR. FINNERTY: So this is just something that's revolving?

FINANCE DIRECTOR RICHARD OBERT: That's right.

MR. FINNERTY: OK. Thanks.

PRESIDENT WAGNER: Is there anyone else wishing to address Council?

Gail Smith, 13105 Rockside Road. Good evening. Mr. Mayor, thank you for acknowledging that Rockside Road does have to be taken care of. It's been in bad shape for quite a few years, not just since the bad winter that has affected a lot of the roads around here. For those who don't travel Rockside too often it's really in bad shape. After the winter we had chunks of the road in our yards so far that it's up against our flower beds under our windows. That's how far it flies from the snowplows. The semi trucks fly down Rockside at a speed like they were on 480. The zoom. They hit the uneven parts of the road and the chuckholes and our windows shake our houses you could feel the vibration no matter what rooms you're in. I've had music boxes turn on from the vibration from the trucks. I want to thank you for acknowledging that it has to be done. Hopefully it won't be too long before it starts and we'll get this taken care of. Thank you.

LAW DIRECTOR DAVID MACK: I want to make a response to both of the ladies there and it gets back to the old traffic cameras. I don't live on Rockside Road. I travel it frequently. I go to St. Monica's. I realize the road is bad. I was not aware of the problem in the middle of the night with speeding trucks. Could you imagine if we had 100 or 200 trucks ticketed by a traffic cam? How that would affect the trucking industry? If those trucks do this on a regular basis because in the middle of the night, I'll tell you what our police are doing. Our police are responding to accidents, break-ins, felonies, DUIs. Those are the preferential things. It's hard to take a policeman off of a crime and put him on traffic detail. That's why as much as we don't like it you ticket 50 or 100 trucks. That's going to go through the trucking industry that you better watch it on Rockside Road because you're going to get nabbed. There's no excuse for that--trucks going at that speed. I wanted to make that comment that that might help Rockside Road.

PRESIDENT WAGNER: The problem with the trucks I think is from Rockside into the Maple Heights area and over to Broadway. But the traffic cameras would be at Rockside Road and Turney. Where the problem is actually existing there are no plans of putting the cameras there. They're red light cameras at this point in time, not speed cameras.

LAW DIRECTOR DAVID MACK: They can be adapted to be speed cameras and they have the portable ones too.

MAYOR THOMAS LONGO: In response to the last comments that were made. When Clmn Otero first came on he was in my office beating me over the head about Rockside Road so we started to look into it and we found out that yes the County Engineer knew that something had to be done with it. \$5 million is a lot of money. What I was told is that the road literally needs to be rebuilt. That's why you get the vibration, etc. you have to dig down, re-do the foundations and then build it back up because the pounding that takes place on there generates it's a constant maintenance thing. Several years from now we'll be having to redo Turney Road and go to the engineer and try to get some more money and there might be some stimulus money available for next year depending on how that gets freed up. It's a big project. That problem will be addressed but when that project starts there's going to be a lot of inconvenience and you're going to have to be patient because they will take it down to one or two lanes, work on half of the street, then flip it over on the other half and it's a real dilemma for people that liv

AN EMERGENCY ORDINANCE AUTHORIZING THE EXECUTION OF THE LABOR AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND LOCAL 2729 AND COUNCIL 8 AFSCME, AFLO-CIO.

CLMN SUSTER: The amendment would be Exhibit A, which would be a copy of the healthcare provider contract that we have with them. So it would be the actual copy of the contract that we have from this is Medical Mutual of Ohio. That would be Exhibit A that would be attached to the ordinance.

CLWN SARNOWSKI: There is a title on it. So it would be Proposed Plan 7?

CLMN SUSTER: The next one might be Proposed Plan 8 so whatever their contract is.

PRESIDENT WAGNER: Do you have any suggestions, Mr. Mack, on the amendment?

LAW DIRECTOR DAVID MACK: I think what Mr. Suster said is correct. You might just call it the actual proposed insurance plan.

PRESIDENT WAGNER: On Ordinance 27 for the purpose of the Clerk, the amendment will be inserted where? After Section 2. We could make it a continuation of Section 2. Exhibit A copy of the Health Care Provider Medical Mutual of Ohio as part of Exhibit A. Is that my understanding of your amendment, Clmn?

CLMN SUSTER: Yes.

PRESIDENT WAGNER: Will the Clerk please read the amendment as soon as you get it written up there?

CLERK: The amendment will appear at the end of Section 2, after the test that is already there, and it will say "attached is a copy of the Health Care Provider Medical Mutual of Ohio as Exhibit A".

PRESIDENT WAGNER: Any questions on the amendment? Will the Clerk please call the roll on the amendment?

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 29-2009

AN EMERGENCY ORDINANCE AUTHORIZING THE EXECUTION OF THE LABOR AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND THE GARFIELD HEIGHTS FIRE FIGHTERS LOCAL 340 OF THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS.

Moved by MARINCIC to CONSIDER BY TITLE:

AYES: 7

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 30-2009

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BOARD OF COUNTY COMMISSIONERS OF CUYAHOGA COUNTY FOR THE MAINTENANCE OF SANITARY AND STORM SEWERAGE SYSTEMS WITHIN THE CITY OF GARFIELD HEIGHTS.

Moved by SARNOWSKI to CONSIDER BY TITLE:

AYES: 7

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 31-2009

AN EMERGENCY ORDINANCE ENACTED BY THE CITY OF GARFIELD HEIGHTS, CUYAHOGA COUNTY, OHIO HEREINAFTER REFERRED TO AS THE MUNICIPALITY, IN THE MATTER OF THE HEREINAFTER DESCRIBED IMPROVEMENT AND REQUESTS THE COOPERATION OF THE COUNTY OF CUYAHOGA BY ITS BOARD OF COUNTY COMMISSIONERS, HEREINAFTER REFERRED TO AS THE COUNTY.

CLMN OTERO: In view of the many comments we've heard and the importacence of this project.

PRESIDENT WAGNER: We have to vote on it.

Moved by OTERO to CONSIDER BY TITLE:

AYES: 7

CLMN OTERO: In view of all the issues that have come up before us and the importance of this project and the fact that the road hasn't been taken care of for so many years and the importance of the residents in that community I feel that this is a real important issue and I appreciate the fact that we're moving on it.

PRESIDENT WAGNER: Did you want to put it into Committee as you said?

CLMN OTERO: No, I'd like to take it to.

Motion to WAIVE RULE 24:

CLWN MAHONEY: I believe a good infrastructure is a key to any community. Because of that I vote Yes.

AYES: 4

NAYS: 3

PRESIDENT WAGNER: Rule 24 fails. We need 2/3 of a vote of Council therefore it is automatically referred to the Finance Committee. Ordinance 31 is automatically referred to the Finance Committee chaired by Clmn Suster.

ORDINANCE NO. 32-2009

AN EMERGENCY ORDINANCE TO REVISE THE CODIFIED ORDINANCES BY ADOPTING CURRENT REPLACEMENT PAGES PURSUANT TO SECTION 17 OF THE CHARTER.

Moved by SUSTER to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 33-2009

AN ORDINANCE AMENDING SECTION 1359.11, OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS, BY ADDING SUBSECTION SECTION 1359.11(a)(7) TO PROHIBIT INDOOR, NON-WEATHERPROOFED FURNITURE IN ANY EXTERIOR, UNENCLOSED OR EXPOSED OPEN AREAS OF THE PREMISES OF A RESIDENTIAL PROPERTY.

Moved by LIOTTA to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

PRESIDENT WAGNER: The next two ordinances, 34 and 35, for the benefit of the audience, the Clerk has two Fiscal Officer Certificates. One of them is four pages long but she is required by State law to read them into the Minutes of the meeting so bear with her so we will look at Ordinance 34-2009. Will the Clerk please read the title?

ORDINANCE NO. 34-2009

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$1,320,000 FOR THE PURPOSE OF: IMPROVING CERTAIN STREETS AND PROPERTY IN THE CITY, INCLUDING MARTIN LUTHER KING DRIVE, PARKVIEW AVENUE, BLYTHIN ROAD, EAST 85TH STREET, SAXON ROAD, EAST 131ST STREET, MAPLE LEAF DRIVE, GRANIS ROAD, EAST 90TH STREET, EAST 117TH STREET, EAST 134TH STREET AND CERTAIN OTHER STREETS DESIGNATED BY THE CITY, BY RECONSTRUCTING AND RESURFACING, RECONSTRUCTING CATCH BASINS AND OTHERWISE IMPROVING, ALL TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO; AND DECLARING AN EMERGENCY.

(The Clerk read the Fiscal Officer's Certificate.)

Moved by SUSTER to CONSIDER BY TITLE:

AYES: 7

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 35-2009

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$4,930,000 FOR THE PURPOSE OF: (I) RENOVATING, IMPROVING AND EQUIPPING THE RECREATION CENTER, (II) ACQUIRING AND EQUIPPING MOTOR VEHICLES, INCLUDING POLICE CARS, AN AERIAL PLATFORM TRUCK AND OTHER TRUCKS, AND RELATED EQUIPMENT FOR USE BY THE DEPARTMENTS OF THE CITY, (III) IMPROVING BROADWAY AVENUE BY CONSTRUCTING, WIDENING, GRADING, CURBING, PAVING, RESURFACING AND OTHERWISE IMPROVING THE SAME, (IV) CONSTRUCTING, INSTALLING AND EQUIPPING TRAFFIC SIGNALS IN TURNEY ROAD, BROADWAY AVENUE, GARFIELD PARK BOULEVARD AND OTHER STREETS AND LOCATIONS IN THE CITY IN COOPERATION WITH THE STATE OF OHIO DEPARTMENT OF TRANSPORTATION, (V) IMPROVING STREETS WITHIN THE CITY INCLUDING BUT NOT LIMITED TO RECONSTRUCTION AND REHABILITATION OF TRANSPORTATION BOULEVARD AND ANTENUCCI BOULEVARD, WIDENING, UPGRADING AND IMPROVING BROADWAY, INSTALLATION OF TRAFFIC SIGNALIZATION, AND INCLUDING PREPARATION OF PLANS, SPECIFICATIONS AND ESTIMATES, AND OTHERWISE IMPROVING STREETS OF THE CITY IN ACCORDANCE WITH PLANS OF THE CITY ENGINEER, (VI) IMPROVING EAST 131ST STREET BY CONSTRUCTING SIDEWALKS, CURBS, RAMPS, INSTALLING SIGNALIZATION AND SIGNS, LANDSCAPING AND OTHERWISE IMPROVING, AND (VII) IMPROVING AND EQUIPPING HATHAWAY PARK INCLUDING DESIGN, ENGINEERING AND SITE IMPROVEMENTS, EACH ALL TOGETHER WITH THE NECESSARY EQUIPMENT AND APPURTENANCES THERETO; AND DECLARING AN EMERGENCY.

(The Clerk read the Fiscal Officer's Certificate.)

Moved by SUSTER to CONSIDER BY TITLE:

AYES: 7

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

ORDINANCE NO. 37-2009

AN ORDINANCE ACCEPTING THE DEDICATION OF CREEKSIDE DRIVE AND VALLEY RANCH DRIVE IN THE VALLEY RANCH SUBDIVISION.

Moved by OTERO to CONSIDER BY TITLE:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 7

VOTE ON ADOPTION:

AYES: 7

RESOLUTION NO. 21-2009

A RESOLUTION PERTAINING TO THE ISSUANCE OF LOCAL GOVERNMENT FUND NOTES, AND AUTHORIZING THE FINANCE DIRECTOR OR MAYOR OF THE CITY TO MAKE APPLICATION TO THE FINANCIAL PLANNING AND SUPERVISION COMMISSION FOR GARFIELD HEIGHTS, OHIO FOR APPROVAL OF LOCAL GOVERNMENT FUND NOTES, AND DECLARING AN EMERGENCY.

(The Clerk read the Fiscal Officer's Certificate.)

PRESIDENT WAGNER: There are some schedules. Mr. Mack, do the schedules have to be read? No, they do not.

Moved by SUSTER to CONSIDER BY TITLE:

AYES: 7

CLWN SARNOWSKI: Mr. Obert, I have a question on this before I vote on it. When I was reading it it says that Schedule 1 or Schedule 2 may be amended. Can you add anything that was in Ordinance 36 on to this? Any of the bills, fees, etc.?

FINANCE DIRECTOR RICHARD OBERT: No, I can't. Given the fluency of this thing we're very fortunate we just closed the books. You got our bluebooks over the weekend. Those deficits are the same. They did not go up, which is very good by the way, especially in these times. It's fluid. It's ongoing so you can always amend it. This is not a borrowing document. This is just a step, an application for the Commission. If you read it from the beginning of the ordinance it said without the Commission's approval you guys can pass it; they can fail it. And the Auditors go hand in hand with this.

Motion to WAIVE RULE 24:

AYES: 7

Motion to SUSPEND THREE READING RULE:

AYES: 6

NAYS: 1

VOTE ON ADOPTION:

CLMN SUSTER: Before I vote I'd like to say that this has been signed by Tish Turner the Deputy State Auditor and the Financial Supervisor and if it's good enough for her it's good enough for me and I vote Yes.

CLWN MARINCIC: I would have liked to have seen this read at three different meetings on Council floor so the public would have been able to give more opinion, but since this is not actually borrowing money from the State it's just doing the preliminary paperwork I will vote Yes.

AYES: 7

COMMENTS BY CITIZENS:

PRESIDENT WAGNER: That concludes the legislation before the Council this evening. Next we'll move on to Comments by Citizens, comments shall be restricted to any problem a citizen has which has previously been submitted to his or her Councilperson or to the City Hall department directly involved. If the submission of a problem to a City Hall department or a Councilperson is made and there is a lack of service rendered in this regard the problem may then be presented during Comments by Citizens at a future meeting. It is the intention of this rule that no request of a first nature is presented on the floor at this time. Comments shall be limited to five minutes and no citizen shall be heard more than once. Is there anyone wishing to address Council this evening?

Traci McBride, 4921 East 93rd Street. First of all I'm baffled because I don't understand half of what you guys said other than the fact that there's a lot of money that's flying round the City that we don't seem to

have. Mayor Longo, I read your letter that you sent out and it sounded wonderful and you know he made a lot of good points about the City employees, the judges, etc. how they're being paid too much and how Independence charges and all these other cities were doing better because their Judges and employees, etc. are not making as much money and how if we could eliminate some of that it would help our financial state. I moved in the City 17 years ago. I've watched it go from a beautiful City that people were killing to get into to pretty much a hell in a hand basket that people are killing to get out of. There's almost 1,000 foreclosures. I've dealt with Mr. Wagner. He's done a great deal for me. My home my mortgage company actually told me on Tuesday to foreclose my home because we are putting good money into bad. My house has lost in a year and a half \$45,000.00. It's now worth \$71,999.00 because there are so many foreclosures in this City. It's ridiculous.

As far as City View, that's nothing but an eyesore. Three quarters of it is closed up. Bridgeview Crossing is two thirds of the way built. It saddens me because this is a beautiful community. There's nothing for the children in this City to do. I have two teenage daughters. All they do is walk around. There's crime. Heroin, in case anybody wonders is running rampant in this City. That is what the teenagers do and I know first hand because I have two teen age daughters and that is the drug of choice. Where they get the money for it I have no clue, but that's the number one drug of choice. It is in the high school and it is rampant and I know this firsthand. As far as the City employees I'm not knocking them but the other day I was watching them fill potholes. There were five of them. One guy driving the thing that rolled over the asphalt, three walking and one driving the truck. How many people does it take to do that? Like how many does it take to screw in a light bulb? Hello? Two people could have done that job, but cut back here. Come on. I know the City's in bad shape but in the long run it's up to the taxpayers and as far as the lady said about Rockside, I'm paying taxes of almost \$2,700.00 on a house that's not worth crap. It's sad. These bonds and all that I don't know what that's going to do. The cameras if that's going to help? The cops come and sit on the street when there's speeders. 93rd is the Indy 500. I know this. They sit there for five minutes and then they leave. I know they mean well but they don't do anything so I don't know. Hopefully something happens but in the long run I'm going to let them foreclose my home. It's sad to say that. I love this community but I'm not going to pour good money into bad. There's going to be one more foreclosure in the City because it's not worth it. Thank you.

MAYOR THOMAS LONGO: Your comments, if you could see me after the meeting about the problems that your daughters are experiencing with the drugs?

PRESIDENT WAGNER: Is there anyone else wishing to address Council?

Carol Cipalski, 4941 East 93rd Street. The main part of my problem has been addressed by Mr. Wervey. As he said we have become friends already and I do have a couple questions for you. Do we start calling you again the day after they cut the grass in order get back on schedule? Or will this be done?

BUILDING COMMISSIONER WILLIAM WERVEY: The next time through will be a little quicker. We know this from past years. The first time through is rough. After that it's not so bad because the first time through we've got to check everything. The second time we know what we're looking for, so far as what houses need it. It's way better the second time.

MS. CIPALSKI: Who owns the home? What's the problem?

BUILDING COMMISSIONER WILLIAM WERVEY: Yeah.

MS. CIPALSKI: The Building Inspectors when they go up and down the street, are they aware of this? Last year my neighbor and I were standing out front talking and a Building Inspector came down so we waved at him and he stopped and we said look at that house there. That grass. He says oh, my goodness I never saw that. It was almost this high already.

BUILDING COMMISSIONER WILLIAM WERVEY: We've known about that house for some time and the decision for good or bad is mine as to where to direct the grass cutters. It gets spread around a little bit. I'm fully aware. I have empathy. The one across the street from you is of course the worse one in town,

frankly, to tell you the truth. Dudley says he doesn't know about that. There's others too. That's my decision as to how to send them around town. Come July it gets better because it rains less and the grass doesn't grow. It's the happiest time of the year for me. We will make all efforts to make it work better the second time through.

MS. CIPALSKI: OK. Warn the men to wear like hip boots? Because there are loads of skunks and raccoons in there.

BUILDING COMMISSIONER WILLIAM WERVEY: They are fully aware. They know what they're getting into. They've gotten pretty good at it.

MS. CIPALSKI: OK. Thank you.

PRESIDENT WAGNER: Thank you. Is there anyone else wishing to address Council?

Mildred Whitmore, 13154 Forestdale Avenue. I'm having a problem with Forestdale. I see you all keep emphasizing Rockside. This is about the fourth time we have had this problem with the street. The street has cracked and the crevices are sunken in. I mean from the shaking, etc. the apron is cracked. The corner between my eating area and my front room has cracked again. You all had them people out there working on that street. They had all that equipment out there and they hauled all that equipment away and didn't do nothing on the street but fill it back up with gravel. Something's got to be done. The walls inside are cracking. What do you think about the foundation?

PRESIDENT WAGNER: Mayor, do you know anything about that problem?

MAYOR THOMAS LONGO: We've addressed it in the past where there was some undermining and that was taken care of so we're going to take a look at it again. The surface is one thing but the trucks. You sit in her house and you can hear.

LAW DIRECTOR DAVID MACK: Did the Engineer look at it?

MAYOR THOMAS LONGO: Yeah. This is the first I'd heard that this had come back because several years ago we addressed the problem and things got quiet. That was 13154?

CLMN DUDLEY: I want to comment on her behalf. It is a problem and I had an injury last Thursday so I didn't get the information over till Friday to the Service Department but I had saw for myself. I know what she's going through. I been through it when I lived on 78th and Union. I can understand what these ladies are talking about on Rockside when we just shake the bulbs off the Christmas tree. That is a problem you could see where the street just sunk back in and it cracked. I didn't get a chance. I apologize, Ms. Whitmore, I was off with an injury so I didn't get a chance till Friday but I went by and saw and it is a problem so the Service Department is aware of it now.

MS. WHITMORE: There's a house across the street who's never cut the grass on the City. They did an excellent job. It took them all day to clean up bushes, etc. out of there, but the front window someone is shooting BB's with a pop gun or something in that window. Something needs to be put over that window. I have a mentally ill patient next door which is driving me nuts. I don't know if she's doing it? She's always out there talking about shooting. The only thing the police say is ignore her. I have been ignoring her for a year and a half. Now I'm going to take the concealed weapons permit because I'm going to protect myself from this nut. I don't know why her mother sent her down. They're supposed to be correcting the problems in that house. She have 21 citations and she blames me for it. I'm going to protect myself. Now it's on record. I can't ignore all the time. You could be there in a bed asleep. She knows I sleep in the front bedroom. She gets up under your window cussing and clowning and she calls me Miss Milly. She starts. I am fed up. Something got to be done.

PRESIDENT WAGNER: You shouldn't have to put up with that. Mayor, can we give some police protection to that area? What would you recommend?

MAYOR THOMAS LONGO: We'll see what we can do.

PRESIDENT WAGNER: Thanks, Ms. Whitmore. They're going to take care of your problems. Is there anyone else on this side of the room? We'll move over to the center? Anyone wishing to address Council?

Mr. Anthony Richard, 4647 East 74th Street. I lived in Garfield Heights 66 years of my life. I blame everybody in this whole thing. The Mayor is not running any more. Vince Liotta is not running. You shouldn't run. Hey. Vic Collova? How many times? How much? I have a heart problem. I'm a disabled person. You ought to protect me. Crime. There is no Garfield Heights anymore. I blame everybody in the whole room. You're lazy. You don't want to do anything. Garfield Heights was a sleeping community.

PRESIDENT WAGNER: Mr. Richard. Address your comments to the Council and not to the audience. Just relax a little bit. Take a deep breath.

MR. RICHARD: Tell me about it. How many times out of 66 years of my life and Garfield Heights went down with foreclosures. You can't even cut the people's property next door?

PRESIDENT WAGNER: Your problem is with the people's property next door, correct?

MR. RICHARD: Yeah, and the other property and the other property. Ask William how many years I called. The kids smoking dope on my property. Please. You got the pictures. The police department got the pictures, it's enough. I'm a taxpayer. I pay good money. I take care of my property. Do what you want. I'm going to put bars on the windows. I'm going to buy a gun and I'll protect myself. I don't need you.

PRESIDENT WAGNER: Thank you. Is there anyone else wishing to address Council this evening?

Ron Finnerty, 8025 Garfield Blvd. No, I'm not going to buy a gun. Sorry, but it ain't happening. I didn't know we were already at the point we were going to talk about red light cameras so I'm just for the record putting some information in. In Garfield Heights in the last five years we've averaged 1,260 tickets for speed and red light per year. That's every year over the last five years. Approximately 6,000 tickets. That equates us issuing about four tickets a day, every day of the year. The numbers that I heard by Red Flex and the other camera company were if we put in more than six cameras we could get 75% revenue on a \$100.00 ticket with the budget amount that they said we were going to get \$950,000.00 per year in revenue. That means we have to ticket to the value of \$1.3 million per year. This equates to approximately 13,000 additional red light speed cameras per year or 35 tickets every day on top of the four we already do because we're not going to lose the money we already generate. That's not how it works. If we don't put in six cameras we drop to the 65% which means we need to get \$1.47 million or issue 44 tickets per day. I don't know. Do you really think we're going to issue 44 tickets every day of the year? Every single day of the year? That's a little ridiculous. You asked me to come up with some ideas on what to do because I told you those numbers were fictitious. I've gone on the record at the Finance Committee Meetings saying those numbers are fictitious. It's a nice thing to balance the budget \$950,000.00. The \$280,000.00 that's in the budget for this year it doesn't matter if you put legislation forth today. It can't pass until next month and it cannot be a red light ticket issued this year based on the dates for implementation given by the people that did the presentations. There's a one month review that must take place of where they need to be placed. Ohio Revised Code says that the Police Chief has to have requested them for safety issues, not because the City is running low on money. Then the State has to look over the locations that the City has done a study on those locations and found that they're useful. We're one month for a study, one month because you have to write it into legislation Council doesn't meet for another month. We lose another month. Then we have a month for a study so we're July, August, then the State looks at it for a month. That takes us to September. The camera company looks at it. They put it in their schedule. If they get a go ahead at that point and there was a three month lag before they could put the first one in. That would be January. Then there's one month of clemency where it's out there for everyone to get tickets without being cited. So already the budget's missing \$280,000.00. Let's be honest about the numbers.

As far as coming up with other ideas, Wilson, North Carolina, a city with 50,000 people. When they started to have financial issues some years ago they came up with a plan to municipalize services. They have a cable, Internet and telephone service that is done through the city. The city keeps the revenue funds that are

generated by the people that use them rather than doing I think our contract with Time Warner or WOW or whoever is like \$200,000.00 a year? Am I incorrect? It's somewhere in that amount? For service in the City? I have already contacted them and I'm waiting back for some hard numbers to implement those things because you asked me to find solutions. I'm looking for them.

MAYOR THOMAS LONGO: Can I address this? Number 1 in listening to your outline on the cameras I find it to be (and I don't mean this with any disrespect) it's a classic example on how not to get something done. I could go through the same song and dance like I'm very sorry that we didn't get this grass thing cut. If I'd have known we'd have taken care of that much sooner, but we'll have to do better the next time around. The outline that you have is absolutely amazing. You'd never get anything done playing that game. That's the let's one more thing them to death. I did not become Mayor to one more thing everybody to death.

Let's talk about cable TV, telephone, Internet that goes over these things. There are three companies now. The State of Ohio has taken over the ability for granting the franchise so then the question comes down to right of ways and there's always a battle as to whether they can use the right of ways. Basically we have all these poles, etc. up here. They have the right of way. You have investments that have already been made by Time Warner, Wide Open West and AT&T is starting to move into the area. So if you're talking about the municipality taking over those services you'd have to come in and do an engineering study and come up with an estimate as to what the system is worth and then we'd have to go through eminent domain to take it. We would have to outline everything that they have done in the way of installation from the cable to the repeaters, back up power, to the billing and how they control the head in where all the information comes out and the list goes on and on. So when you go through all of that then the City would have to look at how much equipment we'd have to buy, how many people we'd have to hire who have the expertise to maintain all that stuff so even if we went and bought one of the companies out which God knows how many millions that would be? The last time I looked at having anything put into this town when we were looking at having a massive Internet loop throughout the City and being able to cut in on that and give them a dark channel so they could put anything they want on that pipe and send it wherever they want was \$50 million. So this is a very expensive proposition and the art of running the government is knowing what areas you have the capability of getting into and which ones you don't. So you should continue to pursue that but from a cost effective standpoint there is just no way a community like this or any community around here especially with this plant, etc. already established, people working, maintaining this and the building and the service and how you're going to provide pay per view channels and upgrade the Internet and give them the telephone service and have the switches in there and interface it, etc. it's beyond our capabilities and the cost is absolutely prohibitive.

MR. FINNERTY: May I respond?

MAYOR THOMAS LONGO: Sure.

MR. FINNERTY: I just want to understand. You take me to task for giving you the information that was given by the camera companies in detail and yet you come back with all the no's on why we can't do something future looking? I'm just trying to get it straight. One time it's OK and one time it's not.

MAYOR THOMAS LONGO: I'm being realistic with you and those are your interpretations of the camera side of the thing. You have absolutely no idea as to how the procedures work, where the shortcuts can be taken and what was really meant.

PRESIDENT WAGNER: Mr. Mayor has the floor.

MAYOR THOMAS LONGO: If that's what it takes this camera wouldn't go in for at least three years. This is how you don't get anything done. Once you decide on which way to go and how it's done, this is from the professional side so to speak of managing the City and you understand that, then you can proceed to identify how to get it done. There's been many, many examples of how this has worked out and we can even

go back in history with some of the things that we've privatized and other things that we still maintain services on.

MR. FINNERTY: I respect your ability to get a lot of things done. I am quoting my numbers based on information given to me by the Chief of Police. I'm quoting what was said from a timeline by the people that made presentations on the cameras. I am quoting you from my reading of Ohio Revised Code dealing with red light cameras. This isn't like I pulled this stuff out of my behind. I'm sorry. Yes. I know there's ways to streamline. I am giving you back the information that has been given to everybody. It's just these people weren't at all those meetings. I would love to see it go fast. I hate the idea of red light cameras. I don't think they work. I don't think they're an answer to the budget. Yes, they'd balance the numbers on paper. They don't work. You're not going to have a recurring \$950,000.00 every year, 44 tickets every single day of the year. That's unrealistic.

MAYOR THOMAS LONGO: It's not unrealistic, Mr. Finnerty. It's not.

MR. FINNERTY: Why did Canton vote it down?

MAYOR THOMAS LONGO: I don't know what happened in Canton. I'm not from Canton. We've talked with other people and even the people on the Financial Review Committee, Mr. Paul Marshall and others around the State yes, those things do work the way they say they will work. That is a fact. Now you want to get into the semantics as to how it would be implemented? I don't have the power to implement it. Give me the power to get it implemented and I'll show you how to get it done and I'll show you how to get it done in one-tenth the time frame you outlined.

MR. FINNERTY: I didn't outline it.

MAYOR THOMAS LONGO: That's your interpretation.

MR. FINNERTY: No, that is what the woman from the camera company said. If you want to get the Minutes the Minutes from those discussions, read, please, read it. The Red Flex lady gave that as the outline of the timeline. I wrote it down on my Red Flex brochure from that meeting. I didn't make that up. I was shocked when I heard that timeline. I'm sorry that it doesn't work with your plan. That is the numbers she gave. And I'm sorry that you don't see that there are ways to make those financial forward thinking decisions of taking things and privatizing and turning it into a municipal service.

MAYOR THOMAS LONGO: We have looked at many things like that.

PRESIDENT WAGNER: Thank you, Mayor. Your time's up. Is there anyone on Council that would like to allow additional time?

MR. FINNERTY: I don't need it. I've covered everything I want to cover. Thank you all.

PRESIDENT WAGNER: Is there anyone else wishing to address Council this evening?

Reverend Timothy L. Eppinger, Pastor, God's Tabernacle of Faith Church, 12700 Broadway Avenue. First to Mayor Longo, President Wagner and Members of Council and Directors. Eight years ago I came to the Mayor and the Member of Council at the time was Clmn Warren and the Zoning Board because I needed the help. I wanted to organize a church. I organized a church in Garfield Heights 10 years ago. Eight years ago there was an abandoned building where we are now at 12700 Broadway and the building had been sitting there for three years. It was an eyesore to the community. I wanted that building so our church could have a church edifice. Since that time, eight years later, we

at our church. Those people come from as far as Parma, Lakewood. We have an Inter-Food program. We're a distributor. We have a tractor-trailer pull up there. We do a lot of programs for Senior Citizens. We've even got a program for young children during the summer. We have day camp for \$35.00. We keep them from seven o' clock in the morning to six in the evening.

The old Roosevelt School I know is in the charge of the School Board and we waited for it to go through the normal legal process. We know they had to first of all see if there was anyone that had a charter school. There was no one that had a charter school. We know that it went up for bid. It went from \$50,000.00 all the way down to \$2,000.00 because there were no bidders on the building. I go by the building daily. It's gotten to be an eyesore. Windows are being knocked out. I was up there today. Someone has dumped carpet from the home or somewhere out on the property. They have sprayed the building with all types of writings, etc. I need your help to take over that building.

CLWN MAHONEY: Reverend Eppinger, I don't mean to interrupt you but why, when it was up for auction did you guys not put in a bid at that point?

REV. EPPINGER: What happened is this. It went down as low as \$2,000.00 and I wanted to raise my hand to ask if I could just make a bid and the figures were cut off by I don't know if it was by the gentleman offering the building or what have you? I wanted to make a suggestion if I could just make a bid because it was only between us and two people. What ended up happening it was stated that it should go back in the programs with any recommendations and any proposals we had would go back to the Board for their review.

CLMN DUDLEY: On the bidding process, I was there also. It was not only that you would end up paying this \$2,000.00 but you had to pay the auctioneer \$5,000.00 on top of that \$2,000.00 and I felt personally that any additional money that you would have would better serve the community just like she said your own daughters and I'm raising seven children, a lot of kids and a big drug problem trust me I see it everyday on 131st. Them police working hard. I would have thought it was unfair to have to also give \$5,000.00 to this auctioneer who just sat there. Five thousand was really a little steep when we're trying to bring things back into the community so that was a price tag thrown on top. Go ahead, Pastor. Excuse me.

REV. EPPINGER: One of the things that I wanted to do was I looked at the building to see all the improvements that would need to be done to the building to make it a viable program for the community to deal with our Senior citizens and young people, families, etc. and I know it's going to take a considerable amount of money. Same thing we looked at when we first acquired our building but I went to our congregation and we looked at everything that needed to be done including the boiler and we're up to the task. We know that it would take a. That's why I sent information to you to see if we could get some support from you all to see if we could form a partnership in these economic times so we could do something to turn that historical site back over to a beautiful functioning building in our community. Since that time what I did is I went and got letters of support from Senator Nina Turner who is in our area, I got a letter of support from Michael DeBose, State Representative from the 12th House and I even got, which I gave each of you a copy, a letter from the Congress of the United States from Representative Marcia Fudge on behalf of the effort that we're trying to make and some of the things that we've already done in the community in terms of our leadership to support young people, Senior citizens and also community development projects in Northeast Ohio and other places.

I'm here today asking whatever I can do to assist you in what you might need to know about me or my church the ways that we can come together to work this situation out. I think that it would be to the best interest of the community that we could take that building because we are in the area. It's only a block away from our church. We could do just what we've done to that building where we are and help assist our community get back on an even keel. I know we have a community center here that we have Senior Citizens but that's a voting area there and also it's an area where we could have alternatives for people throughout the whole Garfield Heights area that could have advantages with programs that would be concerning them. So we need your help and I come tonight appealing to the Mayor and each of you. All these letters that I've given you have also gone to President Juby that he might be put on notice that we need the help of the Board and we just have not been able to get any farther than that. So I've come to see whatever it is that you all

could do. In the past I made a promise to the Mayor, a promise to Clmn Warren at that time and now Clmn Dudley and I made a promise also to Mr. Wervey in regards to recommendations for mending our own building. We've never had any problems in that time frame. So I come seeking your help that we might be the ones along with your help in these economic times to take over that building; that we might restore it to a community functioning building with all the things that are necessary for the community of Garfield Heights. I love Garfield Heights. We started 10 years ago and we found a building eight years ago. We've been appealing to the community since that time with a lot of programs. We've done without grants and one last point; I started a company called the Greater Cleveland Faith Based.

PRESIDENT WAGNER: Reverend, hold on a second because your time's up. Clmn Dudley would you make a motion?

CLMN DUDLEY: I'd like to make a motion to extend his time.

PRESIDENT WAGNER: On the motion by Clmn Dudley to extend the Reverend's time?

AYES: 7

REV. EPPINGER: Our church has been functioning without any grants, just on basic monies that our church members have been providing. We've been able to do a great job with a lot of our services and programs in the community. I'm President of a company called the Greater Cleveland Faith Based Imitative Group and we've put together 15 churches that applied for \$22 million of stimulus money. One of the things that I wanted to do with the building was to be able to provide a training center for young people to provide jobs for them, for not just the summer but year round service, a re-entry program for men coming out of the services, a GED program. All those we have now. We're just looking that we might be able to house them (I've convinced them because I'm the President) in the Garfield Heights area that we might be able to bring that building back to a place where there could be a central location for citizens to come in so I'm coming tonight because I need help and I'm coming tonight because I believe that I know that I have letters from other people but I'm in your community. I've been a pastor for 14 years now and being in your community these letters are from other people, but I think coming from you as our Council people it would make the difference to know that you all were behind us when we go before Mr. Juby and then I note we have a new superintendent that has come to our community and know that we stand as one to try to make the difference in our community So I stand open for any suggestions or any recommendations that you all may have?

CLWN SARNOWSKI: Have you made an offer to the school?

REV. EPPINGER: No, at this time the school has stated that they would want to try to sell the building or something like that but you know at his point where the building is if they could turn the building over to us with the monies that we would take because we're a small church. We started off with 50 people and we have 300 families now. What it would take for us, once again with no grants, to take our own money and put back in the building I think that a partnership from us with taking over the complete liability from you would allow us to do what's necessary to the building. Because whatever costs they would incur if they went all the way down to \$2,000.00 they turned the building over to us in these economic times we could do what was necessary to get it back together with no assistance. We'd just do it ourselves.

LAW DIRECTOR DAVID MACK: Obviously I'm not the attorney for the school board, but I think they operate under the same set of laws as any municipality does and I think everyone on Council knows that if a municipality wants to divest itself of property the State law requires that it go up for bid and from what I'm hearing I guess it did go out for bid but either nobody bid on it or not bid enough or they took it off the market.

REV. EPPINGER: No one bid on it.

LAW DIRECTOR DAVID MACK: Then it's back in the school board's property but they can't give it away no different than we cannot decide if we had a building to turn it over to the church because it's not ours. It's the taxpayers and they have to follow State law. I certainly have heard wonderful things about this church and I'm sure all the Council Members would like to do all they can and I'm going to rack my brain

how to figure out a way to convince the school board to act but they may be stuck in that position that we're in that you got to do it by public bid. Maybe if they put it up for public bid and this church bid \$1,000.00 on it that would be great. That would be great for everybody.

REV. EPPINGER: What about if they just let us purchase it from them? Since it's already been up for bid? Would they allow us to buy it for a minimum amount so that we're still fulfilling the contract of the law? Then we could take it over and it would not be a problem at all?

LAW DIRECTOR DAVID MACK: The way things are handled with the municipality, and again, I'm assuming the same was with a school board because it's a State-created entity like us, if we put something up for bid and it didn't sell we can't turn around and give it away. If somebody bid \$500.00 we could reserve the right to not sell it or we could say fine we'll sell it for \$500.00. But that's the City's decision. If we're selling property, but if we own the building and Council said we want to give it to these guys for free, I would have to say that we're not following State law. My position is if enough pressure can be put on the school board to put it back up for auction and knowing your church might be the only bidder and if they're willing to take \$500.00 or \$1,000.00 or \$2,000.00 without this \$5,000.00 for an auctioneer, that Clmn Dudley was talking about, that might be the way to go is just keep putting a little pressure on the school board.

REV. EPPINGER: What if coming from this Council and our church we offered them \$1,000.00 for the building and because it's already been through due process of seeing if there was a charter school, putting the building out for bid, the building did go as low as that and then you'd get behind as support the amount that we put up for \$1,000.00 for that building and then you talk about providing support and putting pressure on them from that standpoint this has already went through due process. I wouldn't like to get back into another bidding because no telling who would come up and take the building over and then it would be out of our hands or maybe even out of our budget for what we're trying to do because the money we have we're looking to put back in to the building with no help. Once again no grants, etc. If the grants come and we're working with the grant that you all know, the Edward Burns Memorial Grant, dealing with violence in our community and I just formed a partnership with Mayor Jackson in Cleveland last week of his regards to that and I have a letter coming from Congressmen Kucinich and also Senator Sherrod Brown regarding our program but if we did that with \$1,000.00 and you all were behind us and then put pressure on them from that standpoint because it follows as due process I think we might have an option for them to look at because everything has been surveyed in terms of their legal obligations.

LAW DIRECTOR DAVID MACK: As long as they meet their legal obligation that would be correct, so.

REV. EPPINGER: Yes.

CLMN DUDLEY: It points once again, like I say, where you talk about some letters and you should be getting some from Judge Larry Jones and also Peter Lawson Jones, etc. and we understand that the building had to be put up. We was looking for today for support. We are going to have some issues this summer and honestly I talk to our police almost on a daily basis and I don't want them get tied down with a bunch of youths. I want to mention I was shocked when I read the other day in the paper about an officer over there by the dollar store. I remember a time when I first moved into this City if the police pulled up--I mean everybody was scattered--the kids was scattered. That didn't happen. We have a different group of youth today than that we dealt with years ago. The officer said that as he was putting a child in the vehicle the other one was still swinging and striking him in the prostate. If we back up some years that would not happen. We wouldn't be having this conversation. I'm not asking for the school to go out of scope of what it's done. I'm asking you to face the fact that we have to come to realize if something had to be set aside for our youths now. If we don't address it today it's going to be a bigger problem. Years ago you didn't stop it at the border and it becomes like a cancer. It infiltrates and once it spreads you got to go to chemo, etc. to try to get rid of it. We have to do some programs. We got a lot of troubled youths. We got some youths that we want to get into some programs before they becomes part of the problem. We have to be the solution. We have to speak up. We owe it to the residents in our community who don't want cars and kids standing in front of their houses smoking dope, etc. The is a good opportunity. I've worked with the school board. I got all the way up

there to Joe Juby. I talked to him last week. But he's tied down with a babysitting issue right now. I told him we're not trying to shortchange the school. This pastor and several other pastors--12 of them--volunteered their time. They worked in prisons, jailhouses. They willing to give their services to work with this pastor here at no cost to the City. We can't sit back no more. It's not going to go away. I see it everyday on Turney Road. I used to think it was just on 131st. It's not true. They're getting just as worse on Turney Road when you go up there in summertime. They dragging around. They won't move out of the way for me or nobody else. A lot of kids tell me they don't know what they're going to do this summer. They tell me what program do you have? I stop them at the stop signs. They hang in front of people's houses. I made a promise and I made a commitment. I was going to figure out something to get them involved. I talked to Vic Collova and he was interested in boxing. I'd love to see a boxing program for our youth. We have to stand up to the plate. I'm not asking for nobody to push the school board in the wrong direction. I'm just asking for a little support. That center has never done its job. It's always been the community center of Ward 1. We have a Recreation Center that don't deal with them issues. This is one of them last opportunities we may have to get some programs set aside. We ain't going to get this opportunity to we need the support, we're asking of Council to support the community so that center can do its job to support the entire City which it should have done many years ago. Time's running out. We're not asking for much, just for some support right now.

PRESIDENT WAGNER: Thank you Councilman. Anything else, Reverend? I'd like to meet with you after the meeting or set up a meeting when we could get together.

REV. EPPINGER: Thank you. Eight years ago you all gave me a chance. It wasn't the Board immediately but it was the Mayor who said because I wanted a piece of land you couldn't even put on grocery store on said find a place, get an old bar. We got one that had been an eyesore. Then Clmn Warren supported that and everything under the guidance as I keep mentioning Bill Wervey's name because he pointed out a lot of things that our church needed to do and I want to thank them at that time and hopefully we can move forward to do something else. Thank you all.

PRESIDENT WAGNER: Is there anyone else wishing to address Council this evening? There being none that concludes Comments by Citizens. We'll move on to Miscellaneous Business beginning with Ward 1, Clmn Dudley after your fine speech.

MISCELLANEOUS BUSINESS:

CLMN DUDLEY: First of all, I understand what you ladies what live on Rockside is going through. At the same time I understand my colleagues that couldn't vote in favor tonight because it is financial issues but I do want to stop and mention I know what the gentleman said and he comes up with some pretty good figures there, the gentleman sitting right there, but we have to find other ways of getting revenue for the same reason we couldn't go ahead with Rockside is a revenue issue so we're going to have to explore other options. I don't want to put the burden on the back of the people. I don't think you should go back and ask the people for money, a raise, etc. We can't afford it as it is, people can't afford to maintain they homes. But I say if you come up sometime and look at 131st and even going down to St. Tim's you catch them. A good example bottom of the hill 131st and Broadway. I'm heading east and I made a left at the light. There's always a green arrow but as you're turning you got four or five cars they're getting ready to hit the hill. They never stop. They just go right up there. I had to call the police department on a truck that followed me all the way down to Saybrook. He ran through a light behind me so quick like a trailer and he just hanging on with me and the kids in the back so close I could read his license plate who I gave the Garfield police. I know I already had to pay a ticket that cost me \$100.00 on 93rd and Broadway. I don't believe I was driving that day but I had to pay that ticket to Cleveland. They made a profit off Mike Jr. He owes two of them tickets he had to pay for. There a possibility that some money can be made. You don't want to cut your departments but things are getting tough. We have to take chances. I'm going to take a chance on red lights. I'm not crazy about them and I do it as a safety factor but while you're doing safety there's also an opportunity to make some money. I sympathize with you all. I know what I went through for seven years before I moved to Garfield. Hopefully better times are going to be ahead and we can do something for it. Keep the City in your prayers and about that center. I raised five daughters in the City and two sons grown and we got two more little sons so they're

nine kids all together but we're going to be OK but we have to take chances. I understand my colleagues' point and I have no hard feelings. They have to vote for the best interests of what they feel is right. Make that call over to the school and say you'd like to see that building move forward. That's it.

CLWN MARINCIC: Regarding the legislation for Rockside Road it was agreed in Council Caucus that it would be committed because some of us had some questions that we didn't have a chance to get answered and that's what I wanted. I wanted that opportunity to get all my questions answered so I could make an educated vote on the legislation because when the project is completed it would cost the City quite a bit of money so that's why I voted not to waive Rule 24 which made it go into Finance Committee and I'm hoping our Finance Chairman will hold a committee meeting so I can get my questions answered. That's all I have.

CLWN SARNOWSKI: I'd like to tell everybody that our CERT team is having a Treasures and Trash household sale at the recreation center on June 20th and also Garfield Heights is having a Rain Barrel Workshop July 8th and they're going to make rain barrels. If anybody is interested in that? It's here at Garfield Heights City Hall. It's going to be a cost of \$60.00. They provide all of the materials.

CLMN OTERO: I move we adjourn.

PRESIDENT WAGNER: On the motion by Clmn Otero to adjourn?

AYES: 7

MEETING ADJOURNED AT 9:19 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Frank J. Wagner
President of Council

Barbara Molin
Clerk of Council