

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, August 13, 2012

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

INVOCATION BY: Clmn Michael Dudley, Sr.

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

EXCUSED: Mahoney

CLMN VAUGHN: Mme, Chairman I would like to excuse Clwn Mahoney this evening.

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

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

ABSENT: Mahoney

READING AND DISPOSAL OF MINUTES:

PRESIDENT MARINCIC: Reading and disposal of the Minutes from the July 9th Regular Meeting of City Council and the July 18th Special Meeting of Council.

CLMN SUSTER: Mme. Chairman, I'd like to make a motion that we accept the Minutes of July 9, 2012 and also the Special Meeting of Council of Wednesday, July 18, 2012 as submitted.

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

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

ABSENT: Mahoney

WRITTEN COMMUNICATIONS TO COUNCIL:

PRESIDENT MARINCIC: Are there any written communications to Council this evening?

CLERK: Yes, Mme. President. We do have one letter which I am going to read.

PRESIDENT MARINCIC: And we have to vote on it.

CLERK: Yes. We did receive a letter dated August 9, 2012 from William Boron of Atwell, LLC which in is on Bainbridge Road in Cleveland Ohio. It's addressed to the Clerk of Council and the City of Garfield Heights about the letter of appeal to the Clerk of Council Private 6" Fire Line, Cuyahoga County Public Library, Garfield Heights, Ohio.

“Clerk of Council:

We are hereby addressing the request of the Building Commissioner and Law Director to prepare this letter of appeal to the Clerk of Council for the City of Garfield Heights Codified Ordinance Chapter 1505 Local Standards and Requirements, Section 1505.23 Installation and Approval of Private Fire Service Mains and Private Fire hydrants (c). All new private fire service mains and private fire hydrants shall be sized at eight inches or longer.

We have been in several conversations with Mr. William Wervey (Building Commissioner) and Lt. David McKee (Fire Safety Officer) on this matter to seek the appeal from the required private eight inch fire line to the private six inch fire line as proposed on the site engineered improvement plans for the proposed Garfield Heights Branch Library project currently under construction. In the conversations, both Mr. Wervey and Lt. McKee stated that the proposed six inch line should be adequate but needed to be documented and approved through the proper City procedures.

The proposed six inch water line is more than adequate to provide the required fire flows and pressure requirements to serve the proposed branch library along with the private on-site hydrant. The system demand for the building is 570 GPM and a 6” line can easily handle up to 800 GPM. Also, there is no code language in NFPA 13 or the 2009 International Fire Code that would prevent a 6” line.

We are requesting granting this appeal based on the current City permitted construction documents, permitted Cleveland Water approval, discussions with the Building Commissioner, Law Director, and the Fire Safety Officer, and not to incur any delays in the current construction schedule and unnecessary project costs for this new Cuyahoga County Public Library - Garfield Heights Branch project.

Sincerely,
William Boron”

PRESIDENT MARINCIC: Need some water now? Before I vote on granting the appeal does anyone have any questions or comments? There being none, all in favor of granting the appeal say Yea? All opposed? The Yeas have it.

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

ABSENT: Mahoney

LEGISLATION OUT OF COMMITTEE: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT MARINCIC: We will move on to the reports of the Mayor and his Directors and I understand the Mayor has a great report tonight.

MAYOR VIC COLLOVA: Thank you, Mme. Chairperson. I’m going to start tonight with the legislation beginning with Ordinance 48-2012 and this is basically to comply with the County’s mandate. We are amending our Charter to read primary elections will be held on the second Tuesday of September instead of the 5th Tuesday prior to the election. That’s requested from

the County. Ordinance 49-2012. This ordinance, if passed, will allow residents who work for government entities to run for political office in Garfield Heights. Presently it's not allowed and this legislation would ask that be changed. Ordinance 50-2012. This will put some teeth into the present noise control legislation. Ordinance 51-2012. This is a two year extension to the Firefighters labor agreement. The firefighters understand the economic problems that the city and the entire country has been having and have agreed to have a two-year extension and remain as they are for the next two years, so we thank them for that. Ordinance 52-2012. This basically renews the city's Internet access agreement. Ordinance 53-2012 basically is the same thing. Renews the Court's Internet access agreement.

Now to report. I want to read some notifications we've received. First one is from St. Monica's Church. It's addressed to Chief Sackett.

"The Police Department performed an excellent job for the recent St. Monica's Church Carnival. We were very pleased with the attention given to making our parish grounds and the surrounding areas a safe environment for all who attend the carnival and for those who are living in the surrounding community. I'd also like to commend the Auxiliary Police for the work they did during the carnival. We had a great community event here on our parish grounds. The Police Department helped to make this wonderful event. Special thanks to you, the Garfield Heights Police and the Garfield Heights Auxiliary Police for all the hard work last weekend at the carnival."

This was signed by Farther Thomas Haren, Pastor of St. Monica's Church. So thank you once again to the police and to the auxiliary for a job well done.

I'd like to read a letter now from a resident, Alan Zimija. It says,

"Dear Mayor Collova:

Two weeks ago today my 84 year old mother Hilda suffered a cardiac arrest at home. No pulse, no heartbeat, no breathing. I called 9-1-1 and within a short period of time the Garfield Heights EMS and Fire Department arrived at our home. They responded in a very professional, methodical manner. After much effort they were able to reestablish a pulse and a heartbeat and took my mother to Marymount Hospital. From there my mother was transferred to an Intensive Care Unit at Cleveland Clinic. Her condition improved, she regained consciousness, but unfortunately she had another cardiac event and passed away on July 3rd. Although the incident did not have a happy ending, I would like to personally thank each member of the Garfield Heights EMS and Fire Department who responded to my call for help. They were able to resuscitate my mother so that subsequently she could communicate with her family in the hospital. She was able to meet with her children and grandchildren. We had a few extra days with her because of their professional work. Looking back, that extra time was priceless. I do not have the names of the EMS and Fire Department employees who helped that Friday evening but please extend my sincere thanks to them for their work. Their efforts are to be commended."

I want to say I do have the names of those firefighters and I will pass them along. This is something that happens no matter who's on shift for the Fire Department or the police. They handle it so professionally Garfield Heights has to be proud of our safety forces. They do an excellent job and it's good to see the residents who talk about it and they say thank you. It's a good thing.

Next I want to talk a little bit about the Garfield Heights Community Forum. This is a drug program. Steve, if you would please? Would you help me pass those out? (*Flyers were passed out.*) The Chief is going to get into this a little bit more. I want you to look at this before the Chief gets to his report. I think this is going to be a very important thing in Garfield Heights for the youth and for parents who have some troubled children, some addiction problems. This is going to be a very professional, very well put together forum and I urge everyone to attend. As I said the Chief will get into that in a few moments.

A couple of good things to report. A couple of months ago I met with County Prosecutor Bill Mason. He had some extra funds from some delinquent tax collections that he made. They were going to disperse cities for demolition funds and he told me what we needed to do to apply for these funds. At the time he said there was \$100,000.00 possibility of receiving these funds. We put in for \$100,000.00. We were really hopeful to get \$60,000.00 or \$70,000.00 and we received a letter just recently and I want to read it to you.

“Dear Mayor Collova:

Thank you for submitting your application for demolition funding through Cuyahoga County Prosecutor’s Delinquent Tax Assessment collection. I am pleased to inform you that the Cuyahoga County Prosecutor’s Office will be allocating \$100,000.00 to the city of Garfield Heights. Matching funds are available through Ohio Attorney General’s Moving Ohio Forward Program bringing the total to \$200,000.00 for your demolition needs.”

They came through like I can’t believe thanks to the work of quite a few people in the Building Department, Noreen did a great job putting in for this funding but we need to thank Bill Mason because the \$200,000.00 we’re probably looking at 24 or 25 and even more homes that are going to be taken down and made to have the area look good so this is great for the community. It’s good to see this kind of support from the County and I thank him for that.

I now want to get into something. I already released this out to the news media but I want to make everybody on Council aware of this because nobody on Council is aware of this yet. As Mayor of Garfield Heights I believe the time has come to give residents a break. Several years ago when I came into office we inherited a dire financial situation. This was caused mostly by the state of the economy in general, but also by unusual factors including housing market problems and reductions in tax revenue. It was complicated by Federal and State policy changes resulting in a loss of revenue sharing. This in turn resulted in unprecedented deficits not only in Garfield Heights and the State of Ohio but throughout the country. Since that time we worked diligently to address these issues on every front. Our Department heads have operated on minimal funds, our City Council has spent a great deal of time carefully studying and controlling the prudent use of resources available. Most significantly and I mean most significantly, our residents have shown a great deal of support to the city during these difficult financial times.

One way that we provided for sufficient funding was to establish a rubbish pick up fee. Although we still need to collect that fee, we promised that as times improved we would try to systematically reduce the cost to residents. In my opinion that time has come. Therefore I am proposing a \$3.00 per month reduction of the current \$15.00 per household fee and \$1.50 off of the \$7.50 Homestead fee. Hopefully as time goes on we will be able to reduce this further and hopefully in time eliminate it altogether and fulfill the promise we made to the residents when we

put this fee in place, But we have to be careful since we are still digging out from a \$3.5 million deficit. Also for this reason the State must approve this reduction. Although \$3.00 per month reduction may not seem significant, when you figure we will be giving this reduction to approximately 10,500 households, the cost to the city will be about \$350,000.00 annually and that is a very significant number. Last year at this time we were projected to not be in the black until 2015 or 2016 as we all know. About two weeks ago Finance Director Ron Tomola came into my office to discuss our finances which we frequently do. He told me that because of the construction projects, along with some unforeseen State dollars and a whole lot of controlled spending through our directors that we could possibly end this year in the black. I was totally ecstatic. As the saying goes, we've come a long way, baby. I'm very proud of that. Now I know we still have a long way to go, but I want to thank the residents for their support, I want to thank my staff for managing their dollars and their time. I want to thank each and every employee for all those sacrifices and much appreciated hard work and I want to thank all of Council for making the hard decisions needed to right this ship. With the approval of the State, which I believe we'll get, I will be proposing legislation at our next Council Meeting for this reduction. I urge Council to support this. Mme. Chairman, you have my report.

PRESIDENT MARINCIC: Thank you, Mayor. That was a very good report. When you sponsor that legislation would you put my name on it as well? How about the rest of the Council? Does everyone want their name on it? OK. Any questions for the Mayor on his report? There being none we will move on to our City Law Director Tim Riley, do you have a report?

LAW DIRECTOR TIM RILEY: Thank you, Mme. President. I have no report.

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

CHIEF ROBERT SACKETT: Yes, I do. Thank you. First of all I'd like to mention that tomorrow marks 18 years since Sgt. Dennis Glivar was shot and killed at the 88th Street apartments. You'll notice the flag will be at half-mast and wreaths should be out in front of the station. If you think of it tomorrow if you could please say a prayer for Sgt. Glivar and his family.

Second thing is kind of in a better late than never category. I should have mentioned it last meeting. I want to thank Chris Piazza, Mary Ryan, Mrs. Johns and their crew. They were out in front of the police station a month or five weeks ago or so and they did a tremendous job with the landscape and they all did it voluntarily. They mulched; they planted a lot of flowers and it looks a whole lot better. PNC Bank sent a crew of employees down there for their work day and they helped out too. I just wanted to thank them and apologize for not mentioning that sooner.

Next thing is just keep in mind school starts already Monday, August 27th. It's the first day of school. The kids will be out naturally. The buses will be going; the school zone signs will be flashing at 20 again so pay a little extra special attention. This year the schools are getting out at 2:20 p.m. and 2:40 p.m. so they're going back to the more traditional times so keep an eye out for the kids.

Last thing I want to mention is the Drug Forum that the Mayor briefly mentioned. Our subtitle for this is "It's a Struggle You Don't Have to Face Alone" and that kind of has a double meaning. The obvious meaning is that if you're addicted or if you have a family member that's addicted obviously that's a struggle. You can't face it alone and if you come to this meeting we're going to try our best to help you. We're going to point you in the right direction. But the other thing and probably in the long run maybe the more important part of this, is this is a struggle for every

parent. Your child doesn't have to be addicted or even starting to take drugs for this to be a struggle. Pretty much from day one you got to work at setting your kid in the right direction so you don't have to face the hard part of this addiction. We're going to have a treatment specialist and that's really what he specializes in—talking to parents about what to do before it becomes a real problem. We'll have some people from Garfield Heights that have been through this in various aspects so I think they'll have an interesting perspective on the whole thing. So you'll see these flyers out. You guys got them. You'll see them around the city. They're all the same flyer. You see them in various colors, but they're all the same flyer. September 12th it's a Wednesday evening at the Garfield Heights High School Performing Arts Center, 7 p.m. to 9 p.m. at the latest. We're aiming for 1.5 hours but we're going to get you out of there certainly in less than two hours. It's free, there's no sign-up. If you need transportation call us. We'll get you transportation. If you have kids that can't sit through it, younger kids, we'll have child care there for you. So there's really no excuse not to come. I ask everybody's help to pass the word to anybody they think could benefit. Any out there, please come and I know you're going to benefit from this. With that you have my report.

PRESIDENT MARINCIC: Thank you, Chief. Any questions for the Chief?

CLMN SUSTER: You had mentioned that Chris Piazza and Mary Ryan were out there planting the flowers. Either you have a twin brother that was out there helping them or that was you? You ought to be recognized also.

CHIEF ROBERT SACKETT: Helping or getting in the way? I'm not sure which? Thank you.

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

SERVICE DIRECTOR TIM McLAUGHLIN: Yes, I do. Thank you, Mme. President. We finally got through all the streets in Garfield Heights in the last month and we have a stack of work that fell behind because those crews were out on the patch crews. So we've had the street sweeper out, the tree crews out doing work tickets. The crosswalk striping crew is out. We have the crew now trying to fix the street repairs on the water cutouts. There's like 60 of them. Trying to get those in order so we can submit them to Cleveland for repayment. Also there's just been other numerous things, like holes in the tree lawns, this or that, that we can get caught up and it's taking some time but you know there's 21 people and we have vacations, etc. it gets down to bare minimum so we have to try the best we can to get everything taken care of.

Also I talked with the County Board of Health this week and it's mosquito season. We have had our catch basins treated for mosquitoes. We do that every year and the County comes by and does all of them. We pay the County to do that. Their suggestion is if you sit outside to wear repellent and also eliminate any long standing water in your yard and this is what they're looking at. They have mosquito traps all throughout all the cities in Cuyahoga County. They check them twice a month to make sure there aren't any problems or problems going to develop. They just asked me to put that out there to the residents because it's getting nicer at night time now. Everybody wants to sit outside and it's something you have to take a look at.

One of the other things is I'd like to go over the rubbish procedures. We do have problems with that and continue to. Rubbish cannot be put out until 6 p.m. the night before the regular rubbish pick up and that's from April 1st through October 31st. November 1st through March 31st you can put it out after 4 p.m. the night before. One of the other problems is we have a blue bag

recycling system. People are putting their recyclables in the can. The rubbish truck is going to pick up the can and pour it into the regular rubbish. I don't know how to get it across anymore. That's the system we've had here for 25 years. We've looked into other systems. They're very expensive to start getting containers, etc. so this has worked out pretty well that I just wanted to mention it. The blue bag you put your bottles and cans in and the brown bag you put your paper in. That will show the difference between your rubbish and the recycling truck that comes around.

The other thing that we're having problems with is garage sale signs. This is getting to be a big battle--50 or 60 of them a week. Everybody who calls you tells you they're going to take them down, but the law calls for them not to be posted on the poles, etc. on the streets. It says you can have one in your own yard during the period of your garage sale. Just this weekend I pulled some down on Saturday, but my foreman's out on Monday. He spends 1.5 hours picking up garage sale signs that are left. You got the other side where people complain about the eyesore of it, you know, it does look bad when you drive up and down the street. There's some up there sometimes that are a couple weeks old. Nobody ever came back for them. I thought I would mention that again.

The last thing. We have the Hazardous Waste Roundup. It will be in September. That's our second one of the year. It will be Monday, September 17th through Friday September 21st. It will also be Monday, September 24th through Saturday September 29th. During those two weeks it will be 7:30 to 3:30. You can drop it off at the Service Garage, 13600 McCracken. Then on a Saturday, September 29th we'll have a half a day from 8:00 a.m. till noon. You can also bring the hazardous waste to the Service Garage. Also in conjunction with this we also are going to run a second paper shred. I been getting a lot of calls for that. We're going to run that on Saturday September 9th. That will last for three hours. You can bring it down and they will load it in the truck and shred it right in front of you. That's also at the Service Garage. With that you have the end of my report.

PRESIDENT MARINCIC: Thank you. Any questions for Mr. McLaughlin on his report? I have just one. The No Parking signs that are on the telephone poles. Are we all out of those?

SERVICE DIRECTOR TIM McLAUGHLIN: No, we probably replaced about 40 or 50 of them in the last month and we are still working on them.

PRESIDENT MARINCIC: Because I have some in my yard that are worn so much you can't read them and a couple that have fallen prey to vandals. Now they're orange.

SERVICE DIRECTOR TIM McLAUGHLIN: Actually, we've been riding around all the streets, The foremen have been writing them down. I think we've replaced about 50 of them in the last months. Some that have SUNOCO stickers on them, that we have to replace too, stop signs, etc, The stripe crew is right now doing the striping. Soon as they're done with that we'll get a little better effort in to getting rid of those signs.

PRESIDENT MARINCIC: I hate to bother you with it because I know it's so low on their totem pole.

SERVICE DIRECTOR TIM McLAUGHLIN: It's not. The stop signs, etc. we replace right away. We have replaced some of them when it rained and we have not been able to stripe and replace No Parking signs, etc. We are taking a good look at it.

PRESIDENT MARINCIC: Thank you. Now we'll move on to Recreation Director, Bob Dobies. Do you have a report this evening?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Yes, I do. Mme. President, Council Members, good evening. I'd like to report on July 22nd we held our Second Christmas in July Party. I'd like to report we had a large crowd of over 250 attendants at the event. We were entertained by DJ Carlos, our DJ, playing all the Christmas tunes and children and adults appreciated Santa arriving, bringing his cheer and candy canes along with Mayor Collova. I am not sure but I believe Santa was a relative of Mr. Nenadovich? I just want to thank you, Mike, for giving up your time. We raffled off five bikes donated by our Police Department. There were hot dogs, swim races for all age groups which proved to be very popular with our patrons, especially the adults which I believe was the biggest group that participated. We partnered with the US Marines Toys for Tots Program. We were able to collect a substantial amount of toys donated. I'd like to thank also all those who donated and participated and my staff for making it all happen. That particular day we were also visited by TV Channels 5 and 19 doing a brief interview on our event, which was good, positive reporting.

The girls' softball season ended this past weekend with the All-Star games. Congratulations goes out to all the regular season champs. Division A was the Athletics, B was the Mets and C Division was the Athletics. Again, I would like to thank all the players, coaches, parents and Booster Club and officials for another successful season.

This past weekend we had our Dog Days of Summer in conjunction with the Annual Kids' Dog Show. This marks the 36th year for the Annual Dog Show. Isn't that amazing? It is free to our residents and everybody goes home a winner. Our afternoon was a success with our Mayor, two Masters of Ceremonies: Dr. Richard Thompson of the Family Pet Clinic here in Garfield who was our number one benefactor. He provides everything for the show. Our other emcee was Mr. Dick Goddard, Cleveland's own weatherman. For his commitment to our city for the last 24 years I thank him and he makes our show special in his own way. The raffled bikes that were supposed to be raffled off and the Indians fan basket donated by Jeanne and Mayor Collova along with September Indians tickets donated by Pepsi will be drawn at the end of this week. Because of Mother Nature the weather was a little cooler so the pool participation was a little bit down.

The pool will be open through Sunday August 26th. That will be the last day. Regular hours will be maintained the last week and that's 1 p.m. through 7 p.m.

Registration for fall and winter activities is in progress. Co-ed soccer is through September 15th. That's for ages 6 through 14. Muni figure skating and hockey sign ups are under way. We will again offer the Learn to Skate Program in both disciplines. This was very popular last season. It is for those children who have never skated before or who need a little more confidence on the ice. We will take registrations during regular business hours. Also the Hockey Booster Club will take Travel Hockey registrations the weekends of August 18th and 19th and September 8th and 9th. I don't want to forget our Fall Fitness session. The fall session will be 10 weeks and begin September 4th and run through November 10th. For any questions on any of the programs please call the Recreation Center.

Last, I was asked, the Garfield Heights Youth Football League in Garfield is still taking registrations for Flag Football only Tuesday, Wednesday, Thursday at Garfield Park's Windy Ridge Pavilion from 5:30 to 7:30 p. m. and last the Garfield Heights Baseball League is asking for any children that are interested in playing Fall Ball. If you are interested please call Mr. Bob

Marek at 990-8386 and again, if you need any more information please call the Recreation. That concludes my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Recreation Director? There being none we will move on to our City Engineer Dave Krock. Do you have a report this evening?

CITY ENGINEER DAVID KROCK: I do, thank you. I wanted to pass along a note about the Overdrive new headquarters. The road is now open to traffic. All the concrete's in. We do have some striping and signage to go, but it should really give them a nice front door to their facility.

I also wanted to mention that the Grand Division storm sewer project is out for bid so we'll be seeing bids here at the end of the month.

I also wanted to report on McCracken Road. We had a public meeting with a number of the businesses in the area just to talk about access—how they would get in, their trucks, etc. We had a good meeting there. And just for those in the general public, McCracken will be maintained one lane in each direction at all times. There will be some times during the day when we might be flagging traffic to get around some particular work that's being done but there will always be at least one lane in each direction. So although there will be construction tie ups and delays it will still be open at all times. That's my report.

PRESIDENT MARINCIC: Any questions for our City Engineer?

CLMN DUDLEY: When is the proposed scheduled date that all of this will start to take place?

CITY ENGINEER DAVID KROCK: At this point we're hearing next Monday we should start working on some of the catch basins and some of the work will begin out there. Over the past month we've been going through submittals and a variety of approvals for their work, but it should all get going next week.

CLMN DUDLEY: Finally. All right.

PRESIDENT MARINCIC: Is that all you got?

CLMN DUDLEY: Yes.

PRESIDENT MARINCIC: Any other questions for our City Engineer? There being none, we will move on to Finance Director Ron Tomola also known as Ronaldo? I found this out tonight.

FINANCE DIRECTOR RON TOMOLA: Thank you, Mme. President. I just wanted to expand a little bit on the Mayor's report. I did meet with the Mayor a few weeks ago and everything that the Mayor said is what's occurring. We had some unexpected revenues that came in this year higher than what was anticipated that allowed us to make this move. Currently I am working on revising the forecast for the auditors to show them the impact that the reduction will have on our revenues and that it won't affect our forecast as badly as they anticipate it may. So it's a good thing. That's my report.

PRESIDENT MARINCIC: Any questions for our Finance Director? Nothing, Mr. Suster? You're sure now? There being none we will move on to Bill Wervey, Building Commissioner.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Absent.

BUILDING COMMISSIONER BILL WERVEY: Good evening, Mme. President. I don't have much. I just have the vacancy report. We're holding pretty steady or maybe coming down a little bit. We're at 30 on vacancies and about 660 on foreclosures. And of those there's 150 that are bank owned and there are point of sales on 308 of the vacant houses so they are actively being marketed at least. That's all I have this evening.

PRESIDENT MARINCIC: Thank you. Any questions?

CLMN SUSTER: Mr. Wervey, you heard in the Mayor's report that there's going to be \$200,000.00 for demolition of houses? Do you have a list of houses which need to be demolished? Would they be prioritized?

BUILDING COMMISSIONER BILL WERVEY: Yes. We've already submitted the houses. We had a list of I believe 25 houses that I documented and declared to be nuisances. Actually I think there's 24 houses and one apartment building. When the grant money came in higher than had been anticipated we are working on adding some homes to that list because of the 25 houses we'd already had estimates on the demolition costs for those and that was a key part of what we submitted to the County and as the Mayor indicated more money may be available than what we had anticipated so we're looking at adding houses to the list.

CLMN SUSTER: OK. Thank you.

CLMN NENADOVICH: Mr. Wervey, thank you very much for 7512 Bancroft. It is down, seeded and strawed. A very long journey. Now I want to talk to you about 9513 Birchwood?

PRESIDENT MARINCIC: Mr. Wervey, you said you have a list of the homes that would be demolished? Could you forward that to me?

BUILDING COMMISSIONER BILL WERVEY: I can share that with you all if you like.

PRESIDENT MARINCIC: Yes, because I'd like it to go to all of Council so we could all see if any of them in our Wards are on that list? I know I have a couple.

BUILDING COMMISSIONER BILL WERVEY: I think the Mayor wants to comment that there was a caveat for these funds that the homes be near the Cleveland border. But you I believe have something up there. I defer to the Mayor.

MAYOR VIC COLLOVA: Yes, actually the caveat as Bill talked about was they wanted to put in that the houses that were going to be demolished or businesses were near the Cleveland border or on the Cleveland border. They wanted to be able to do Cleveland and the suburbs to give them big projects everywhere so unfortunately Wards 7, 6, Wards like that probably won't be able to use this funding. We'll certainly try but the understanding is they have to be bordering Cleveland or at least close to the border.

PRESIDENT MARINCIC: Any other questions for our Building Commissioner? There being none, we will move on to Comments by Citizens on the agenda. I think our Clerk will read the rules for me.

COMMENTS BY CITIZENS ON TONIGHT'S AGENDA:

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

PRESIDENT MARINCIC: Thank you. No citizen may speak more than once. Mr. Vaughn, do you have your timer ready? Because I don't have Ms. Mahoney here. Anyone wishing to speak tonight?

Joe Lamalfa, 13205 Silver Road. I want Ordinance 48 and 49 explained to me a little bit closer.

PRESIDENT MARINCIC: You said 48? It's just basically changing the date of the election and the Board of Elections requested it.

MR. LAMALFA: OK.

PRESIDENT MARINCIC: Yes that's why we're doing that. And 49 is the qualifications for Council and Mr. Dudley can explain that one to you.

CLMN DUDLEY: Mr. Lamalfa, what I wanted to do is we like the only city that I can think of.

MR. LAMALFA: Wait. I know what he's going to say. No. I understand. In the era of people getting away from double-dippers, you want to start a new law in Garfield Heights where you're going to allow our Council to double-dip the taxpayers' money more so they could get involved with the County corruption and the State corruption and all these other corruptions going on. The County did away with people being allowed to work for the County and being a non-paying committee member, OK? And they forced Council Members either to resign their Council seat or to work for the County. So now the one law that Garfield Heights was up to date with you want to turn it around?

CLMN DUDLEY: Mme. Chairman, I put it up. I'd like to comment.

MAYOR VIC COLLOVA: Are you asking me?

PRESIDENT MARINCIC: The Mayor didn't put up this. Mr. Lamalfa.

MAYOR VIC COLLOVA: Let me respond this way, Mr. Lamalfa, OK? First off, you probably should wait till it gets voted on and see how Council votes. If somebody comes up and requests a Charter change and there's nothing illegal about it I'm certainly not going to stop him. I put it through the legislative procedure. I did not say that this is something I wanted. I did not say that it is something I didn't want. This is legislation that was put up legally and we have to respond to it. We have to act on it. Would you expect me to say no, you're not allowed to put that up because I disagree with it?

MR. LAMALFA: Well, the way this is written. OK, the person that's watching this TV program here, he has no idea that you're allowing our Council Members to double-dip. He just thinks it's a fly by night thing—no big problem. I couldn't even understand it.

MAYOR VIC COLLOVA: I thought when I explained it, Mr. Lamalfa, when I talked about it I said that it allowed somebody that works for our government to hire somebody on Council here to work for a government entity. How else would you like it explained?

MR. LAMALFA: I happened to catch that, but I'm not too sure that our residents will.

MAYOR VIC COLLOVA: Let me repeat it again in case other people are not as sharp as you.

MR. LAMALFA: When you been there, done that, seen that, you get up on certain things.

MAYOR VIC COLLOVA: Let me ask you this question, Mr. Lamalfa. Was there something done wrong by this legislation going up in front of this body?

MR. LAMALFA: No.

MAYOR VIC COLLOVA: Thank you.

MR. LAMALFA: But there's something wrong if this body votes it up because this is just adding to the corruption in the County that's been going on.

MAYOR VIC COLLOVA: I would guess that you're saying that you suggest that the people vote against it?

MR. LAMALFA: Yes.

MAYOR VIC COLLOVA: Not that anybody did anything wrong?

MR. LAMALFA: No.

MAYOR VIC COLLOVA: Thank you, because I'd like the people to know that too. They may be confused.

MR. LAMALFA: OK. So in the era of doing away with double-dippers and having people be able to pay for this and if you scratch my back I scratch your back, you're voting on a legislation that will further corrupt the city and I just think that it's the wrong thing to vote on and especially nowadays when they're doing away with it in the County. That's all I got to say. I don't care.

CLMN DUDLEY: Mme. Chairman, do allow me to respond because I put this piece up. I want to make it perfectly clear so people understand because an individual comes up and they talk about double-dipping, etc. It would not allow us to work inside the city. It would not allow us to and we know the County is not hiring individuals who are Council people outside of the area. You had your turn, now let me have mine, alright? It's not going to allow us to do that.

PRESIDENT MARINCIC: Mr. Lamalfa, you can't come back up. I'm sorry. You cannot come back up. Mr. Lamalfa, please take your seat. Who's the Sergeant of Arms?

CLMN SUSTER: He's going to escort you out.

MR. LAMALFA: The Sergeant of Arms here is also on the School Board. You don't think this is in corruption?

CLMN DUDLEY: If you allow me to respond?

MR. LAMALFA: OK. Respond. I'm going to listen to what he's saying.

PRESIDENT MARINCIC: You can hear from your chair. Thank you, Mr. Lamalfa. Thank you, Mr. Dobies and Chief. Please, please.

CLMN DUDLEY: First of all I don't want you to get misled about what he said. It's not going to allow.

PRESIDENT MARINCIC: Mr. Dudley, please wait until the commotion stops.

CLMN VAUGHN: Mme. Chairman, I would like that we take a 10 minute recess at this time, please?

PRESIDENT MARINCIC: All in favor of a 10 minute recess say Yea? All opposed?

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

ABSENT: Mahoney

Ten minute recess coming back at approximately seven minutes till.

CLMN VAUGHN: Thank you.

(Mr. Dobies and Chief Sackett escorted Mr. Lamalfa from the meeting.)

(The Council recessed from 7:43 p.m. until 7:51 p.m.)

PRESIDENT MARINCIC: Everyone please take their seats. I would like to call the meeting back to order and we will continue with Comments by Citizens on the Agenda. If there is anyone else who would like to speak if they would raise their hand?

CLMN DUDLEY: Mme. Chairman, I was in the process.

PRESIDENT MARINCIC: And you wanted to continue?

CLMN DUDLEY: Yes, I would if I could have a few minutes?

PRESIDENT MARINCIC: Yes, Councilman.

CLMN DUDLEY: All right. I just wanted to respond to, I'll loosely call him a gentleman's, comments. First of all I could care less where these other individuals work. They are not your city leaders. They are in other departments. This right here don't give a free hand. It's not about double-dipping. The thing is if I want to go work for VA, because this job is exactly what it says. It's a part-time job with a full-time commitment and believe me, it is a full-time commitment. There are absolutely no benefits whatsoever. I went without benefits for almost three years until recently I got a job that paid me medical benefits, most of my medical was paid out of my pocket. This absolutely should be not for an individual to come up there and say oh everybody's going to double-dip. We should not restrict any individuals according to employment. No, we would not be allowed to work in this city and as you know the County will not hire any more city council people. I believe they put a stop to that last I checked. Somebody might say some individuals are still there, but I'm not concerned for that because I don't have no interest in the County. But if I choose to go work for VA I have a right to go work for VA to provide benefits for my family; continue to serve the city in the way I served it. He may have said nobody gave up. No, I gave up a good job and went to truck driving. What did it have to do with me being an elected official in this city? Absolutely nothing. Do it make me a double-dipper? No. It makes me

a man taking care of his family. That is our job. If that gentleman wants to sit there more power to him. I'm concerned about what he's doing for the city. I'm not concerned about what he's doing somewhere else. If you're working for law enforcement and you get paid to have some security information to make schools safer I don't have a problem with that. But you don't come up and try to use intimidating factors or try to sway a vote of anybody. The only thing I ask tonight is that you the people get an opportunity to make your decision. Isn't that why you're out there? Some people say hey what would it offer? It would give and take restrictions to give everybody an opportunity if you want to serve this government. That you don't have to do what I done. You don't have to put your family through financial issues that I did. I done it by choice. I don't regret one minute of it.

But I think that's a dinosaur law. I really think that Council--I can't speak for my colleagues--I think we got to bring an end to it. We have to move into the future. We have the right to take care of our family. We have a right to provide for our family. The same old mess is getting old. People, we can't live in the past. I say that a thousand times. We must get out of the past. I can't speak for them but I speak for myself. I don't want to work for the city of Garfield Heights. There's a conflict. I don't want to work for the County. It would be a conflict. The County has enough issues and I don't want to be bothered with that mess, but I'm saying allow me to provide for my family. I do my job in my community. It's a 24/7 job where people call me late at night on my Saturdays and my Sundays and I don't complain, but I'm asking my colleagues tonight that we move out of the dinosaur ages; that we don't allow this individual to walk up and swear. If they're not satisfied where they work that they have an opportunity to move somewhere else and that's all I say. Don't pay attention and I don't want people to pay attention. What he's saying is absolutely wrong and it don't make no sense. I'm just asking for you all support now and asking for my colleagues' support. We won't let him sway us. The people deserve better and I think the people got enough confidence in us to know that we're not going to make a decision to do what they call double-dip and no it's not double-dipping if I want to go work for VA or I want to go drive a truck. No, I don't want to go back to ODOT. I'll tell you that now. Great place, but I would like to go work with Veterans and my heart is set into that and that's all I ask. Give us an opportunity to take care of our families too. That's all I ask the people. Thank you, Mme. Chairman.

PRESIDENT MARINCIC: Thank you. Right at the five minute line. Pretty good timing. Once again anyone out there would like to comment on items on the agenda this evening? I don't think anyone else did?

ORDINANCES AND RESOLUTIONS:

PRESIDENT MARINCIC: There being none we will move on to legislation beginning with Ordinance 48-2012. Will the Clerk read the title.

ORDINANCE NO. 48-2012

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE ELECTORATE OF AN AMENDMENT TO SECTION 3 (NOMINATIONS) OF THE GARFIELD HEIGHTS CHARTER, REPEALING EXISTING SECTION 3 AND DECLARING AN EMERGENCY.

Moved by NENADOVICH to CONSIDER BY TITLE:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

NAYS: Nenadovich, Glenn, Suster, Vaughn, Dudley, Marincic

ABSENT: Mahoney

PRESIDENT MARINCIC: Ordinance 48-2012 fails with 6 No votes.

ORDINANCE NO. 49-2012

AN ORDINANCE AMENDING SECTION 9 OF THE GARFIELD HEIGHTS CITY CHARTER RELATIVE TO QUALIFICATIONS OF MEMBERS OF THE COUNCIL, PROVIDING FOR THE SUBMISSION OF SAID AMENDMENT TO THE ELECTORATE OF THE CITY OF GARFIELD HEIGHTS, OHIO AND DECLARING AN EMERGENCY.

Moved by DUDLEY to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, once again, I'd like to express to everybody that I hope what he said don't sway anybody. I'm asking that we bring an end to the dinosaur rule. I'm asking that we move ahead. I'm asking that we give us an opportunity to receive or go and get employment to provide benefits for our family just like anybody else. When we choose not to do this job then it will bring other good people and they don't have to worry about sacrificing their family or going through their finances or run into issues that their home being foreclosed on because they are good servers to the community but they not allowed to maintain employment that they currently have. We have to end this and I ask Mme. Chairman, and I ask everybody for their support and not allow this gentleman that was up here to sway anybody. With that I vote Yes.

PRESIDENT MARINCIC: Councilman, I understand where you're coming from and how you feel about this but at this point in time I can't support this and I vote No.

AYES: Dudley

NAYS: Marincic, Nenadovich, Glenn, Suster, Vaughn

ABSENT: Mahoney

PRESIDENT MARINCIC: Ordinance 49-2012 is defeated 5 No votes; 1 Yes vote.

ORDINANCE NO. 50-2012

AN ORDINANCE AMENDING CHAPTER 535 OF THE GARFIELD HEIGHTS ORDINANCES AS IT PERTAINS TO NOISE CONTROL.

Moved by NENADOVICH to CONSIDER BY TITLE:

CLMN DUDLEY: Correction. Mme. Chairman, I did not sponsor that.

CLERK: Sorry. I thought you did. Should I read it again?

PRESIDENT MARINCIC: Sure.

CLERK: This is sponsored by Councilmen Nenadovich, Suster, Marincic, Vaughn and Glenn.

PRESIDENT MARINCIC: Thank you.

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

CLMN NENADOVICH: Mme. Chairman, before I vote, a lot of hard work was done on this by our Law Department, police chief, Mr. Suster and few other people to bring this up to date to where there's some good changes in there and with that I vote Yes.

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

ABSENT: Mahoney

PRESIDENT MARINCIC: Ordinance 50-2012 stands adopted with 6 Yes votes.

ORDINANCE NO. 51-2012

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

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion by SUSTER to WAIVE RULE 24:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

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

ABSENT: Mahoney

PRESIDENT MARINCIC: I am pleased to say that Ordinance 51-2012 stands adopted with 6 Yes votes. I thank our firefighters for allowing us two more years on this contract.

ORDINANCE NO. 52-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTINUATION OF THE DEDICATED ACCESS AGREEMENT WITH IMAGINE NET, INC. IN ORDER TO PROVIDE FOR CITYWIDE INTERNET ACCESS AND T-1 CONNECTION SERVICES, PER THE ATTACHED AGREEMENT.

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion by SUSTER to WAIVE RULE 24:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

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

ABSENT: Mahoney

PRESIDENT MARINCIC: Ordinance 52-2012 stands adopted with 6 Yes votes.

ORDINANCE NO. 53-2012

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF THE MUNICIPAL COURT TO ENTER INTO A CONTINUATION OF THE DEDICATED ACCESS AGREEMENT WITH IMAGINE NET, INC. IN ORDER TO PROVIDE THE GARFIELD HEIGHTS MUNICIPAL COURT INTERNET ACCESS AND T-1 CONNECTION SERVICES, PER THE ATTACHED AGREEMENT.

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion by SUSTER to WAIVE RULE 24:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

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

ABSENT: Mahoney

PRESIDENT MARINCIC: Ordinance 53-2012 stands adopted with 6 Yes votes.

COMMENTS BY CITIZENS:

PRESIDENT MARINCIC: That concludes Ordinances and Resolutions on this evening's agenda. Now we will move on to Comments by Citizens Miscellaneous. I'm going to let the Clerk read the rules.

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

PRESIDENT MARINCIC: Comments are limited to five minutes. No citizen can be heard more than once.

Bob Halan, 12416 Oak Park Blvd. My other name is PITB (Pain in the Butt). I spoke with the Mayor several weeks ago. I was out of town. He was on vacation and I was on vacation. I was going to miss the last Council Meeting, but again, it's a year I've been dying for a McDonald's. You did promise me. Now besides that no groundbreaking as promised at the beginning of July.

Second pain in the butt is the extension of City View road. This is going to take forever. You'll be in your 20th term if you're Mayor, because I saw one bull dozer there last Friday moving maybe three shovels full. This is going to take forever. I admit I have a beard. I'm going to grow one and I'll probably be 105 years old before I see that McDonald's and that City View done. Somebody please, Mayor, who else can I ask? The Building Department? The Law Department? Where's the money? Let's get this road done.

PRESIDENT MARINCIC: Mr. Halan, I think the Mayor is biting at the bit to answer your question.

MAYOR VIC COLLOVA: I don't know about biting at the bit to answer this, but let me say this. That you're very disappointed because McDonald's is not there and I understand you're very disappointed because the road isn't working out as fast as you'd like it to. I can tell you that I'm disappointed in both of them too, but I can only tell you this. When we get a hold of McDonald's and I told Mr. Wervey two weeks ago to call them up I got major things going on in the city and all the calls I get are about when is this McDonald's going up.

MR. HALAN: I hate to tell you I paid about 55 people to call you.

MAYOR VIC COLLOVA: I believe they all called. They told Mr. Wervey that next week we will give you an exact date construction's going to start. Next week comes and goes. We never got a call. The problem with this is this isn't something we can mandate. I can't get on the phone and say start tomorrow or I'll put you in jail. This is their store. They own the property. If they want to put it in next week they can start next week. If they want to start 10 years from now I guess they can do that. They got all the permits that's needed, they have done all the research that we know they've done. I don't know why they haven't started. I would like them to start too. If you have a suggestion how we can speed it up I'm more than happy to listen.

MR. HALAN: Should I go visit them?

MAYOR VIC COLLOVA: Absolutely. I think you should. Go right in that parking lot by Garfield Mall and wait. They'll be there shortly.

MR. HALAN: The only trouble with that is, I hate to tell you, I get better service at the other one. Mr. Suster will tell you the same thing. I'm not too happy with the service. I wanted a cup of hot chocolate. Oh sorry we don't serve hot chocolate now. It's too late. Too late? It was cold. Snow out there and I wanted it and they gave me a rejection. I don't like that attitude. I'm sorry.

CLMN VAUGHN: Mr. Halan, there's another McDonald's right down Rockside Road too. There's one on Turney.

MR. HALAN: That's right But then again I can't spend the money in Garfield Heights. You want us to support it.

CLMN VAUGHN: We have this one. Be happy.

PRESIDENT MARINCIC: Do you have anything else?

MR. HALAN: Not yet. I'll think about it.

PRESIDENT MARINCIC: OK. I think your time is up.

CLMN VAUGHN: I'll buy you a hamburger after the meeting.

PRESIDENT MARINCIC: Anyone else wishing to speak tonight?

Frank Wagner, 13409 Oak Park Blvd. Tonight I am here to deliver to you, Mme. Clerk, and the Council, 65 petitions containing the signatures of 1, 252 registered voters here in the city of Garfield Heights to place a Charter amendment to abolish the tax on trash collection enacted by Council. This amendment is to be placed on the November 2012 General Election ballot for the Ohio Constitution.

(Mr. Wagner presented the petitions to the Clerk at this time.)

CLERK: Thank you.

MR. WAGNER: Thank you. Mike, it was brave of you to sponsor that legislation. You did well. Thank you very much.

CLMN DUDLEY: Thank you. I appreciate it.

PRESIDENT MARINCIC: Thank you. Anyone else wishing to speak?

Jim Nemecky, 12221 Grannis. I'm on the western part of Grannis. I have a question. The Police Department came out a few times when I was calling about these people riding down there like it's a speedway. I think it's very dangerous. We still have a lot of elderly people there and a lot of children. That's my main concern is watching out for these people. If they could come down there a little bit more or even put a sign out there slow down here. These people are running around like a bunch of jerks.

Second thing I don't know why these young teenagers have to walk down the street in the middle of the street. There are sidewalks made by you people with taxpayer dollars. Why can't there be something done? This is ridiculous. This is all day long. They come walking down the streets. This isn't Cleveland. I'd like to see a change in that. So I don't know what to do about it but that's my complaint.

PRESIDENT MARINCIC: Those are good points. The Police Chief is here.

MAYOR VIC COLLOVA: Mme. Chairwoman, Chief, is it possible we could put that trailer on Grannis?

CHIEF ROBERT SACKETT: Yes, that's one of my suggestions, Sir.

MR. NEMECKY: They fly down Linda Lane there. I'm worried about somebody getting run over.

CHIEF ROBERT SACKETT: We'll put the speed trailer out and we'll send the traffic cars to your area. That's the first time I heard a complaint on that side of Grannis.

MR. NEMECKY: They will not speak out. Another thing too I don't know who's traveling through the back yards but somebody is doing this, too. They really should police that a little bit better. These people are quiet. I mean I like a quiet street but you got to speak up when there are problems. This is getting ridiculous.

CHIEF ROBERT SACKETT: If you don't mind if I could get your number after the meeting and I could follow up with you?

MR. NEMECKY: I appreciate it. Thank you.

PRESIDENT MARINCIC: Thank you. We appreciate you bringing that to our attention. Anyone else wishing to speak? There being none we will move on to Miscellaneous Comments beginning with Clmn Dudley.

MISCELLANEOUS BUSINESS:

CLMN DUDLEY: Ail right. First of all I encourage people to attend that addiction program the Chief is putting on because I'm quite sure numerous families some people want to hide and don't speak if you had a family member at least one time in your life a relative that was addicted to either alcohol or drugs and I think it's a great program and I strongly encourage people to come.

Second of all, as you know I never have a problem of speaking my mind or speaking of what I feel is for the best for the people. I could care less if I stand alone. I wasn't born with a twin brother –twin sister. I was born by myself and I'm going to continue. I'm going to tell you something. We didn't create that law. The reason why I was so adamant about changing that law, that law was designed wrong. It was designed to protect the seats of Council people. We didn't make that law. It limits the opposition as to who can run against you. That's why I wanted that law changed. I wanted it changed for you the people. I wanted you all to have an opportunity that you all made the choice. That's all I asked for. That you all get to make that decision. Sooner or later we're going to need good people to replace us. It's going to limit who can take our place and I am slightly disappointed but I respect my colleagues for making a decision because they have the right to make the decision they made. But that's the reason why I wanted to change the law, because it's to protect the cause; it is to protect these seats and I want it to end. I'm not up against it. Like I say that included my seat.

On that note, like I say I also hope that with this new money that we get for tearing down houses that we get that lawns in Dressler House and I hope some of these homes that the County keeps declaring--what they call it? Historical homes. If they want them to be historical homes I'd like to see them live next door to some of those homes. Why don't they come and fix it up like it's an historical home? Instead of leaving it ragtag and tore down? I appreciate what Vince do because he take care of quite a few of these historical homes for us.

I'd also like to once again on the rubbish, I won't comment on that tonight. I'll give the individual an opportunity to file the petitions before I make any comment on that. I'm going to make it short and brief because like I say the people deserve the right to make that decision. Thank you, Mme. Chairman.

PRESIDENT MARINCIC: Thank you. Clmn Nenadovich.

CLMN NENADOVICH: Thank you, Mme. Chairman. Just briefly, we had a fire in my Ward this week Sunday. All Across Town Tavern burned and one of our firefighters was injured. They received a laceration on the hand. At that time they didn't know if there was any tendon damage or not. Along with keeping the police officer who was killed in your prayers I'd like to you to keep him in that he gets use of his hand again. He's a young man. He's got a career ahead of him.

Also tonight I received a call and it was from one of my residents, but the Service Department also received a call from this gentleman and, ladies and gentlemen, if you want to call and complain call a Director, call the Councilperson. Those girls in those offices the women and girls in our offices they can't come out and look at your problem. Their job is just to report the problem over the phone. Sitting there telling them they're not doing their job, they're giving them a hard time. They have no control over it. Your Councilperson, your Directors, your Law Department, that's who has control. These girls do not deserve that kind of a beating over the phone. If you're going to call your Councilman yell at me. That's what you pay me for. I'll take the abuse but I can come out and look at the problem but that girl can't. She doesn't know where that address is from her own so let's give them a break. Report the problem or ask to speak to a Director or ask for the Councilman's number if you don't know it, but let's not beat the girls in the office up. They work too hard for their money and we took some of that away from them the last couple years so let's give them a break.

Last but not least we're heading for 3,700 people killed in this Afghan conflict. It's a war. We're heading for over 3,700 of our boys that were killed—killed in action, As of tonight I think it's 3,682 if I remember in the paper, but let's keep them in your prayers too. With that I thank you Mme. Chairman.

PRESIDENT MARINCIC: Thank you. Clmn Glenn.

CLMN GLENN: Starting September our Block Watch is going to start up again—first Tuesday of the month.

I want to make a comment on the City of Trees. We have a lot of older trees here and looking at some of the trees you cannot determine by looking at them how bad a shape they're in. We had a tree on McCracken. There was no windstorm, no wind, no rainstorm or anything else and it just came down all by itself, by sheer weight. We have a lot of trees like this here and this is just one of many. I know that the Service Department is overwhelmed, but our tree problem is getting quite out of hand.

In regard to the comment that gentleman made about walking in the middle of the street, I have seen this here personally myself--not only kids, adults walking in the streets. I've also seen bicycles that are going down in the street without no lights on and I fear that I might hit one of them because it's very unsafe and dangerous. I do not want to see anybody get hurt. On that note maybe the Council can make legislation to help the police enforce the laws of this city? On that, have a pleasant weekend. Thank you.

PRESIDENT MARINCIC: Thank you, Mr. Glenn. As for children walking in the street, a few days ago I was gardening and I heard a commotion. There were (I counted 22) children walking down the middle of the street going to the park. I'm a little nuts so I went out there and I said children, you're not allowed to walk in the street in Garfield Heights. You're allowed to ride your bike in a legal fashion but you can't walk in the street. Half of them listened to me. The other half kept going. I said children you're not allowed to walk in the street in Garfield Heights. You can't do this. you're going to get hurt. The law is there to protect you, not to cause problems. Most of them got out of the street. There were three stragglers that I had to stare at for a couple minutes before they moved. One said you better listen or she's going to call the police. Now I have a reputation for being the cranky old lady on the corner. But I'm proud of that reputation and I plan on keeping it up. I solved the problem. I didn't have to call our police but I would have if I had to and in the future if they keep it up I will call the police.

As for that comment that you made, Mr. Dudley, that you think I don't want to change this law because I want to limit my opponents, that's not why I voted no on that. I've never cared about opponents before. If I have them I have them. If I don't I don't.

CLMN DUDLEY: I didn't say that Mrs. Chairman. Let's get this correct. I said the law was created prior to us and they put that in as a mechanism. I said we didn't create that law, Mme. Chairman.

PRESIDENT MARINCIC: OK, because you made it sound like. That's not the reason I voted No. The reason I voted No on that is.

CLMN DUDLEY: That's not what I said. I said it was created as a mechanism. We didn't create it. We didn't put that law into effect.

PRESIDENT MARINCIC: OK. Because the reason I voted No on that is well, case in point, the last County corruption thing. Too much power over other governmental positions with Council people, precinct committee people holding positions, other places in the County double-dipping more than one job. They had control over them. They got them to vote the way they wanted to and they gave them jobs. And they owed them and maybe there will be a place and time for this legislation, Mr. Dudley, and I may support it one day just right now I can't do it.

Lastly, you're going to get us that list, right, Mr. Wervey?

BUILDING COMMISSIONER BILL WERVEY: Yes.

PRESIDENT MARINCIC: OK. That's all I have. Mr. Suster.

CLMN SUSTER: First of all, we've done this in the past. I've done it in the past and I want to thank the Mayor, Ron Tomola, the Police Chief, the Fire Department, Service Department, Building Department, all Departments in the city of Garfield Heights for helping the city out during these trying times. You just heard that a firefighter got hurt. You heard about the abuse that some of the secretaries have to take and I also want to thank all the volunteers with the different programs that we have, the ladies that planted all the flowers and dressed up the city to make it look nice. They have a lot of pride in the city. Yet we still have people that always want the city not to get out of debt and come up with different ideas so that we don't get out of fiscal emergency. These are the things that are not going to help the city. There are a lot of people in the city that do have pride and they are going to continue to have pride. What people don't realize and I'll bring it up because people don't want to bring it up yet--if this rubbish thing goes down there's going to be cuts. That why I'm thanking the different departments because they're working with a skeleton crew. I forgot how many people Tim's down to. People call up they want a tree cut down or they want this done, they don't realize as Tim had mentioned in his report once you get these people going on vacation you don't have anybody there to do this stuff. There's only so much they can do. He has a sign crew doing the striping. If you think this is bad, take away the rubbish money and you'll see that a lot more will be cut and you will be calling in a lot more than what you are doing now.

I was glad to hear Bob say that Vic's going to be around another 20 years. That makes eight terms. The only other thing I have is that there will be no Block Watch meeting for Ward 5 in the month of September because it falls on Labor Day. That's all I have.

PRESIDENT MARINCIC: Thank you, Clmn. Clmn Vaughn, you're last.

CLMN VAUGHN: Thank you. I'd like to announce that on August 23rd St. Benedict School will open. The kids will be going back to school at St. Benedict's at St. Monica's Parish grounds, the old St. Monica School. There will be a ribbon cutting at 7:45 a.m.

Our Block Watch will be August 30th in the pavilion. Come join us. We didn't have one back in July due to the carnival. I'd like to personally thank the Police Chief, the Auxiliary, the regular uniformed guys. As one of the carnival chair people, this carnival probably was one of the easiest and least traumatic ones we've had in a few years and really all the help that you guys gave us I'm very grateful.

Sir, I'm glad you brought up about the kids in the middle of the street. Tonight as I came down here we have jaywalkers constantly walking across; darting across Turney Road, Rockside, Granger and it's getting worse all the time. I pray to God somebody doesn't get hurt or killed. We really need to step up our enforcement on that.

Nikki, I want to tell you that Ian can start hauling your groceries home anytime you want from Giant Eagle. We got word today that he can walk and he needs to exercise that leg. So just call him. He'll be more than glad too. He can come through the woods there because there's only one bull dozer going, so it's going to take time but he'll cut through the woods and he'll bring you your groceries.

With that, I have nothing else. I wish everybody a good week. God bless. Mme. Chairman, I move that we adjourn. Motion to adjourn.

PRESIDENT MARINCIC: Motion to adjourn. All in favor say Yea. All opposed. The meeting stands adjourned. AYES: Vaughn, Dudley, Marincic, Nenadovich, Glenn, Suster
ABSENT: Mahoney

MEETING ADJOURNED AT 8:28 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Nancy Marincic
President of Council

Barbara Molin
Clerk of Council