

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, February 24, 2014

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

INVOCATION BY: Council President Joseph Suster

PRESIDENT SUSTER: Roll call please.

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

EXCUSED: Burke

PRESIDENT SUSTER: I would like to make a motion that we excuse Clmn Burke seeing he's working. Please signify by saying Yea. Opposed? See Nancy, I keep thinking you're still sitting there.

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

ABSENT: Burke

READING AND DISPOSAL OF MINUTES:

PRESIDENT SUSTER: The reading and disposal of the Minutes of February 10, 2014

CLWN MARINCIC: Mr. President, I'd like to make the motion that we accept the Minutes for Monday, February 10, 2014 as presented.

PRESIDENT SUSTER: All those in favor signify by saying Yea. All opposed? Minutes stand as presented.

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

ABSENT: Burke

WRITTEN COMMUNICATIONS TO COUNCIL: None.

LEGISLATION OUT OF COMMITTEE: None.

PRESIDENT SUSTER: There being none, we will go to the reports of the Mayor and the Directors. Mayor Collova, do you have a report for us this evening?

REPORTS OF THE MAYOR AND DIRECTORS:

MAYOR VIC COLLOVA: Thank you, Mr. Chairman, yes, I do. Before I get into my report this evening, I first would like to announce the 2013 Holiday Lighting Contest winners: Ward 1 was Dan Gordon from 12117 Marguerite; Ward 2, Tom and Lisa Martin from 9719 Robinson Avenue; Ward 4, the Zielinski family 4948 East 86th Street; Ward 5, 11107 Lincoln Avenue, Brian Kwiatkowski; Ward 6, Chris and Helen Siemak at 12812 Eastwood Avenue; Ward 7, the

Tagliarini Family, 13500 Hathaway Road and Ward 3 and the Citywide Winner, Jason Besonne, 4734 Horton Road. We were delayed on handing out these awards the last couple of Council Meetings because the weather was bad and we wanted to make sure that it was a little easier for you to get here, but we really are happy to do this lighting contest because what you do really helps this city and more and more people each year are decorating their houses. It's looking better and better. So at this time what I'm going to ask is if you could come up--everybody that I announced their awards--and I will present you with your plaque. Won't take long.

(The Mayor presented the awards.)

I want everybody to know that this young lady here brought me some pictures tonight. We think the outside of her house looks great. She brought me pictures of her tree. If you get an opportunity to see her pictures. It was an unbelievably great beautiful Christmas setting.

(A group photo was taken of the winners, the Mayor and Council.)

OK, Mr. Chairman, I will get on with my report. First off I want to congratulate our two State Wrestling qualifiers, Dave Celinski and Craig Sloan for an outstanding job. They finished second and third respectively in districts. They are representing Garfield Heights in states. We wish them the best of luck. They went through some really tough competition to get where they are and we wish them the best next week down in Columbus for the state.

Next I want to talk a little bit about a new newsletter that we're going to start up in Garfield Heights. We're going to start up a little bit slow. It's called the new Garfield Heights Quarterly E-Newsletter and the city of Garfield Heights now has a new e-newsletter, In The Know, and it will be created quarterly and will include a variety of news stories about city programs and services. In The Know e-newsletter, visit www.garfieldhts.org. A limited number of printed copies will also be available at the Garfield Heights Civic Center, 5407 Turney Road. I have a few of them to pass out. I don't think we have enough for everybody. Pass them around. I'm really happy about this newsletter and I want everyone to know that we have a young lady intern that's a sophomore at Trinity High School. Her name is Kaylee Baka and Kaylee designed this newsletter for us. She did it on her own. Of course Pat Salemi helped her with it, but she did the bulk of the work and we really appreciate that young lady all she's done for the city. That's going to be good and we'll get that out quarterly and once we start getting a little bit more money in the city maybe we could start getting it out to all the residents but we will start slow and see how it all works out.

The next thing I wanted to touch on is I received a letter from RTA. The letter says:

“Dear Mayor Collova:

I am writing to make you aware of a program designed to increase customer satisfaction. One of the biggest complaints we receive at RTA is the length of time it takes our customers to travel to their destination. One obvious reason for this is the number of bus stops along our routes. It is important that there are not too few stops nor on the other hand too many bus stops. The rule of thumb in our industry is that a bus stop spacing should be set at approximately six stops per mile. This program which we are pulling out over the next few years is looking at every bus route in the RTA system to best assure that the approximate 8,000 bus stops in our network are placed at major activity centers and that they are properly spaced. Included in this upgrade is installation

of new, easier to read bus stop signs that will include significant information to aid our customers such as the days of the operation of the route as well as frequency of bus services. I reach out to Council, talk to your residents. If there are any requests or anything they would like to ask of RTA about stops or any stops they would like, now is the time to do it.”

This letter was sent to us by Joseph A. Calabrese, the General Manager/Secretary Treasurer of RTA. So that should be interesting as it comes along.

I want to talk a little bit tonight about the two signs that we have up here on the tripods. That is the new Mill Creek Trail. We have been talking about this trail for two to three years now if not longer. It's been quite a project to get the agreement to come up Warner Road. That agreement is in place. Construction on this will be starting this year. It's going to run from Warner Road to Towpath. It's going to go all the way up to Garfield Blvd., up Warner Road Hill. It's very interesting. It's going to be for bicycling, for jogging, for walking. It's going to be a beautiful sight. They will really do it up nice. They are going to put some vegetation in there and it's going to be landscaped very nice. We're looking forward to that. Remember that this is actually the beginning of that project that was presented to us many years ago from the MetroParks where the streetscape will completely be done on Garfield Blvd. This is the first phase of that and it's very important and this is really going to be a great thing for Garfield Heights so we thank the MetroParks. Like I said, after the Council Meeting please feel free to come up and take a look at that. This is going to be very interesting.

Lastly on my report I just wanted to talk a little bit about the roads in Garfield Heights. We are having a wonderful winter. We go from snow too deep to move your garbage cans to holes to deep to move your cars. It's been a rough winter. I have to tell you something and I'm glad negotiations are over. They would be pushing me for more money, but I can't thank the Service guys enough. Those guys are working their tails off to keep up on this stuff. They are at half staff as far as staffing goes. We only have 20 some guys, 20 probably, and they are trying to do the work of 50 and it's nearly impossible. Like I said they are working their tails off to make this stuff happen. Be patient. The roads are worse than I've seen them in a long time. We're going to fill them with cold patch and you know what happens with cold patch. As soon as a truck goes over them or it rains it washes right out. Till we can get to spring and get the hot patch we're going to have to struggle through it. I understand the problem. What we have to do is the roads in Garfield Heights are deteriorating in such a bad way and we don't have the money to pave them nor can we get the funding from the places to get these done in a good amount of time. We were scheduled to have Maple Leaf, York and four or five streets on Garfield Blvd. done this year. We were bumped out till next year through no fault of our own. When they are funding the money they pretty much tell you what's going on. But Council, I have to tell you as hard as it's going to be, in a very short period of time we're going to have to look for other ways to get some money because we have to pave these roads or we are going to be down to brick. It's that bad. We have to look for innovative ways to get some money into the city so we'll certainly look at that with some Council sessions down the road, but it's certainly something that nobody is happy with and it's great for you to send me letters about how terrible the roads are and call me and tell me how terrible the roads are but we know how terrible they are. We're trying to do the best we can. Please be patient. Bear with us. Slow down a little bit. That's all I can say.

With that said I want to get into tonight's legislation. Ordinance 13 and 14 is about Internet access for the Court that Ron will get into in his presentation in his report. Ordinance 15 was a contract we did with the dispatchers and jailers and we have over the last year, with our Unions and with our employees have conformed to give everyone two percent. We wanted everybody

to be the same. We didn't want any differences. In those cases we do have a difference and we gave the jailers and dispatchers two percent plus we gave them a \$500.00 bonus. The reason for that, as you know, is that this is the last year the jailers and dispatchers for the most part will be with us because we're going to Regional Dispatch and we're moving our jail. I thought because of the fact that they would be leaving their jobs and this is their last year we throw them a \$500.00 bonus. That's why that contract is different than all the rest. I'm urging Council to please consider that when you take your vote. These people for the most part hopefully will find jobs with the Regional Dispatch but there are some that aren't. There are some jailers that will be out of a job. I think that is the least we can do as a city because they've done a great job for us. Ordinance 16 authorizes us to sell some of the police and fire radios and some other means of moving some of this equipment. Ron will get into it in his report. Ordinance 17 is legislation needed for the extension of Transportation Blvd through to Rockside, which Mr. Krock will be talking about. Ordinance 18 the Cleveland Clinic is going to be having police at Marymount and I've asked the Chief to talk a little bit about that because he's up to snuff on that and Ordinance 18 is it. Mr. Chairman, you have my report.

PRESIDENT SUSTER: Are there any questions of the Mayor on his report?

CLWN MARINCIC: I have two. Regarding the student who worked on that newsletter from Trinity? Wow. She did an absolutely amazing job. Kudos to her. She is to be congratulated. She keeps up the good work and she stays in school forever so she can keep doing that forever.

MAYOR VIC COLLOVA: I'm glad you brought it up. That is the girl that sang for the inauguration that day upstairs in our dining room. What an outstanding young lady. She's doing a great job.

CLWN MARINCIC: I'm really impressed. The second thing is RTA is it eight stops per mile?

MAYOR VIC COLLOVA: Six.

CLWN MARINCIC: Are they thinking of shrinking that or?

MAYOR VIC COLLOVA: It sounds like that's what they are talking about because with the extra stops that they're doing it slows down the time for the route and that's where some of the customers are complaining. That's why we have to be on the ground floor on this to make sure that when they take a stop away that it's not one of our stops because it will cause us some inconvenience. So we're going to keep an eye on that.

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

PRESIDENT SUSTER: Are there any other questions of the Mayor on his report? There being none we'll move on to our Law Director, Tim Riley.

LAW DIRECTOR TIM RILEY: Thank you, Mr. President. No report tonight.

PRESIDENT SUSTER: Thank you. Our next report will be Police Chief Bob Sackett.

POLICE CHIEF ROBERT SACKETT: Thank you. I'd just like to say a few words on Ordinance 18. That's the agreement with Cleveland Clinic Police Department. First thing you should know is their police department is fully accredited by the State. They are granted the same police powers that we are on their property. They are a very good police department. They are COLIA

accredited, the few in the area. They have security guards. This agreement does not affect the security guards. It only affects the full-fledged police officers. Essentially what it does is they have police powers on their property already. Essentially what it does it spells out some of the overlying areas. The area around Marymount Hospital. What happens when they are going to and from Marymount and they are in uniform in a marked police car. Essentially for a 300 foot perimeter around Marymount property they have full police powers. They could actually write a ticket in that area. That's not what they are about, but they could. Anything outside of that 300 foot area they can act in an emergency basis. If someone's life is in danger, if they are in a pursuit that takes them outside of that area they can obviously act. The reason that they like and we like this agreement is they have to abide by our policies and procedures. They can't come up with their own pursuit policy in our city. They have to abide by what we feel is right for our city that we've had in place for a long time. Both officers then, if it happens, obviously both city officers and Cleveland Clinic police officers will get involved. Everybody's acting on the same page. It also spells out what happens when crimes are on Marymount property. We keep sole jurisdiction over serious crimes. Minor crimes if they get notified before we do they will take care of those things but they'll let us know what is going on in case there is some connection with some other crimes throughout the city. Serious crimes we're going to keep the jurisdiction on that. If you call our department we will still respond.

With MetroParks for instance, if you call Garfield Heights police and say there's a crime going on in MetroParks if it's something relatively minor, we're going to tell you to call MetroParks or transfer you. Now we're still going to send a car. We're still going to take care of the crimes that we get notified of at Marymount. It also spells out some of the conditions on how they are going to use our jail; what we're going to do with warrants and some of the paperwork so I hope that answers any questions. If there are any others I'll certainly try to answer them. Thank you.

PRESIDENT SUSTER: Were there any questions of the Chief ?

CLMN DUDLEY: Chief, when they write the citation say on McCracken or something like that who gets paid? Do we get the money for the citation or do Cleveland Clinic take the money? Do we get the money because they wrote the citation on our street or do Cleveland Clinic get the money?

POLICE CHIEF ROBERT SACKETT: It will come through our Court, our Court will get the Court costs. It's my understanding they are going to cite their State Code so the fine money would go to the State.

PRESIDENT SUSTER: Are there any other questions of the Chief on his report? There being none we'll move on to our Service Director, Tim McLaughlin.

SERVICE DIRECTOR TIM McLAUGHLIN: Thank you, Mr. President. The Mayor touched on part of my report. In the last two weeks, with probably three or four crews a day we've used over 30 tons of cold patch. In the last three weeks including today we used 10 tons. We're up to almost 50 tons of cold patch at \$100.00 a ton, by the way. I know that makes Ron happy. What I shifted to today, because there's such a tremendous amount of holes, I've had the crews just start getting the really big ones because I mean I spent two days on Warner Road Hill and a day and a half later it looked like I wasn't even there. Trying to get the mains out of the way I just had the crews I had the rollers out with it. I told them to get the big ones that possibly safety wise do any damage to the cars or anything but it's a really tough battle to keep going because as soon as it snows a little bit, freezes, it just pops it out till somebody come up with something better than cold patch which I have not seen in 35 years I mean everybody tells you they have

this miracle cold patch. They are going to send us some from Texas. I'm still waiting for that but we're doing the best we can. The crews will stay out there and try and secure all the streets. It's just going to take us some time. Hopefully maybe the hot patch plants will open early. They have not usually, but I'm hoping maybe they'd open up sometime in the end of April so we can start getting the hot patch down. With that you have my report.

PRESIDENT SUSTER: Are there any questions of the Service Director?

CLWN MARINCIC: Speaking of potholes. Unless they got it today there's one on Langton about 30 yards from East 110th and it's about two feet wide.

SERVICE DIRECTOR TIM McLAUGHLIN: Yeah. I mean I don't know what we've gotten on side streets. We can't ever seem to get off the main streets. So I'll put this down and there is another report on 88th Street there's some major ones, but I'm trying to get the mains secured first and get into the side streets and if it does not snow any more we can catch up a little bit.

CLWN MARINCIC: Thank you.

PRESIDENT SUSTER: I don't think we're the only ones having this problem with potholes. A week ago Sunday I went through Lakewood West and a few other suburbs and their streets are just like ours. Like Tim said they're doing the best they can and that's all we can hope for. Gene.

CLMN GLENN: Tim, how is the salt holding up?

SERVICE DIRECTOR TIM McLAUGHLIN: I think with this little break we got some more but it isn't flying in there. Today I think we got four or five trucks. There's usually about 20 to 25 ton a truck, but they owe us 2,000 tons. We'll be better off when it does not snow for a period of time that they can catch everybody up. They brought in some extra trucks and they got another dispatcher and they seem to be moving a little bit faster. They were having problems with everybody wanting it at the same time and they didn't have enough people to deliver it and the mines were not getting it out as fast. I think we have four or five hundred ton on hand so we should be all right for a while.

CLMN GLENN: Thank you, Tim.

PRESIDENT SUSTER: Any other questions? There being none, we'll move on to Parks and Recreation Director, Bob Dobies.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mr. President and Council Members, good evening. Just a couple things this evening. T-ball signups will begin March 3rd and go through March 31st. Girls' softball signups also will begin March 3rd and will continue through April 26th. As I mentioned a couple meetings ago, we partnered with the City of Bedford's Recreation competitions for our girls. I have been in contact with them over the last couple months and their program mirrors ours. I believe it will be a positive endeavor for other cities. Little League baseball is also taking signups at this time. You can pick up an application at the Rec Center even though it's an independent organization. For more information or special signup dates you may contact Mr. Bob Merrick at (216) 990-8386.

Just a note, I want to notify everybody we will complete our Winter Fitness session on March 13th. Due to our long time fitness instructor Ms. Ally Zabrosky needing some medical attention

we have surveyed our patrons who participate and are aware of the situation and will cancel our spring session so Ms. Zabrosky may have ample time to rehab and recoup for a full recovery and be ready for the summer session.

I remind all too, as we get closer, that the Rec Center will again close May 1st through May 18th which is a slow period so we may prep for the pool season. I know that's apprehensive, but it's coming. That concludes my report. Thank you.

PRESIDENT SUSTER: Do we have any questions?

CLMN DUDLEY: What is the age for T-ball again?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Five through seven years old. Little League starts taking them at seven too so it has impacted the program over the last couple of years but those that participate stay with the program usually three years for sure. It's five to seven years old.

CLMN GLENN: All right. That's it, Mr. Chairman.

PRESIDENT SUSTER: Mr. Glenn.

CLMN GLENN: Bob, do we still have that program in place where we were giving free passes to the Rec Center? Does it apply for just homeowners or does it apply to all residents too?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Just brand new homeowners, Gene.

CLMN GLENN: OK. Thank you.

PARKS AND RECREATION DIRECTOR BOB DOBIES: They have to bring proof of purchase.

CLMN GLENN: How long will this program be in place? All summer then?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Until the Mayor says we nix it. OK? But it's been active for a couple years now.

PRESIDENT SUSTER: Moving on, we'll go to our City Engineer, David Krock.

CITY ENGINEER DAVID KROCK: Thank you, Mr. President. I want to comment on Ordinance 17 specifically tonight. This is sort of the first step in what's going to be a number of steps to extend Transportation Blvd. over to Rockside Road so it's good news in a lot of ways that this is getting started, but there are a lot of things to move forward. By June 1st of this year they do need to start construction on part of that project. This project's going to entail building some storm sewers, sanitary sewers; they got to move a lot of dirt; they got a leachate and gas system to construct. All that needs to be designed ahead of time and that construction will start in June. That doesn't mean pavement's starting in June. It's still a year or two away probably for pavement, but the good news is it's getting going. Ron will probably comment on funds—where the funds are coming from, but I do know that there's no cost to the city in General Fund for this so it's exciting to see it get going and hopefully in a couple years we'll be in good shape. That's my report.

PRESIDENT SUSTER: Are there any questions for our engineer? There being none, we'll move on to our Finance Director, Ron Tomola.

FINANCE DIRECTOR RON TOMOLA: Thank you, Mr. President. I do want to comment on quite a few of the pieces of legislation tonight. Thirteen and 14 as indicated has to do with our Internet access for the Court and for the city. Bruce Hobson, the IT Manager and Dave Soros the Court IT Manager and myself started working on this probably about six months ago with Imaginet which was our prior Internet provider. In November Imaginet was sold to a company called N2NET at which time we had to start renegotiating all of this with them. Currently we have and this may not mean anything to you but our Internet access is 1.5 megabytes and that has to do with band width and speed. What we want to do with these two pieces is increase both sides the Court and the city's to 4.5 megabytes. It's a three time increase over where we currently are at to provide quicker, faster access. The increase in cost, right now we're paying \$4,860.00 per year for each of those two services. The new cost for three times would be \$7,788.00 an increase of \$2,928.00 per service per year. So you're getting three times the speed at less than two times the cost where you currently are. If you can follow that.

Ordinance 16, as the Mayor indicated about the radio equipment for the Police and Fire Departments, kind of goes back over the last couple of years. We were under an FCC mandate to either narrow band their existing radio equipment or move to a new frequency 700-800 megahertz systems. At the time we could not afford to buy the 700-800 radio systems and it was also our financial situation in fiscal emergency precluded us from joining the group. You recall all that happened with that. We were taken out of fiscal emergency in September of 2013. Additional grant funds were given to the dispatch group so that it became more feasible. In December the city opted to join the dispatch group so now we have all the equipment. We bought narrow band and we're trying to get rid of it. There are other government agencies and the two Chiefs have worked on this that can use this equipment, but it's a short lived period of time before this stuff is even going to be obsolete so what we're asking is that you allow us the opportunity to get rid of that to other government agencies. Anything that's left will go into the next city auction.

As Dave indicated Ordinance 17 has to do with the extension of Transportation Blvd. The funding for this comes out of the Transportation/Antenucci Improvement Fund, which is fund number 490 in our Charter Funds. That money's been accumulating from the TIF payments over the last eight to ten years. The rate now there's \$988,000.00 that's been built up in that fund. This agreement would ask for \$399,000.00 of those funds that's been accumulated to pay for the engineering work needed to place the road as Dave said for the extension. The key to that is the funds that have been collected through the TIF can only be used for the extension of that road per the original TIF agreement that was put in place. So it's kind of a catch-22. I can only use the money to pay for the road. We need to do the engineering to get the road done. It's a perfect fit. If anybody has any questions on any of those pieces of legislation, I'd be glad to answer them. With that you have my report.

PRESIDENT SUSTER: Are there any questions of Mr. Tomola on his report? There being none we'll move on to our Social Service Director, Kathy Rush-Parssons.

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSONS: Thank you, Mr. President. I have no report this evening.

PRESIDENT SUSTER: Moving along we'll go to our Economic Development Director, Noreen Kuban.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Thank you, Mr. President. I just wanted to make a comment about the Multi-Purpose Trail going down Warner Road. What we have is like an engineer plan over there and the aerial view so you can see exactly where the trail will be going. One thing that that did change is they had to install a plan for a switchback, sort of to slow the trail down, but at the point of the switchback will be an overlook so it turned out to be a nice amenity. I also wanted to point out this is going to be grant funded and no city funds are involved. Thank you, Mr. President.

PRESIDENT SUSTER: Do we have any questions for Ms. Kuban? Mr. Glenn.

CLMN GLENN: Noreen, can you give us a timeframe on it?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: They will be starting on it in construction season, probably around June. They have to put the project out to bid, etc.

CLMN GLENN: That part, that little link will end in?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: It's probably more this summer. I would expect by summer of 2015.

CLMN GLENN: Thank you.

PRESIDENT SUSTER: Any other questions for Noreen? There being none we'll move on to Building Commissioner Bill Wervey.

BUILDING COMMISSIONER BILL WERVEY: I have no report this evening, Mr. President.

PRESIDENT SUSTER: OK. Thank you.

MAYOR VIC COLLOVA: Mr. Chairman, if I may? I forgot to mention during my report a very important thing. Everyone knows about the Green Up Committee that is headed up by Chris Piazza and her group of volunteers Just so everybody understands, this is a group of volunteers that do work for the city. They beautify the whole city. They do the memorials at city hall, the police station. They put out plants, flowers. They trim. I can't tell you how hard they work. They really are out there all the time. Weekends, in the evenings. They are at no cost to the city whatsoever. To keep this program going they occasionally have a fundraiser. Chris Piazza's outside with her Republican grandson (sorry about that, Sam) with her grandson and they are selling tickets to benefit this Green Up program and lottery tickets and I've been assured that all of them are winners so if you can reach deep into those jeans and pull out those greens and buy those lottery tickets, it's for a great cause. Thank you, Mr. Chairman.

PRESIDENT SUSTER: OK. Thank you. Moving on, we'll go to Comments by Citizens on tonight's Agenda. If the Clerk would please read the rules.

COMMENTS BY CITIZENS ON TONIGHT'S AGENDA:

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

PRESIDENT SUSTER: Is there anyone that would like to make any comments on tonight's agenda? There being none we'll move on to Ordinances and Resolutions

COMMITTEE REPORTS: None.

ORDINANCES AND RESOLUTIONS:

PRESIDENT SUSTER: We'll begin with Ordinance 13-2014. Would the Clerk please read the title.

ORDINANCE NO. 13-2014

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE CLERK OF THE MUNICIPAL COURT TO ENTER INTO A DEDICATED ACCESS AGREEMENT WITH N2NET IN ORDER TO PROVIDE THE GARFIELD HEIGHTS MUNICIPAL COURT INTERNET ACCESS AND CONNECTION SERVICES, PER THE ATTACHED AGREEMENT, FOR A TERM OF FIVE (5) YEARS.

Moved by NENADOVICH to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

PRESIDENT SUSTER: On the adoption, beginning with Clmn Nenadovich.

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 13-2014 passes with 6 Yes votes.

ORDINANCE NO. 14-2014

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A DEDICATED ACCESS AGREEMENT WITH N2NET IN ORDER TO PROVIDE THE CITY OF GARFIELD HEIGHTS' INTERNET ACCESS AND CONNECTION SERVICES, PER THE ATTACHED AGREEMENT, FOR A TERM OF FIVE (5) YEARS.

Moved by NENADOVICH to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

PRESIDENT SUSTER: On the adoption, starting with Clmn Nenadovich.

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 14-2014 passes with 6 Yes votes.

ORDINANCE NO. 15-2014

AN EMERGENCY ORDINANCE AUTHORIZING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, DISPATCHERS/RECORD CLERKS, JAILERS, CHIEF DISPATCHER.

Moved by MARINCIC to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

PRESIDENT SUSTER: On its adoption, beginning with Mrs. Marincic.

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 15-2014 passes with 6 Yes votes.

ORDINANCE NO. 16-2014

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR, IN CONSULTATION WITH THE POLICE AND FIRE CHIEFS, TO EXECUTE THE SALE OR EXCHANGE OF SAFETY FORCES COMMUNICATIONS EQUIPMENT, IDENTIFIED IN THE LISTING ATTACHED HERETO, WHICH HAS BEEN DETERMINED TO BE NO LONGER NEEDED FOR MUNICIPAL PURPOSES, TO OTHER GOVERNMENTAL AGENCIES, AND OR TO BE INCLUDED IN A PUBLIC AUCTION THROUGH THE GOV-DEALS ON-LINE PUBLIC AUCTION SITE, PURSUANT TO SECTION 129.02 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS.

Moved by MARINCIC to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

PRESIDENT SUSTER: On its adoption, beginning with Mrs. Marincic.

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 16-2014 passes with 6 Yes votes.

ORDINANCE NO. 17-2014

AN

ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DONALD G. BOHNING & ASSOCIATES, INC. FOR THE PURPOSE OF BEING THE PROJECT ENGINEER AND COMPLETING IMPROVEMENT PLANS AND SPECIFICATIONS FOR TRANSPORTATION BOULEVARD EXTENSION PHASE 2 IN ACCORDANCE WITH THEIR PROPOSAL. IN ADDITION, DONALD G. BOHNING & ASSOCIATES, INC. WILL BE RESPONSIBLE FOR WORKING WITH THE DEVELOPER TO SOLICIT PROPOSALS, ADVERTISING FOR BIDS, REVIEW AND APPROVAL OF MONTHLY ESTIMATES, PROJECT SCOPE CHANGE ORDERS, CONSTRUCTION COORDINATION AND COORDINATION WITH THE CITY OF GARFIELD HEIGHTS BUILDING & ENGINEERING DEPARTMENT. THIS ORDINANCE HAS BEEN DECLARED AN EMERGENCY.

Moved by VAUGHN to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

PRESIDENT SUSTER: On its adoption, beginning with Clmn Tom Vaughn.

VOTE ON ADOPTION:

CLWN MARINCIC: I want to reaffirm that these engineering fees are not at any cost to the city. I am happy to see this progress and I vote Yes.

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 17-2014 passes with 6 Yes votes.

ORDINANCE NO. 18-2014

AN EMERGENCY ORDINANCE AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND THE CLEVELAND CLINIC FOUNDATION TO RECOGNIZE THE AUTHORITY OF THE CLEVELAND CLINIC POLICE DEPARTMENT AT MARYMOUNT HOSPITAL.

Moved by NENADOVICH to CONSIDER BY TITLE

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

PRESIDENT SUSTER: On its adoption, beginning with Clmn Nenadovich.

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: I'd like to announce that Ordinance 18-2014 passes with 6 Yes votes.

ORDINANCE NO. 19-2014

AN EMERGENCY ORDINANCE AMENDING ORDINANCE NO. 109-1997, WHICH AMENDED ORDINANCE 123-1991 PROVIDING FOR AN INCREASE IN COMPENSATION FOR THE CLERK OF COUNCIL.

Moved by GLENN to CONSIDER BY TITLE

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

ABSENT: Burke

CLMN VAUGHN: Mr. Chairman, at this time I would like to move to put this in Legislative Committee.

Motion to PLACE INTO LEGISLATIVE COMMITTEE:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 19-2014 will be placed into the Legislative Committee of Council.

MISCELLANEOUS COMMENTS BY CITIZENS:

PRESIDENT SUSTER: Next we will move on to Comments By Citizens. If the Clerk would please read the rules.

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

PRESIDENT SUSTER: Is there anyone that has any comments?

Bob Halan, 12416 Oak Park Blvd. I'm going to make some enemies, as usual. I have a comment that is poignant to the city of Garfield Heights. A primary election is coming up regarding a competition between the President or leader of the County Council. He states in his platform that he has \$188 million in the black for the County. The County has cut all the neighboring ring cities of Cleveland.

CLWN MARINCIC: Point of order, Mr. Chairman. Is this political?

PRESIDENT SUSTER: Mrs. Marincic. No, this cannot be brought up. No, Mr. Halan.

MR. HALAN: This has to do with the streets. Why can't we get them to fund our streets? That is part of the County. It's not a political statement. It's a fact. If they got \$188 million why aren't our streets taken care of? We need money. The County cut us. Why don't we get that money back that they cut us? That's all. It's not a political statement. It's a fact.

MAYOR VIC COLLOVA: Mr. Chairman.

PRESIDENT SUSTER: Mayor.

MAYOR VIC COLLOVA: Bob, I'd love to see the County, the State or the Federal give us money to get these streets paved. A reality is I was just talking about the County. There's 59 communities and many of those communities have the same problems we do especially the 17 inner ring suburbs. It's a tough job for the County and remember that the project that we're doing on Turney Road is funded by the State 80%. Our end, which we're supposed to put 20% up is being totally funded by the County so they are helping us in that respect. Along with the Water Department helping us with different funding. They have been very generous, not as generous as I would like, but they have been very generous in that respect when you talk about we're probably looking at between the Water Department and the paving of Turney Road over \$5 million. Would that be correct, Dave? When you look at it in that sense we have to be a little bit nice to them at least till Turney Road's done. When you get up there and talk about how bad the County is I might let you, but not right now.

MR. HALAN: You know where I'm coming from?

MAYOR VIC COLLOVA: Bob, they helped us with Rockside Road. They have been very supportive of us and I believe that they will continue to be supportive regardless of who is the new County Executive. At least we certainly hope so.

MR. HALAN: Thank you.

CLMN DUDLEY: Thanks, Mr. Halan.

MISCELLANEOUS BUSINESS:

PRESIDENT SUSTER: Is there anybody else that would like to make a comment? There being none we will move on to Miscellaneous Business, beginning with myself and I have nothing this evening. Mr. Vaughn.

CLMN VAUGHN: I'd like to remind everybody that Ward 7 Block Watch will be this Thursday evening at 7 o'clock at St. Monica's School in the basement. Bob Reid is going to be our guest speaker. Come on down and join us. We'll have refreshments and a good time. That's all I have.

PRESIDENT SUSTER: Thank you. Moving on we'll go to Mr. Dudley.

CLMN DUDLEY: So soon? I'll make it quick. First of all, I'd like to say that you all should have saw your Mayor down there fighting on Friday night. He knocked a fellow through the rope. He was fighting so hard he didn't know where he was at. Man, that was a good fight. I tell you man, I enjoyed that. Take your children to the fights. They really enjoy it. My son didn't get out of there till about 12:40 something when they finally ended. We really enjoyed ourselves.

First of all, for those who don't know, on this coming Thursday, February 27th at 6:00 p.m. at the Performing Arts Center. I thank the school for providing us with a facility where we will be having our African-American Black History Program. Our keynote speaker is going to be State Senator Shirley Smith from the 21st District and our own beloved Mayor there is also going to be speaking. There will be refreshments. We'll have a nice short play on Rosa Parks and Nelson Mandela coming from the Performing Arts Ministry of Tabernacle and they got some beautiful praise dancers. The entertainment is free, there's refreshments, it's close and that's a beautiful facility if you never been in there before. Hope everybody comes out and shows support. This is

not for any particular Ward. It's for the whole city. I think it's good for the city and it's good for the school district because they gave us some volunteer help, etc. and so it's good for the kids. If you can't make it, send your children up and let them have a good time, etc. That's about all I have. It's short and sweet tonight, Mr. Chairman.

PRESIDENT SUSTER: Thank you. Mrs. Marincic.

CLWN MARINCIC: That's a first. I would just like to congratulate all the winners of the lighting contest, especially those who won the all around award. That's all I have tonight.

PRESIDENT SUSTER: Mr. Nenadovich.

CLMN NENADOVICH: Congratulations to the grand prize winner who lives in my Ward. Remember the Vets. Have a good evening.

PRESIDENT SUSTER: Mr. Glenn.

CLMN GLENN: I'd like to remind everybody of the Ward 4 Block Watch Tuesday March 4th here at the Civic Center. We have a special organization of volunteers called WAGS. It's an organization through the Veterans' Administration that volunteers; that trains dogs for disabilities of Veterans. Anybody is interested in coming here, you'll hear some real sorrowful stories. These dogs help out Vets not only physically with disabilities. Some Vets need companionship. They have mental problems, they soil themselves, some of them are suicidal. These dogs kind of help these guys out. Remember the Vets. I am a Vet. I support the Vets. Thank you.

CLWN MARINCIC: Mr. Chairman, I'd like to make a motion to adjourn.

CLMN DUDLEY: Mr. Chairman.

PRESIDENT SUSTER: Your five minutes is up.

CLWN MARINCIC: I withdraw my motion.

CLMN DUDLEY: I just want to mention. You got any questions contact myself or Clmn Mike Nenadovich about the program, time, etc. If you'd like to donate something to be part of the raffle, etc. contact myself or either Clmn Mike Nenadovich. That's all, Mr. Chairman.

CLWN MARINCIC: Mr. Chairman, now I would like to make a motion to adjourn.

PRESIDENT SUSTER: All those in favor of adjourning signify by saying Yea. All opposed. Meeting adjourned.

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

ABSENT: Burke

MEETING ADJOURNED AT 7:56 p.m.

APPROVED:

Joseph M. Suster
President of Council

RESPECTFULLY SUBMITTED:

Barbara Molin
Clerk of Council