

**MINUTES OF A REGULAR MEETING OF COUNCIL  
CITY OF GARFIELD HEIGHTS, OHIO**

Monday, July 10, 2017

**MEETING CALLED TO ORDER AT 7:00 p.m.** by Council President Pro Tem Michael Nenadovich.

**INVOCATION BY:** Council President Pro Tem Michael Nenadovich

**ROLL CALL: PRESENT:** Council Members LaMalfa, Nenadovich, Burke, Glenn

**EXCUSED:** Dudley, Suster, Vaughn

**CLMN BURKE:** Mr. Chairman, I'd like to make a motion to excuse Clmn Suster, Clmn Vaughn and Clmn Dudley this evening.

**PRESIDENT NENADOVICH:** On the motion to excuse Clmn Suster, Clmn Vaughn and Clmn Dudley, all those in favor signify by saying Yea? All opposed?

AYES: Burke, LaMalfa, Nenadovich, Glenn

ABSENT: Dudley, Suster, Vaughn

**PRESIDENT NENADOVICH:** So passes.

**READING AND DISPOSAL OF MINUTES:**

**PRESIDENT NENADOVICH:** Under reading and disposal of the Minutes from the last Council Meeting, I would like to make a motion for Council to accept as printed the Council Minutes from Monday, June 12, 2017. All those in favor signify by saying Yea. All opposed?

AYES: Nenadovich, Glenn, Burke, LaMalfa

ABSENT: Dudley, Suster, Vaughn

Thank you.

**WRITTEN COMMUNICATIONS TO COUNCIL:** None.

**LEGISLATION COMING OUT OF COMMITTEE:**

**CLMN BURKE:** Mr. Chairman, Ordinance 35-2017 will be coming out of the Ways and Means Committee tonight.

**PRESIDENT NENADOVICH:** Thank you, Sir.

**COMMITTEE REPORTS:** None.

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

**PRESIDENT NENADOVICH:** At this point, we will move ahead to the reports of the Mayor and the Directors. We will start off, as always, with the Mayor.

**MAYOR VIC COLLOVA:** Thank you, Mr. Chairman. I do have a report tonight. I wanted to start off to remind everyone that this Saturday, July 15<sup>th</sup> at 5200 Marymount Village Drive from 10:00 a.m. . 1:30 p.m. we are having the Matriarch Muscle Machine Mania Car Show. Besides a car show, they are having a 50/50 raffle, a Chinese basket raffle and they will be raffling off a 1967 Thunderbird. So it seems to be a great affair. I'd like to see everybody there (all of Council) and as many residents who can get there. I think it's going to be a great time.

I wanted to talk a little bit today about something in Garfield Heights called hydro brakes. Hydro brakes are something that was put into Garfield Heights probably about 30 years ago. Mr. McLaughlin certainly knows a lot more about it than I do. I wanted to talk a little bit because there seems to be a lot of confusion about what hydro brakes do. Hydro brakes were put into the city of Garfield Heights because of the flooding that took place back in the '60s, '70s, '80s. Garfield Heights was unbelievably horrible with flooding. Basements were flooded all over the city. They came up and devised this thing called hydro brakes. These hydro brakes are put into the sewers because once the sewers when a big storm comes and starts taking all the water in, when the sewers can't take any more water, they would empty into the basements. That's why everybody was getting flooded. The hydro brakes do something different. The hydro brakes (when a certain amount of water comes into the sewer) they close that sewer off and that water then goes--instead of in the basements--it goes into the street. Now people look at the flooding in the streets and they say wow. The sewers are backed up. This is terrible. We need to do something about it. If you took those hydro brakes out the water goes from the street to the basements. Those hydro brakes probably helped probably 80% if not higher of the people who are getting flooded. Unfortunately, when a huge storm comes down like a couple weeks ago on a Friday everybody in the world gets flooded. I mean it's crazy when it gets that bad nobody can keep up with it. No sewers can keep up with it. No hydro brakes. We are an old city with old sewers and sometimes it happens. This is twice now. It never happened before but twice now, once last year and once this year I've gotten water in my area. That never had happened before, but when the storms come on that heavy, the water has to go somewhere.

It's not only Garfield Heights. I get the e-mails. We got to get rid of this Mayor to stop the flooding. We need to get rid of the Service Director to stop the flooding. There's Mayors in Parma, Brookpark, Independence all these other places that must not have been any good either because they got flooded. When it comes down that hard, folks, there's not a whole lot we can do. Trust me; you want hydro brakes in the streets. We have about 1,800 catch basins. About half them (about 900) have hydro brakes and they help the city. So for all the people that call me up and say take the hydro brakes out. We don't want them. Trust me, they don't want us to do that.

The next thing I wanted to talk about briefly was we received the word, as everyone else has, that K-mart is closing in Garfield Heights along with many, many other locations throughout the country. I think Noreen's going to get into that in a little bit, but I have received some calls about that. We hate to see K-mart go. They just resurfaced their parking lot. K-mart's been looking better than ever. We're certainly sad to see it go and we're going to do everything we can to get somebody in there just as good, if not better.

The next thing I wanted to talk a little bit about was the Garfield Heights Summerfest. The Summerfest for this year is on Sunday, August 6<sup>th</sup> from 1:00 . 6:00 p.m. at the Garfield Heights Civic Center right here. We're going to have food, prizes, music, games. We're having rocket car rides- the Euclid Beach rocket car is going to be here. Ice cream social, face painting and we're going to have a Safety Fair in the library parking lot. The police and fire put on a great show. They bring the K-9s in, they have the SWAT Team come in, the Fire Department, the helicopter there, the Fire Department comes in with their equipment. It's really something to see. Last year we had the Prosecutor's Office in doing fingerprints. This is really done up really good (this is going to be the fourth year) each year has gotten bigger and better. It's done on a Sunday afternoon. There's no problems whatsoever. It's all geared for families. There's no alcohol. It's nothing but fun and it's a great time.

I received a call today from Pat Salemi that really got me even more excited. Back in the early 70s, for some of you that are as old as I am and I know it's not many, but some of you that are as old as I am, you might remember a show. It happened to be one of my favorite shows. The TV series was called Sanford and Son. If you remember they had the junkyard and they had Sanford and Lamont and it was a great show. It was the funniest show you could want. Everybody watched it. It wasn't just me. Well on display at our Summerfest will be the original truck that was used in Sanford and Son. So we're really pleased to have that come in. It's something everybody wants to see. I certainly want to see it. We're looking forward to that. I invite everybody. Bring the family. Forget about all the troubles you got, all the problems you have and just have a good time. That's the place to do it.

OK. I'm going to get into tonight's legislation. Ordinance 35. It's the ordinance that's coming out of the Ways and Means. It's the changing zoning of the parcels from residential to industrial which would include assisted living. We're had several meetings about it. Ordinance 40. We're changing the Senior Center Activities Assistant from part-time to full-time. We're also having a Housing Resource Liaison. These are two things that the community is going to be very happy to get. As far as the Senior Center Activities Assistant, this young lady, Annie, does a great job. We are giving her additional duties. She has really been working great with the Seniors. She's been a great assistant to Kathy and I'm looking forward to bringing her on full-time to really maximize her talents. That Housing Resource liaison. We're bring someone in similar to an inspector's position to work with the community. When a house is cited and the problem we have with these houses when they cite your garage, they cite your roof, they cite your driveway these are some expensive things that people really can't afford out of their budget. She is going to work with these people finding funding mechanisms for them. She is going to direct them to different places to go to get this kind of work done and she's going to act like that liaison between the city and the residents and by the same token she will be taking much work off our Building Department so they can get on with many of the other things that they need to do. I urge Council to go ahead with that. Ordinance 41 allows for the purchase of lighting fixtures for the parking lots in our municipal buildings. We have done a program like this earlier. This will be adding to that program. It's an excellent program. It certainly saves the city money.

Resolution 23 is adopting the tax budget for 2018. Barb can certainly answer your questions on that. With that, Mr. Chairman, you have my report.

**PRESIDENT NENADOVICH:** I have a question, Mr. Mayor.

**MAYOR VIC COLLOVA:** Yes.

**PRESIDENT NENADOVICH:** I saw notices in several places today about some band concerts.

**MAYOR VIC COLLOVA:** The band concerts. Yes. The band concerts are starting back up. They are at the gazebo. This year we're going to have them the last three Sundays in July. The fourth Sunday will be the Summerfest. But the first three at the gazebo. We bring bands in and we have ice cream, refreshments and we have a great time. Everybody goes along with the music. We have some great bands out there and I invite everybody to come out.

**PRESIDENT NENADOVICH:** Thank you, Sir. OK. Any questions of the Mayor on his report? Are there any questions for the Mayor? Moving along, Law Director Tim Riley. Standing in for Tim would be Kevin Weiler.

**ASSISTANT LAW DIRECTOR KEVIN WEILER:** Thank you. Gentlemen, I don't have any report. If there are any questions, I would be happy to answer them.

**PRESIDENT NENADOVICH:** Thank you, Sir. Any questions for Kevin Weiler? No questions? Thank you. Next will be Police Chief Robert Byrne.

**POLICE CHIEF ROBERT BYRNE:** More of a warning than a report. Over the past week and a half or so we've taken three thefts from residents' reports. These are occurring during the nighttime hours. An individual or individuals are reaching in to unsecured windows and stealing purses. So I would suggest if you can secure your windows as best you can and keep your valuables out of sight that might be helpful. Certainly call us if you see anybody roaming around the neighborhood or through yards. This is occurring predominantly south of Antenucci down to about the 5700 block of Turney. There was a house on Turney and then streets west of there - Derby and Andover, the Andover/Exeter area. Not to say it can't happen elsewhere, but please keep your eyes open and if you see anybody roaming around at night, most certainly call 911 and we'll get somebody out there as soon as possible. I just wanted to put that out so people are aware of it. That's all I have, Mr. Chairman. Thank you.

**PRESIDENT NENADOVICH:** Thank you, Chief. Are there any questions of Chief on his report? There being none, we'll move on to Service Director, Tim McLaughlin.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Thank you, Mr. President. We've been working on work tickets. That's a normal part of the summer program. On an average, we get 100/200 tickets per month. Sometimes 300, depending on what's going on. We have been out cleaning the catch basins and checking the hydro brakes where there was a lot of water in the street. Like the Mayor said, people don't understand it. The calls I'm getting have dirty sewers because there's water in the street, but they've been putting them in since 1980. There was a company that came in here in 1980. They've solved a lot of problems in a lot of areas. I know that we're probably never going to solve all the problems, but you have to try to work to get something that works out. I feel terrible for people whose basements are full. I mean I have not had the experience of having it in my basement, but you know, I've talked to enough people that have and I understand it's a frustrating thing. We're trying to do what we can. I met with Dave Krock this week and I gave instructions to the County to help us in certain things like televising, etc. in some areas that were bad. Like the Mayor said, with that kind of rain, I mean it was everywhere. 480 actually got closed down. You never hear that. Other cities I mean I talked with other people. Like I said, I talked to the County. That type of rain just makes a lot of areas that never had water have water. People that called me and said the water was clear - came in and out. They never had had water before. Maybe they'll never have it again. I don't know. When you get something like that, it's because of the volume of what was there. It was almost all clear water. Everybody who called me most of them had clear water.

I also have had the sweepers out because of the water staying out on the street, storms that went through threw out the debris in the street, etc. so we're going around street to street to try and take care of that.

One of the things I wanted to talk for a second about, is rubbish. The rubbish program is way out of control. We have 11,000 pickups/week so 44,000 pickups/month. If we had one problem we had a week five problems/week, maybe 10 for the whole month. I average 10-15/day now and they are not little problems. They are problems with people that don't care. People that throw stuff out. People that get kicked out of the houses. Renters. Landlords that want to fight with you on the phone about the people who put it out there should be the ones you go look for - not me. I want to let you know I know all of you take phone calls from people about the rubbish. I've had phone calls from you. I have a foreman that every morning spends at least two hours on the rubbish going through the day before. I have an assistant that's on the phone getting sworn at and yelled at and every other thing that goes on from landlords and people that just aren't very nice that have moved into our town. I have the Building Department that has to look up numbers and try to find us who owns the house or who's renting there or whatever. So it's gone from something that we got out of the rubbish business to move into other things. It's gone back to where maybe five hours/day we are tied up between Building Department and the Service Department trying to find these people and trying to get them to do what's proper.

They'll call and tell you anything in the world. I want you to know that we take a picture of each stop. The rubbish truck takes a picture of each stop. I sent some out this week to a couple Council people that were told completely different stories than what was sitting on their front lawn. The cost of our rubbish has gone up because tree lawns are full of garbage. The tonnage has gone way up so our cost has gone up. It just isn't working out right. People tell me they can put rubbish out anytime they want because they pay money and they're taxpayers. Rubbish goes out the night before at 6:00 p.m. It should be on your lawn by 7:00 a.m. You use your totes. I have people that just tell me that they refuse to use their totes. I have had the police go to some houses, which I hate to do and I do it as a last resort because they have plenty of other important things to do. Not that rubbish isn't important, but they have a lot of other things that are a little more pressing than go and fight with somebody about their garbage. Most of those people when they see either my foreman or a police car pull up they don't answer the door. There's music playing, TV's on, but there's nobody going to answer the door. I've had some that lasted outside for two weeks. I've sent my dump truck, loaded it up, took it back and threw it in the dumpster, which you know there wasn't a lot of room. I'm going to add \$200.00 to their tax bill. Don't know whether we ever get that back or not. I don't know. There is a definite problem and I know you guys are getting a lot phone calls about rubbish, but I want you to know that we do check these things. It's funny. Somebody will call and say the rubbish truck missed my stop. Then the neighbor will call and say that's funny because they didn't bring it out till an hour after the truck went by. So those trucks time stamp, too. They can tell you what was out. They have GPS. We're going to keep battling with this, but I wanted you to know that it is getting worse. It's not getting better. I don't know what the answer is, but we're working on it. That's all I have.

**MAYOR VIC COLLOVA:** Mr. Chairman, I want to piggyback on what Mr. McLaughlin said. The Law Department right now is researching into any possibility of finding laws or anything that any other city anywhere is doing where we can actually (instead of just citing the landlord) we can cite whoever resides in that house. If we can do that some of these renters just don't care. I feel bad for some of the landlords. They don't even know the rubbish is out. They don't even know what's going on. They are taking the brunt of it. If we can get some legislation or some laws to handle the people that actually reside in the house, I think that will help us.

The other thing I wanted to say is you know this is a time we are not prudes. In our day, language was much better than it is today. Today you watch TV and you hear the bad language. So I know people use it in common talk, but I am going to tell you what I have instructed our girls in the office when they start getting that F bomb thrown at them and start getting cussed at to just hang up. We are not going to accept that here in the city. It is not right for them girls to have to put up with it. They do it on a daily basis. Then they have the audacity to call back and say your assistant or whoever hung up on me. They were rude to me. Just so you know, it is not them. It is me, the Mayor. You got a problem come to me. They will hang up on you and I have instructed them to do it. If you are going to talk that way to them, you might as well talk to me because they are not going to listen. So that is all I have.

**PRESIDENT NENADOVICH:** Thank you, Mayor. Any questions?

**CLMN GLENN:** Just a follow up on that, Mayor. If we are thinking about legislation, I want you also to consider some of the businesses and their employees who dump out garbage and it is scattered all over. I want to include them too. Thank you.

**PRESIDENT NENADOVICH:** Thank you, Mr. Glenn. Any other questions for Mr. McLaughlin? Joe.

**CLMN LAMALFA:** Is there something we can do sooner similar to the grass cutting? Where they go around they cut the grass and they charge the landlord or the people or whoever? Is there something we can do like that?

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Yeah, but we are not in the rubbish business.

**CLMN LAMALFA:** I know.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** I don't have rubbish trucks. I don't have a landfill I can go to. That is why we got out of it so that we could do other things. I only have 20 employees totally. There are 10 of them they hit the streets every day to do all the different things. I have done it a couple times because something was on a holiday weekend and it was just a mess that was all over, but I don't have anywhere to store the stuff. I don't have a rubbish truck to go pick it up and quite frankly that stuff costs a lot of money. I don't think we should have to do that. I think if people would kind of follow the rules and regulations I mean when people call me up like the Mayor said, my assistants have to put people on speaker phone. I just don't understand. I don't think they are like anybody to talk to their wives or anybody else the way that these people talk and they think that you know that makes them right or we are going to jump and do something because of the way they talk. I think if everybody should follow the rules just like most of us do we take our rubbish out on time and clean up. I don't think we should have to look to keep running down the street, picking up something from dump trucks because somebody won't follow the rules. I don't know what the answer is. We are still fighting with it and trying to figure it out like the Mayor said we want to see if there are any other kind of laws, but it is developing a problem that I have never seen in all the years I have been here that every day we have trouble with rubbish.

**PRESIDENT NENADOVICH:** Thank you.

**CLMN GLENN:** I have a question for Mr. McLaughlin. Under our current contract, how long does the contract out till?

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** I don't know. We're in the option year now. I think either one or two more. We're in the option years right now.

**CLMN GLENN:** Thank you, Tim.

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

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Mr. President and Council Members, good evening. Of course today didn't prove it, but the warm weather we are experiencing the turnouts for the pool participation and just a reminder there's still plenty of time to get your season passes.

As the Mayor and Mr. McLaughlin related to the sewers and the backups I would like to thank all of our pool patrons for their understanding with having us to close the pool on Saturday the 1<sup>st</sup>, Sunday the 2<sup>nd</sup> and Monday the 3<sup>rd</sup> due to the storm that came through on Friday. It played havoc with our pool and made the sewers in the back driveway back up. With that little hill I have there coming down to the pool and bring debris and silt into the pool. Our crew worked hard for three days to bring back the level of cleanliness and chemical balance to ensure the safety of our patrons. I thank them for their patience. I will say though we did get a few calls as to what's happening with the pool and even had an individual tell me that it did not rain on Friday in Garfield Heights the 30<sup>th</sup>. So I politely asked if they lived in Garfield as we have non-resident patrons and was told yes I thought to myself and I said I agree it didn't rain. We just got a monsoon and I thanked her for calling.

Learn to Swim lessons was supposed to begin today. All those that are involved in that, we will hold two extra 15 minute sessions tomorrow and Wednesday for the make up day because of the weather. We had lightning and thunder and unfortunately had to close at 3:30 p.m. today. The second session for Learn to Swim will be held July 24, 2017 through August 3, 2017. If you are interested, please call the Rec or visit the Webpage. From what the office has told me this second class is filling up fast.

We ended the t-ball season with our annual pool party Saturday June 24<sup>th</sup>. All teams participated and received their awards for their accomplishments. I would like to thank all the players, parents, my coaches, umpires, fans, backers for another exciting and successful season. This year we even have entered divisional play, which normally we don't. The last quarter of the season worked out well for our teams seeing new competition towards the end of the season. Congratulations to the Rockies of the National League who were Division champs and the American League were the Athletics.

I was asked by a resident, Ms. Antoinette Kwan of Alvin Avenue, to give a big thank you to the Mayor, Mr. McLaughlin, his department and for our office for taking time to help her with a very unusual situation after she came to my office. She just wanted to say she was ever so grateful for the end result. It was a very unusual situation where a tree fell from an adjoining yard and as she approached the owner of that yard, he said well it's on your property. your problem. So she came down to see me. I went up to visit her property. I couldn't believe it when I walked in. This branch (if you wanted to call it) was this big, stood waist high to me and was across her whole back yard. Between the Mayor and Mr. McLaughlin they remedied the situation for her and I

believe that the landlord is getting billed for it. Mr. McLaughlin tells me \$1,200.00 will be assessed to his taxes. I just wanted to say she called me back and said she was ever so grateful.

On our calendar, I know we're not really thinking about it, but hockey signups will begin today and will be taken until September 8, 2017. All past players and parents should have already received their letter informing them of the upcoming season. All other fall signups soccer, figure skating, Learn to Skate and fitness will begin August 1<sup>st</sup>. If you want more program information, please see our Website. All the information has been updated. Or call the office.

Seventh Annual Christmas in July Sunday July 23<sup>rd</sup>. This is a reduced admission for all residents from 1:00 . 7:00 p.m. Music and a visit from old St. Nick will be there. We have a Toys for Tots campaign going on now through August 15<sup>th</sup>. You can drop off your toys at the Rec Center and/or Civic Center.

Saturday August 5<sup>th</sup> will be the Girls Softball Swim Party from 6:00- 8:00 p.m. All players and immediate families of the Garfield Heights and Bedford teams are welcome. Normal pool hours that day will be from 1:00-5:00 p.m.

Now don't get mad at me, but the Mayor announced his Annual Summerfest informing all today that the pool will be closed that day because of all the extra traffic and I remind everybody that the Fire Department sets up in our parking lot and usually the MedVac helicopter lands in our parking lot so parking will be limited and a little bit of inconvenience to everybody so I decided that we will close that day and enjoy the Summerfest. Thank you. That concludes my report.

**PRESIDENT NENADOVICH:** Thank you, Mr. Dobies. Are there any questions for the Parks and Recreation Director? There being none, we'll move on to Finance Director Barb Biro.

**FINANCE DIRECTOR BARBARA BIRO:** Thank you, Mr. Nenadovich. There are several pieces of legislation on the agenda this evening. The first one is Ordinance 41-2017. It is to replace additional lighting down at the Service Garage around the salt bin and various buildings down at the garage. It will be part of the First Energy Savings Program that was brought to Council several meetings ago and we will be seeing a savings within 12 months on our electric bill in regards to our Service Garage.

Also on the agenda this evening is Resolution 23-2017. It's to adopt the tax budget for the year 2018. This is an annual resolution due at this time of year. When the Resolution comes up for passing, we ask that each individual Councilperson vote on this piece of legislation to record for the County to know that each individual had voted on this resolution. That is all I have this evening. Thank you.

**PRESIDENT NENADOVICH:** Any questions for Ms. Biro on her report? There being none, we'll move on to Dave Krock, City Engineer.

**CITY ENGINEER DAVID KROCK:** Thank you, Mr. Chairman. Two items to report tonight. First of all, the city of Garfield Heights was awarded over \$2 million for replacement of the waterlines by Cleveland Water. That will be East 109<sup>th</sup>, Grannis, South Parkway, Garfield and Wolfe. So that's good news. It will be a couple years before those are done by the time the other funding gets in place.

I also would like to report that the 2017 Paving Program will be getting started here in a couple weeks. We took bids on that a couple weeks ago. It will be a total of 19 streets. Over four miles of streets will be completed. It will be similar to the paving and chip fog seal work we did a couple years ago. So that's my report.

**PRESIDENT NENADOVICH:** Any questions for Mr. Krock on his report tonight? There being none, we'll move on to Kathy Rush-Parson, Social Services Director.

**SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON:** Thank you. Just an announcement that this Wednesday, July 12<sup>th</sup> at 11 o'clock a representative from Senior Veterans Administration Services of Ohio will be at the Senior Center to provide information on benefits for Veterans and their surviving spouses. Of course, as always anyone in the community is welcome to join us.

We are currently accepting applications for the Community Home Delivered Meals Program. Meals are delivered Monday through Thursday at a reduced rate of \$2.00/meal. Residents must be 60 years of age or older and homebound in order to qualify. Anyone who is interested or would like to make a referral or who wants more information should call the Senior Center at (216) 475-3244. We can mail you out an application.

I just want to take a quick moment to acknowledge and thank the family of Salvador and Josephine Calabro who were longstanding members and volunteers at the Senior Center. Both of them passed away within the last several years. However, their children, Mary Ellen, Terry, Bill and Nick, made a very generous donation to our Senior Center Craft Room in memory of their parents. So I just wanted to publicly acknowledge their donation and express our gratitude.

Finally, I'd like to urge Council to pass Ordinance 40 regarding changing the Senior Center Activities position from part-time to full-time. Annie Stahl, who is currently our Activities Assistant, holds a Masters Degree in Gerontology and she's been in the position since September of 2016. As the Mayor said, she is doing a wonderful job. She has taken on numerous additional duties since she's been with us these past nine months. I just wanted to urge Council to acknowledge Annie's efforts and I ask for your support on Ordinance 40. That's all I have.

**PRESIDENT NENADOVICH:** Any questions for Ms. Parsson on her report? We'll move on to Economic Development Director Noreen Kuban.

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** Thank you, Councilman. I just wanted to follow up on what the Mayor mentioned about K-mart. I did receive a couple of calls as well. I don't know if you read the full article on cleveland.com, but Sears, which they own K-mart, is closing 150 stores nationwide. In addition to Garfield Heights K-mart, they're closing seven stores in the State of Ohio and four Sears stores in the State of Ohio. Unfortunately, this is also a trend in the world of retailers. We're seeing a lot of changes with big box retailers, Macys, JC Penneys, HH Gregg, MC Sports. I know people mentioned that Gander Mountain just closed or is closing right now. So I just wanted to follow up and say that there are a lot of stores that are closing. That concludes my report. Thank you.

**PRESIDENT NENADOVICH:** Any questions for Ms. Kuban? We'll move on to Building Commissioner Mark Moro.

**BUILDING COMMISSIONER MARK MORO:** Thank you. I just would also like a word on Ordinance 40. I think this person would be of benefit to the Building Department and to the residents as far as a liaison. I'm looking forward to having them start right away. Thank you.

**PRESIDENT NENADOVICH:** Are there any questions for Mr. Moro on his report? There being none, we'll move on. Next is Comments by Citizens on tonight's agenda. Barb, would you read the rules please.

**COMMENTS BY CITIZENS ON THE 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 NENADOVICH:** Are there any citizens that wish to speak on tonight's agenda? Any citizens on tonight's agenda?

**LEGISLATION OUT OF COMMITTEE:** None.

**ORDINANCES AND RESOLUTIONS:**

**PRESIDENT NENADOVICH:** There being none, we'll move on to Ordinances and Resolutions.

**ORDINANCE NO. 35-2017**

AN ORDINANCE AMENDING THE ZONING CODE OF THE CITY OF GARFIELD HEIGHTS, KNOWN AS ORDINANCE NO. 121-1962, PROVIDING FOR THE REVISION OF THE BUILDING ZONE MAP BY CHANGING THE ZONING OF CERTAIN PARCELS AS FOLLOWS  
Moved by BURKE to CONSIDER BY TITLE AS A FIRST READING ONLY:

AYES: Burke, LaMalfa, Nenadovich, Glenn

ABSENT: Dudley, Suster, Vaughn

**ORDINANCE NO. 40-2017**

AN EMERGENCY ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 04-2017 THE CITY OF GARFIELD HEIGHTS' PLAN OF CLASSIFICATION AND COMPENSATION OF NON-UNION PAY POSITIONS

Moved by BURKE to CONSIDER BY TITLE AS A FIRST READING:

AYES: Burke, LaMalfa, Nenadovich, Glenn

ABSENT: Dudley, Suster, Vaughn

**ORDINANCE NO. 41-2017**

AN EMERGENCY ORDINANCE AMENDING GARFIELD HEIGHTS ORDINANCE 25-2017 TO ALLOW THE CITY TO REPLACE ADDITIONAL LIGHTING FIXTURES UNDER THE FIRST ENERGY REBATE PROGRAM

Moved by BURKE to CONSIDER BY TITLE AS A FIRST READING:

AYES: Burke, LaMalfa, Nenadovich, Glenn

ABSENT: Dudley, Suster, Vaughn

**RESOLUTION NO. 23-2017**

AN EMERGENCY RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF GARFIELD HEIGHTS, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2018, HERETO ATTACHED, AND SUBMITTING THE SAME TO THE CUYAHOGA COUNTY BUDGET COMMISSION

Moved by BURKE to CONSIDER BY TITLE AS A FIRST READING:  
AYES: Burke, LaMalfa, Nenadovich, Glenn  
ABSENT: Dudley, Suster, Vaughn

**PRESIDENT NENADOVICH:** OK. Thus concludes Ordinances and Resolutions for tonight's business.

**MISCELLANEOUS COMMENTS BY CITIZENS**

**PRESIDENT NENADOVICH:** Next on the agenda is Comments by Citizens. Barb, would you 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 NENADOVICH:** Thank you, Barb. Are there any comments by citizens tonight? Again, are there any comments by citizens?

**MISCELLANEOUS BUSINESS:**

**PRESIDENT NENADOVICH:** Thank you. We will move on to Miscellaneous Business starting with Mr. LaMalfa.

**CLMN LAMALFA:** I don't have anything tonight. Thank you.

**PRESIDENT NENADOVICH:** Mr. Glenn.

**CLMN GLENN:** Nothing tonight.

**PRESIDENT NENADOVICH:** I would like to comment on what Mr. McLaughlin said. I was in the office several times when these ladies and also in the Building Department some of the phone calls they make are downright nasty. I mean they are vulgar. I have not heard sailors swear that bad. These girls take a lot of abuse so show a little kindness when you call because their days start at 8:30 a.m. and the phone calls do not stop. It's all day long they take this. Not for everybody, but the ones that do it can really mess up your day. You wouldn't want your wife or your children to hear some of that language. Mr. Burke.

**CLMN BURKE:** Thank you, Mr. Chairman. Just wanted to say that I got a lot of phone calls about a week ago after that rainstorm on that Friday night. Yes, we had some basements that were flooded. I had water in my basement that night as well. But I did want to communicate I know some of the folks that live over there on Shady Oak and East 135<sup>th</sup> who had some problems. Barb being one of them. that I did communicate with the city. I talked to Mr. Krock and they were looking at some of the schematics of the storm sewer systems there. They're going to check it out so we just got to give them time to check it out. I know it was a pretty tough storm, but as far as I know I have not gotten any other phone calls over this past year other than Mrs. Molin calling me to tell me that two or three weeks before that there was a storm and she had a little water in her basement. So hopefully they can go check out the hydro brakes, check out the catch basins, etc. Hopefully we won't have this problem ongoing, but I do want to

remind the folks out there that our sewer systems are 133 years old. While we expect them to last forever, we just know that they won't. So we better come up with a game plan sooner or later on how to alleviate future problems for this.

**PRESIDENT NENADOVICH:** Would you make a motion to adjourn, Mr. Burke? If that's what you were going to do?

**CLMN BURKE:** No, not yet.

**PRESIDENT NENADOVICH:** Get back to me before you do.

**CLMN BURKE:** I will turn it back over to you, Mike. Thanks. The other thing is I just wanted to also remind everybody that like the Chief said, there is a string of robberies, burglaries, etc. going on in the city. I see it on Facebook. Somebody actually had a video from their video camera on their front porch of a gentleman coming up and casing out their house and that's kind of scary because some of these folks have no fear of the law. They have no fear of anything so we have to make sure, as a group of citizens that we look out for one another. If you see something suspicious, don't be afraid to call the police. I hear all the time I didn't think that what I had was that serious and I shouldn't call the police. Well, every time I've had a Community Awareness Meeting and the Chief of Police has been there he has reminded everybody if you see something suspicious--call the police.

Other than that, Chief, I want to say good work on catching the gentleman that strangled his wife. I think that one of the nice things is that we have a good law enforcement crew out there. We will get those guys. This guy didn't get away and that's a good thing. Just like the barbershop guy. He didn't get away either. So good work, Chief. With that, that's all I have. Mr. Nenadovich.

**PRESIDENT NENADOVICH:** I would like to apologize. I did not see your hand going up and you wished to have something to say. I'm sorry I did not see your hand.

Ariel Dobson, 13620 Rexwood Avenue. Michael Dudley is my Councilman. I would like to know if the city of Garfield has in a written material that can be distributed for dogs in the community. Anything written?

**PRESIDENT NENADOVICH:** Other than the ordinances?

**MS. DOBSON:** OK. You have something like that?

**PRESIDENT NENADOVICH:** You have ordinances that cover the dogs. Want any particular, Ma'am?

**MS. DOBSON:** OK. Do you have to go down to the police station to pick those up?

**PRESIDENT NENADOVICH:** You can pick that up at city hall.

**MS. DOBSON:** Pick it up at city hall. Thank you so very much.

**PRESIDENT NENADOVICH:** Thank you. I apologize again for not seeing your hand up.

**CLMN BURKE:** Mr. Nenadovich, I'd like to make a motion we adjourn tonight's meeting.

**PRESIDENT NENADOVICH:** On the motion made by Mr. Burke to adjourn tonight's meeting, all those in favor signify by saying Yea. All opposed? Thank you.

AYES: Burke, LaMalfa, Nenadovich, Glenn

ABSENT: Dudley, Suster, Vaughn

**MEETING ADJOURNED AT 7:48 p.m.**

**APPROVED:**

**RESPECTFULLY SUBMITTED:**

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Michael Nenadovich  
President of Council, Pro Tem

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Barbara Molin  
Clerk of Council