

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, July 8, 2013

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

INVOCATION BY: Councilman Joseph Suster

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

EXCUSED: Mahoney, Vaughn

PRESIDENT MARINCIC: I'd like to make a motion to excuse Clmn Vaughn and Clwn Mahoney.

All in favor say Yea. All Opposed.

AYES: Marincic, Nenadovich, Glenn, Suster, Dudley

ABSENT: Mahoney, Vaughn

READING AND DISPOSAL OF MINUTES:

PRESIDENT MARINCIC: Reading and disposal of the Minutes from the Regular Meeting of Council of Monday June 24, 2013.

CLMN SUSTER: Mme. Chairman, I'd like to make a motion that we accept the Minutes of Monday, June 24th as submitted.

PRESIDENT MARINCIC: All in favor say Yea. All opposed? Motion passes with 5 Yes votes.

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

WRITTEN COMMUNICATIONS TO COUNCIL: None.

LEGISLATION OUT OF COMMITTEE: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT MARINCIC: We will move on to reports of the Mayor and his Directors. Mayor?

MAYOR VIC COLLOVA: Thank you, Mme. Chair. Before I get into tonight's report I want to start off by saying that we all know what's going on in the country as far as crime goes. Crime is at an increase throughout the country. Just recently the city of Cleveland I believe in the last week there were six shootings. It is really getting crazy. I'm very happy and pleased to say that

in Garfield Heights although we have our share of crime, we've been able to maintain with really a great police department and we want to maintain the safety of the residents and continue to do that. Very shortly we are going to be swearing in two new patrolmen who will certainly help the city out immensely, but tonight I have the honor and privilege to say that our K-9 group is growing. We're adding to Roscoe and Arlo we're adding Jax and Jax of course is going to be handled by Ptlmn. Marc Smith. This is really an honor. This once again will help the entire community. This will be our third dog patrol and we're rally happy to be able to present this to the residents because it's certainly going to aid to their safety. With that said I want to call the Chief up to give his report.

POLICE CHIEF ROBERT SACKETT: Thank you. Like the Mayor said we're going to swear in Jax here in a minute, but first I want to call Dale Merchant and I want to introduce you to a gentleman named Greg Gibson, sitting in the front row here. Dale's going to tell you why Mr. Gibson is here and what he did for us, but all I want to say about it is thank you. None of us would be here without these dogs. We wouldn't have one dog much less three if it wasn't for Greg Gibson. So Mr. Gibson, if you want to stand up, Dale. Mayor, step down.

OFFICER DALE MERCHANT: Greg is a member of the Shaker Heights Police Foundation of the city of Shaker Heights and they were nice enough to lend him to us a little bit and he kind of helped us out putting our program together for the fundraising of the K-9 Unit. With his guidance we were able to go forward and speak to members of the community and Administration and through their generous donations we were capable of getting about \$55,000.00. If it wasn't for Greg here we wouldn't be here. So on behalf of the Garfield Heights Police Department.

MAYOR VIC COLLOVA: Thank you.

OFFICER DALE MERCHANT: Thank you, Mr. Gibson. You're the best.

MR. GREG GIBSON: Thank you all.

POLICE CHIEF ROBERT SACKETT: We're all here except the dog, but he'll be here in a minute. Step up and we'll do this right on cue.

(Police Chief Sackett swore Jax in.)

POLICE CHIEF ROBERT SACKETT: Jax is K-9 number six in the history of Garfield Heights.

MAYOR VIC COLLOVA: Thank you, Chief. That was a great job. Thanks to the family. I know how important it is for you and how much sacrifice that you put in. We certainly appreciate it and I'm sure the community appreciates it.

So with that said I'm going to go from dogs to cats. I want to bring this out to everybody. We are having a serious problem in this city with cats. What I mean by that is that many of our residents are feeding the cats; feeding wild animals. We have a problem right now with some of the cats being diseased. This disease that these cats have that we can't get a hold of when they have their litters they give it to the kittens and the kittens are either going to have to be traced if it's possible or put to sleep. We don't want this to happen. The Animal Warden's going to come at the next Council Meeting and explain this whole thing to everybody. I have to urge the residents. Please, you have to stop feeding the wild animals or we're going to have to start ticketing you on it. This is getting very serious. We have animal groups, shelters telling us that they are

almost not going to be able to take our cats anymore and if that happens we're going to get some serious stuff. They don't want to take our cats because they're diseased. It's not only us. Maple Heights and other areas are going through the same thing, but we need the residents to stop feeding these animals. You think you're helping them, but in actuality you're hurting them. If you have cats in your area, call the warden. He will get the cats and check to see if or not they're sick and if they're not sick he will find a home for them, but it's important we stop feeding them. Again I hate to have to resort to this, but we will have to give tickets to these nice little old ladies and little old men that are out there feeding these cats. They are going to end up in Court and we don't want that to happen so I urge all of Council to talk to the residents at the Block Watches and tell them the seriousness of this problem that we're having.

Next I want to get into. Last meeting I spoke about the Safety Town that we had. We had Emily Garrett and Officer James Seawright head this up. They did a phenomenal job. They had three students. At the time I did not have their names, but I certainly want to announce who they are because they did a great job working with the young kids. One was Bailey Green, Ashley McCauley and T'won Nay. Those three students worked the entire Safety Town. They did a fabulous job and maybe there's a time comes when we get a little more for them.

I also want to talk about the summer concerts. Last night we had the first summer concert. It was a great success. We probably had about 75 people for the first night. That was pretty good—real good actually. We're doing something different this year each summer concert and you get great music you get snacks, we had ice cream yesterday, potato chips, water. We had a prize given at night and a \$25.00 gift certificate to Applebee's plus a couple bottles of wine. We're going to do that each week of the seven weeks. The last week of the seven weeks, because of the generosity of the supporters that we have for the summer concerts, the businesses in the area, and sponsors, we have enough money to buy a grand prize and it's going to be a very nice grand prize depending on how much money we have left but we're looking at probably somewhere around \$500.00 or \$600.00 to be able to buy a grand prize so everybody that comes to a concert there you walk in you will get a ticket. It's put into the hopper. You're in for the win that night and then you remain in the drawing for the final drawing so the more concerts you come to the more opportunity you have to win the grand prize. Believe me they had a great time. They did line dances and they were doing all kinds of great things. Mr. Suster and Mr. Nenadovich were there. Although they didn't do any line dancing they were there and that was good. So if you get a chance please come to the summer concerts. Mr. Glenn was the water guy giving out the water. I'm sorry. Thanks, Gene. I think Gene did dance. He actually danced if I'm not mistaken. Thanks to Annie. I'm sorry about that, Gene.

The other thing I wanted to talk a little bit about (and Tim is going to get into it on his report) is the rubbish. We've been getting our share of calls from the Seniors and people. We have two different people. Some that are saying I think I'm too old or I'm handicapped or I can't pull these cans. I want to tell the people when you get the cans delivered and Tim's going to tell you in a minute how they are going to be delivered, when you get them, try it. Just try it. If you have a problem we will then try to find a remedy, but all the other communities that we talked to the people had these same problems, the same concerns and after they tried it they realized it wasn't as bad as they thought, so I ask everybody to try it. That's for the ones that are really concerned that they can't handle it.

I've also received some calls from people just saying, "I'm not doing it". So let me just tell you, my friends that say I'm not doing it, what's going to happen. You're not going to get your rubbish picked up. Then we're going to send somebody there to ticket you for not having the rubbish. It

will cost you a couple hundred dollars and then we're going to have it the next week, until you decide that maybe it's the right thing to do. Folks, this is best for the community. It really is and I know it's an inconvenience in some cases, but give it a chance. When you get the Brecksvilles, Independences, the Twinsburgs, all these Solon, everybody's doing it, Garfield Heights isn't any different. They have Seniors too. You know they all do it so we want to make the best possible allowances for somebody that's really in need, but you just can't say no. It just doesn't work that way so hopefully they reconsider and use these new cans because it's going to be a good thing.

With that said I want to get into legislation tonight. The first ordinance, number 38. There's some certain codified ordinances that need to be amended to conform with State law. Ron can get into that or Tim if they would like to. If any questions you can ask them.

Resolution 18 adopting the tax budget of the city of Garfield Heights, Ohio for the fiscal year beginning January 1, 2014. Again this is something we do every year. It's mandated. This is just what we're doing for 2014 and again Ron can answer any questions you may have. Resolution 19. Opposing the "Right To Work" laws and the "Workplace Freedom" Constitutional Amendment and Supporting Fair Labor Practices to Support Working Families and the Economy of the City of Garfield Heights. I want you to know that I'm very much in favor of this legislation. Right to Work laws, in my opinion, lower the quality of life for working families throughout the United States. It really does. I want to give you a little bit of the history. Many people think Unions were bad, but Unions got us to where we are today. They brought us to where we are today. When you get off because it's a holiday that holiday didn't come out because some friendly employer said I think I should give you a day off for this holiday. Unions fought for this in the past and it is now a way of life. The other thing that Unions did that made this very important what they protect the older people. When we went to work as young men at 20, 25 and 30 we worked like bulls. We could carry our weight plus our friend's weight. We worked hard. We did it in our 20s, we did it in our 30s and even in our 40s we still worked hard. But you know you start getting around the 50s and close to the 60s and the old body just starts to shut down a little bit. This legislation, if passed in the State of Ohio, will give the employers the right to pay you according to how much you work, doesn't matter you were there for 30 years and gave them the best years of your life. They will be able to cut your pay and in some cases they will be able to get rid of you. I know that some of the people say they can't do that because that's age discrimination. Believe me they do it. They make it hard enough for you you have to leave. This legislation is very bad for the working families and it's going to be bad for the families in Garfield Heights. With that said I urge Council to pass that. With that said, Mme Chair, you have my report.

PRESIDENT MARINCIC: Thank you, Mayor. Any questions for the Mayor on his report? Actually I have a couple of them myself, Mayor. Do you know what the fine is for feeding strays?

MAYOR VIC COLLOVA: No, but Mr. Jamieson will be at the next Council Meeting to address everyone and talk about all the different problems that are about.

PRESIDENT MARINCIC: Because I personally know how bad it is because I had a neighbor who was feeding strays and I think the neighbor had a good heart and had good intentions, but our wonderful Animal Warden last summer caught 27 strays in my yard and found every one of them a home. Ten of them were kittens which means within a short amount of time there would have been 100 more cats. I can understand somebody getting fined but I'm hoping it isn't too big a fine. That's how I feel.

MAYOR VIC COLLOVA: I can tell you that when you go to the Garfield Heights Courts and any other Courts you don't get out of their cheap.

PRESIDENT MARINCIC: And also I just heard you speak about Resolution 19 and I'm noting your name isn't on there. Would you like it added?

MAYOR VIC COLLOVA: Absolutely.

PRESIDENT MARINCIC: Would you add the Mayor's name to Resolution 19? And that's all I have. Anybody else have anything for the Mayor? There being none we'll move on to Law Director, Tim Riley.

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

PRESIDENT MARINCIC: Any questions for our Law Director? Police Chief Sackett, do you have a report?

POLICE CHIEF ROBERT SACKETT: Yes, I do. Thank you. Just to add on what the Mayor said about Safety Town. Emily and James did do a great job and they are going to do another great job July 22nd. That week is our second session of Safety Town. It's a repeat so it's just for new kids but we opened it up a little bit. Instead of just five year olds it's going to be for five and six year olds and if you are not a resident we'll put you on a waiting list. If we have room we'll take your money and we'll put you in a class. July 22nd. So keep that in mind if you know anybody suggest that they sign up.

Also we survived that July 4th holiday. That's traditionally our busiest day of the year. I'm sure each and every one of you that live here heard fireworks and heard them for probably a good couple of hours. Most of the reports and what I heard personally was that it was probably quieter than several years ago for sure. The last probably three or four years have been rather subdued compared to what it used to be, but we wrote some tickets, we took some fireworks and naturally those people weren't happy, but it becomes a safety issue at some point.

I want to touch on one other thing that's definitely a safety issue and it's a perpetual complaint we get. The Council people get the complaint. The Mayor gets the complaint. We certainly get the calls: walking in the street and curfew violations. It's somewhat year round. It happens more in the summer. Kids, young adults, especially walking in the street for no apparent reason. Curfew, that speaks for itself. Kids are out too late and when kids are out late not too much good is going to happen. They're usually up to no good. They get mischievous. We write tickets for both of these violations. My first hope would be that parents take some control and put a stop to this. My second hope would be that we're going to keep writing the tickets and keep costing them money and it does cost a substantial amount of money when the parent has to go to Court. Every time we arrest a child for curfew violation at night the parent automatically gets a ticket and it's hard to say because it's up to the Judge but something in the neighborhood of \$250.00 so it's easier to keep your kid in the house I think. So whoever has a kid that falls into that area, does those things, if you could please keep an eye on them and there's good reason why those laws are in place. With that you have my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Police Chief? I just want to say, Chief, continue to ticket because over on Edge Park I have yet to drive down it without seeing a child walking. The other day there was a child no more than seven holding the hand of a three year old walking down the middle of the street.

POLICE CHIEF ROBERT SACKETT: I think she got a call on that.

PRESIDENT MARINCIC: Yes. Thank you.

POLICE CHIEF ROBERT SACKETT: You're welcome.

PRESIDENT MARINCIC: Now 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're completing Ward 6. We had two streets left to patch and we're about three quarters of the way through Ward 7 and hopefully if we can get some breaks on this rain we can finish that up. We spent three days last week with storm cleanup. Going throughout the city. Nobody was kind of left unscathed. We didn't have anything really huge. A few trees, but a lot of them were cracked or big leaders on the ground or just branches here and here. Actually today as I drove around I still see some that are there and we're going to get to them as soon as we can. With that you have my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Service Director? There being none, we will move on to our Recreation Director, Bob Dobies.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mme President and Council Members, good evening. I'd like to begin by saying as we heard already Mother Nature has brought a trap this spring and summer with all the wet weather and from what we're seeing there's more on the way. Pool participation has been pretty good. We deal with weather on a daily basis and it does have an effect on daily attendance. We remain committed to be open when possible, but please understand we deal with circumstances beyond our control at times.

As for my softballers, thank you for remaining patient. We earnestly try to make the field playable on a daily basis, but again, with all the rain it's truly been a difficult season. We are a few games behind in each division and today we'll check the Website schedules and you will see when makeup games are scheduled.

As for the grass cutting, I'm happy to report we made it through the entire city for a second cut this week and we'll be concentrating on city properties and by the end of this week and next week we'll start again in Ward 1. Complaint properties are still coming in but have subsided. Building is still posting the new ones we get. A reminder to all that once we post we have to wait 48 hours before we can go back and cut. So patience again is asked. I am happy that when we do post, it promotes the owner to cut and many times it's been cut the very next day.

I'd like to remind all that we'll be doing Christmas In July again which is right around the corner, July 21st. The pool will be open from 1 to 7 p.m. We'll have a DJ with music from 2 to 5 p.m. We heard Santa will be arriving on a surfboard and there will be games and prizes for participants. Kids under 12 will receive a free bag of candy when they leave.

During the Dog Days of Summer Weekend we will be offering our residents an Appreciation Swim Day. That will be August 3rd for all Wards. We're not separating the Wards this year. If you are not already registered with the Rec you will need to bring proof of residency for entry. This is for residents only.

The very next day, August 4th, we will be having the Annual Dog Show from 2 to 4 p.m. at the Rec Center. This year will mark the 37th year and it will be guest hosted by Cleveland's weatherman, Dick Godard and our good friend Dr. Thompson of the Family Pet Clinic here in Garfield.

We're in the process of taking registrations with the Chief and the Mayor had commented on it for the second session of Safety Town which will be held July 22nd through July 26th. One a.m. session 10 a.m. to noon. One p.m. session 12:30 to 2:30 p.m. You can register through Monday July 15th. We have received many many calls, probably over 100s, between the two sessions that we offered. We have two participants signed up for this class so there may be a possibility of cancelling this one. We'll know more this week.

When we're talking about summer events just a reminder that the Fall/Winter Program signup is just around the corner. Soccer, Fall Fitness, Hockey, Figure Skating information will be available at the end of July. That concludes my report. Thank you.

PRESIDENT MARINCIC: Thank you. Any questions for our Recreation Director?

SERVICE DIRECTOR TIM McLAUGHLIN: Mme President, I'm sorry can I speak about the rubbish?

PRESIDENT MARINCIC: I guess so.

SERVICE DIRECTOR TIM McLAUGHLIN: What's happened with the rubbish is that it will probably take about anywhere up to two months to get the whole city in operation. You're talking about putting cans out for over 10,500 houses so J&J's set up started today. What they're doing is each rubbish day like today on Monday they took one truck. There's four trucks that pick up on Monday. They took one truck and they delivered the new cans to just that truck's pickups for the day so on next Monday we want the residents to use the cans and they will start with the truck with the arm on it. Each day they are going to continue with that driver like in tomorrow's pickup, Wednesday, Thursday and Friday. Then next week while he's picking up with the arms they are going to start the next group so basically it's like a pick up on Monday is divided into four weeks. It's probably going to be four or five weeks. It's a logistics thing of getting all those cans out on the tree lawns, etc. but if you start today and that's how they're going to go through it. They can't just say well on Monday we're going to give everybody a can and next Monday because what happens is Tuesday, Wednesday, Thursday and Friday they got to go back to the old truck. So what they're doing is they're giving each truck once he starts he will always have the practice of doing it. It won't be on one truck one day and going back to the old trucks to pick up the other four days so that means you know Clmn Vaughn has requested Ward 7 completely but what it is is each Ward each week is going to get more and more added on until it's all taken care of.

I think it's the right thing to do after I called Kimble and we sat down and talked about it, I understand it's the logistics part of getting those cans out to the residents and keeping rubbish in a flow but I think it's going to work out fine like the Mayor said I've had some people call but I've also had a lot of positive comments that it's about time that we fell into this. It's going to be so much cleaner rubbish pick up, you know, than bags that get ripped open and cans with no lids on them and everything else. So hopefully we won't have too many problems getting started out and we will address the problems as they come. I've made Tony Lovano one of my foremen he's going to be the go to guy who works between the rubbish company and the residents if we

have any problems. He doesn't know it yet because he was off on vacation today. But that's all I had. I'm sorry that I didn't give that before.

PRESIDENT MARINCIC: Which Ward did you start in?

SERVICE DIRECTOR TIM McLAUGHLIN: We started on Monday's run. Monday's rubbish pickup on the Boulevard.

PRESIDENT MARINCIC: Not Ward 7?

SERVICE DIRECTOR TIM McLAUGHLIN: No, but he's going to get a couple this week.

PRESIDENT MARINCIC: Anybody have any more questions for Tim regarding this issue?

CLMN GLENN: I do, Mme. Tim, how about the old garbage cans? Sometimes they have holes in them. Some residents put them out there and the garbage guys don't know whether to take them or not to take them?

SERVICE DIRECTOR TIM McLAUGHLIN: The reason they don't take them now, unless there's a sign on them, is because we run into problems where they look old and beat up and they make the decision to take them and somebody calls and wants a new \$48.00 rubbish can so what if you want to throw your garbage cans? Just put a big sign on them "please take" and that's how they will take them out of there.

CLMN GLENN: Thank you, Tim.

PRESIDENT MARINCIC: Any other questions for Mr. McLaughlin? There being none, we will move on to City Engineer, Dave Krock. Do you have a report?

CITY ENGINEER DAVID KROCK: I do. Thank you, Mme President. I just want to provide an update on Rockside Road. Assuming the weather cooperates here a little bit it looks like the week of the 15th and the week of the 22nd they will be doing the final paving and the final striping so it should be done in time for the festival. The contracts really worked well there.

Granger Road they give up dates here as well. They have got to be doing road closure of Granger between Transportation and Canal down the hill for Tuesday and Wednesday evenings this week as they are putting down some of the pavement and then we'll probably see that happen on down the road as they do the final paving course as well. Just want to give people a heads up. I know how ODOT put out some flyers on the Website and things, but I want to let everybody know.

McCracken's pretty well done so those are the big projects. That's my report.

PRESIDENT MARINCIC: Any questions for our City Engineer? There being none we will move on to Finance Director Ron Tomola.

FINANCE DIRECTOR RON TOMOLA: Thank you, Mme President. I would just like to encourage Council to pass Resolution 18-2013. This is the tax budget for fiscal year beginning January 1, 2014. It's basically the beginning of the budgetary process for next year. Once approved this document has to be filed with the County Budget Commission before July 19th of this year. With that you have my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Finance Director? How about the one you know everybody wants to know? Fiscal emergency. Any clue?

FINANCE DIRECTOR RON TOMOLA: The same answer as I had last time. Actually I talked to the auditors today and I have a meeting with them on Thursday morning to go over the final forecast that's going to be presented to Columbus. Make sure I agree with it because they have made some changes to my forecast.

PRESIDENT MARINCIC: So we're nearing the end then?

FINANCE DIRECTOR RON TOMOLA: Hopefully.

PRESIDENT MARINCIC: Thank you. Economic Development Director, Noreen Kuban?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Thank you, Mme Chairman. Just a reminder we had our CDBG Meeting this evening at 6:00 o'clock. If you have any ideas for projects please feel free to call me or e-mail me or leave a message with my assistant. Also I'm sure most of you or many people noticed the article on the Plain Dealer this past week about Overdrive. It was a really good article and what I find most positive about it is their continued need for more employees. They said they are going to be bringing on 50 more employees. That concludes my report.

PRESIDENT MARINCIC: Thank you. Any questions for our Economic Development Director? There being none, Mr. Wervey, Building Commissioner?

BUILDING COMMISSIONER BILL WERVEY: I don't have anything new this evening, Mme. President.

PRESIDENT MARINCIC: Any questions for our Building Commissioner this evening? There being none, that concludes the reports of the Mayor and his Directors. Now we will move on to Comments by Citizens on tonight's agenda. Will the Clerk read it?

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. Anyone have any questions or comments on the items on the agenda tonight, just raise their hand.

Gary Wolsky, 6109 Hathaway. Good evening, Mme President, City Council, Mayor Collova. I'd like to speak to you this evening concerning Resolution 19-2013 in my capacity as Vice President of the School Board of Garfield Heights, Ohio. Right to work is wrong. This so-called bill is wrong because it is an unfair attack on the workers' rights to good jobs, families and the middle class. It is unfair because if you work hard and play by the rules you should be treated with respect and dignity. Once again, Governor Kasich, big business, corporate barons and wealthy special interest groups are attacking the middle class. I say this because it makes it harder to collectively bargain for life saving equipment, staffing and other safety issues for the brave men and women who protect us like police officers and fire fighters. Also unsafe because it takes away the professional voices of those we trust to take care of our children and our families such as teachers and nurses. It's unfair because it lets a small number of workers gain

the system and cheat by not paying their fair share of dues at the expense of employees who work hard and play by the rules. It is an attack on workers' rights because the worker loses his or her voice to speak up in the workplace by being stripped of collective bargaining rights. It's wrong because it means less money, lower wages and fewer benefits for you, me and all of us in the middle class. There was a time when Ohioans had good paying jobs. Let's stand up together and stick together for a decent standard of living. We deserve it.

What is right to work? Let's set the record and name straight. The right to work for less doesn't guarantee any rights. Backed by weakening Unions and collective bargaining it destroys the best job security protections that exist. The Union contract. Meanwhile it allows workers to pay nothing and get all the benefits of Union membership. Right to work laws say the Unions must represent every eligible employee whether he or she pays dues or not. This forces Unions to use their time and members' dues to provide Union benefits to free riders who pay their fair share. Right to work laws hold wages for everyone. The average worker in a right to work State makes \$5,538.00 a year less than workers in free bargaining States.

Right to work endangers State and health standards that protect workers on the job. Unions have a long history of fighting for tougher safety and health rules in the work place. Right to work weakens Unions thereby weakening the Unions' efforts to maintain workplace safety and health standards. A prime example from the Bureau of Labor says the rate of workplace deaths is 52.9 % higher in States with Right to Work Laws. Whoever is in States with Right to Work laws has a consistently lower quality of life than in free bargaining States. Lower wages, higher poverty, child poverty and infant mortality rates. A greater likelihood of being uninsured, poor education for their children and a greater likelihood of being killed on the job. The means that families have less money to spend in their communities on things such as restaurants or hiring a landscaping company. This example of a right to work again means the right not to work because if a worker cannot support the local businesses those jobs go away, negatively impacting the community.

Right to Work States have a larger share of uninsured residents and a smaller share of residents with employment based health insurance. Right to Work States have a higher poverty and infant mortality rate. Right to Work States spend less on education. Right to Work States spend \$2,671.00 less per pupil on elementary and secondary education than bargaining States. Right to Work States are less likely to be at grade level in math and reading. Residents in Right to Work States are also less likely to have high school and college degrees. Right to Work laws weaken Union efforts to improve wages and benefits for all workers, Union and non-Union alike. Right to Work plain and simple means lower wages for all workers. Right to Work reduces consumer spending because Unions mean higher wages, higher unionization within a community have more to spend. In the 10 States where Unions are the strongest, wages and incomes are higher, workplaces are safer, worker safety programs like Workers' Compensation, unemployment insurance are more generous, residents, including children are less likely to be poorer. Residents including children are more likely to be insured. A larger share of employers, including small employers, offer health insurance, spending on education is higher, student achievement is greater and infant mortality rates are lower than in the 10 States where Unions are weak. Workers are better off when they have strong Unions. States looking to improve conditions for working families should focus instead on supporting efforts to protect the freedom of workers. Thank you for listening. Thank you to Council and Mayor Collova for sponsoring this resolution and I'd like to thank you in advance for what I hope is your support on this resolution.

PRESIDENT MARINCIC: Excellent synopsis, Gary. Thank you.

Bob Halan, 12416 Oak Park Blvd. The gentleman before me put all the technical things on the floor. About 40 years ago a Governor of this State supported the Right to Work. His name was DiSalle. That was one step to take away the development of what people earned for the past 80 years in Unions. Take away that support, you'd have a lot of dictators of companies to dictate when you can go home; what hours you work. Without Unions you wouldn't have a 40 hour week. You'd be working 80 hours for a lower standard of living. The pay would not be what it is today. You want to work for nothing? Pass this bill and you will see slaves. We would be all slaves. Without the Unions we would be back 80 years or 90 years. We wouldn't have the working conditions that you have now that the Unions fought for. You wouldn't have that pay scale. When I was a teenager, back before I was a teenager, I worked for a doctor and dentist 15 cents an hour. I was 13 years old. Half that was paid cash and half was called script so I could get my dental work done or doctor's work done. The Unions did away the laws of that child labor. China has that. India has that. In order to put workers on a working capacity the Right to Work would do that. It would kill the Unions. Do away with higher living standards and I urge this Council to support denying the Right to Work law in this State. The Mayor was a part of a Union. He knows what he's talking about. He's backing this to defeat this Right to Work law. I'm one thousand one hundred and one million percent behind him on this and I hope the City Council is also. Thank you.

PRESIDENT MARINCIC: Thank you, Mr. Halan. Anyone else wishing to speak tonight?

ORDINANCES AND RESOLUTIONS:

PRESIDENT MARINCIC: There being none we will move on to legislation. The first item on the agenda is Ordinance 38-2013. Will the Clerk read the title.

ORDINANCE NO. 38-2013

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

Moved by NENADOVICH to CONSIDER BY TITLE

AYES: Nenadovich, Glenn, Suster, Dudley, Marincic

ABSENT: Mahoney, Vaughn

Motion to WAIVE RULE 24:

AYES: Nenadovich, Glenn, Suster, Dudley, Marincic

ABSENT: Mahoney, Vaughn

Motion to SUSPEND THREE READING RULE:

AYES: Nenadovich, Glenn, Suster, Dudley, Marincic

ABSENT: Mahoney, Vaughn

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

VOTE ON ADOPTION:

AYES: Nenadovich, Glenn, Suster, Dudley, Marincic

ABSENT: Mahoney, Vaughn

PRESIDENT MARINCIC: Ordinance 38-2013 stands adopted with 5 Yes votes.

RESOLUTION NO. 18-2013

AN EMERGENCY RESOLUTION ADOPTING THE TAX BUDGET OF THE CITY OF GARFIELD HEIGHTS, OHIO FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2014,

HERETO ATTACHED, AND SUBMITTING THE SAME TO THE CUYAHOGA COUNTY BUDGET COMMISSION.

Moved by SUSTER to CONSIDER BY TITLE

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

Motion to WAIVE RULE 24:

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

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

VOTE ON ADOPTION:

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

PRESIDENT MARINCIC: Resolution 18-2013 stands adopted with 5 Yes votes.

RESOLUTION NO. 19-2013

AN EMERGENCY RESOLUTION OPPOSING “RIGHT TO WORK” LAWS AND THE “WORKPLACE FREEDOM” CONSTITUTIONAL AMENDMENT AND SUPPORTING FAIR LABOR PRACTICES TO SUPPORT WORKING FAMILIES AND THE ECONOMY OF THE CITY OF GARFIELD HEIGHTS.

Moved by SUSTER to CONSIDER BY TITLE

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

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

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, I want to mention something here. It’s important that you protect the Unions. I actually went to a job where I was employed about five years after they had got by and broken and got rid of that Union and I discovered where I was at the job probably 10 or 12 years I was making less than somebody who was in the Union where I worked there for two and three years so I continued they paid us less. We had less benefits, we had less vacation, we had no personal time and sick time had been cut in half. That’s why I say it’s important that you protect them Unions and more importantly that you protect your job and your children and your grandchildren. I vote Yes.

CLMN NENADOVICH: Mr. Wolsky, very good explanation on that and I thank you very much for it and I gladly vote Yes.

CLMN GLENN: Before I vote, I oppose this Right to Work. Unions set the standard. They set the standard for everybody. So everyone benefits by opposing this Right to Work law. With that I vote Yes.

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

PRESIDENT MARINCIC: Thank you. Resolution 19-2013 stands adopted with 5 Yes votes.

COMMENTS BY CITIZENS:

PRESIDENT MARINCIC: That concludes our Ordinances and Resolutions. We will now move on to Miscellaneous Comments by Citizens and I'm going to have our 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: Thank you. Comments are limited to five minutes. No citizen may be heard more than once. If you would like to speak raise your hand.

Gail Smith, 13105 Rockside Road. I would like to ask about the property on Rockside Road across from the post office where some time last year they had all those trees cut down and the leftover dead trees, etc. have been there for now a year. It was supposed to be cleaned up by fall and fall passed, the spring has passed and fall is right around the corner again. Does anybody know anything? Will this be cleaned up? Because it sure doesn't look very nice.

BUILDING COMMISSIONER BILL WERVEY: We have talked to the property owners a number of times and we have not been very successful. Boyas is one of the owners and I believe the Dombrowski Family is the other owner. They've made a number of promises to us and ultimately we're going to have to take them to Court to get them to do it because they're not doing it of their own.

MS. SMITH: OK. It seems like they had the trees cut down, they got their money and left a mess.

BUILDING COMMISSIONER BILL WERVEY: Right. They got their money. Within the next few weeks we anticipate that they'll be in the Court system and then we expect to see some action. We tried to deal with them nicely and that has not been successful.

MS. SMITH: All right. Thank you.

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

Melanie Weiss, Branch Manager of the library, soon to be again 5409 Turney Road. I just want to let everybody know that our grand opening is going to be September 7th and it's going to start at 12 o'clock. We're still working on what we're going to have for the festivities, but it's going to be a very huge event and I want to personally invite everybody here. I would also like to personally thank the Mayor and Chief Sackett for speaking with the library administration and

myself last week about our continued working together partnership on making sure that the building and everybody is safe and it's extremely welcoming to everyone so thank you again for that. I'm also here to answer any questions that you might have about the new building.

PRESIDENT MARINCIC: Do you have any questions about the new library? I guess not, Melanie. Thank you.

MAYOR VIC COLLOVA: If I may, Melanie, I believe today Noreen and I were talking. They took the fence down today. Where are we at as far as is the exterior about finished? And where are we along in the process?

MS. WEISS: I wish I could answer that a little bit better and I could call you tomorrow and let you know? I was not aware that the fence was coming down today. In my mind I want it to happen tomorrow. We're all ready to get out of that small temporary location on Transportation. It is very close there and I don't know if any of you know this, but we've been sharing the space. Our neighbors have been with the Kevin Costner movie that's being filmed? So it's been really active over in that area, especially with parking, etc. I don't know where we are with that and why the fence came down, but I can let you know tomorrow?

MAYOR VIC COLLOVA: OK. That's fine. We just noticed a fence down and I figured progress is moving along.

MS. WEISS: It's really moving along. I was in there last week and I can't believe how wonderful it looks. I just can't wait for the residents to be able to go and use that great space.

MAYOR VIC COLLOVA: We're looking forward to it.

MS. WEISS: OK. Anybody else have any questions? Thank you very much.

PRESIDENT MARINCIC: Thank you for coming. Anyone else have comments tonight?

Paul Varrati, 5531 Briarcliff. Chief, I got one question for you. Rockside shopping center. Marc's. If you are coming from Marc's toward Rockside or any other side people are yelling at each other. Nobody knows where to stop over there. If there's lines, do they stop where it's white lines or stop where there's a stop sign? The lines are sort of faded. I seen two people yelling at each other. One person goes straight past the lines, just stopping at the red sign.

POLICE CHIEF ROBERT SACKETT: We talked to the property manager over there and that's a work in progress. They realize there is probably some confusion. There's too many stop signs and I believe their plan is to get rid of a few of them. Obviously you have to stop for the people in the cross walk and they may be faded but they are definitely visible and you have to stop there and you have to stop at a stop sign. We don't generally write tickets in there but we certainly can and I had a request to meet with the property manager again and I have a call in to her and we will do that. I don't think it's ever going to be a perfect world there because of the set up. You know you have to have a few stop signs where traffic aisle ways intersect, but that's not exactly where the crosswalks are and I think that's why they put those signs in the middle now which I think is a good answer. It may not be the perfect answer, but given what you have I think it's a decent answer.

MR. VARRATI: OK. Two more things. Gary, if that thing comes up for State vote I hope you get some people from a day off men in blue. State Issue 5 last time it was just firemen.

Let me tell you a story about what you guys don't know what Unions did. We all know about that disaster in Boston? I remember what the previous police chief said happened on Turney Road. They were protesting those group from a Baptist Church in Kansas came out and protested these people. Some guy got killed in the service. Two thousand Teamsters came out and blocked the protesters. The city of Boston made sure the mourners didn't see this happen. So. Although we're only 10% in the Unions in this country it was a proud day to see that picture in that magazine. I'm sure you got that magazine, too. That you want to save. That was a good thing.

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

MISCELLANEOUS BUSINESS:

PRESIDENT MARINCIC: There being none, we will move on to miscellaneous business of Council Members, beginning with Clmn Dudley.

CLMN DUDLEY: First I got to go back to our Service Director. You got to be careful because you said to put the old garbage out on the road and like put a sign that says "please take". Now don't get none any wise ideas of putting your husbands on the sidewalk with a sign around them saying "please take him", you know. Don't give them no ideas over there. All right.

Anyway I wanted to mention too some of the Seniors when you have a problem getting your garbage out you just talk to some of the young kids or talk to some of your neighbors because what we do, me and my sons, Isaiah and Elijah, and my neighbors in close proximity, we don't mind helping them take their garbage out. We don't mind taking the cans in. Some of these young people, believe it or not, they will be more than happy to do it if they are just asked. So don't be afraid to ask them.

Another thing I missed out, and I see we get very little, we have a lot of the backyard Bible classes in the summer and it was real good for the kids, etc. in the community. You just don't see it happening no more. I mean it was great. We used to have quite a few of them up in the Ward 1 community and I really miss them and I wish some of the pastors or deacons from the church would bring them classes back. It was good. I'd like to see them again.

I want to mention to some residents who are leaving messages on my phone, but you are calling me from private numbers and you are asking me questions and asking for my help but I don't have a number and you don't leave your name to call me back. You just give me a first name. The number says restricted. So I can't get back in touch with you. Make sure you leave me a telephone number if you want me to contact you back.

I thank Mr. Gibson for helping us get our fine young officer. He's a beauty. He's a fine young man. I always think of dogs as almost human but he is a fine officer and we appreciate your help on that. We most definitely do. Jax is going to be great.

I wanted to mention something else right quick. When you got children I tell a lot of people children need guidance. You got to talk to your kids sometimes. A lot of people don't talk to their kids and they wonder why their kids they run crazy. They not running crazy. Some of them just need some attention and they need that attention from home. Even if you don't get it from home if you live in an area like me, I take some of the kids to play basketball. I got to a point after my injury I was able to play a lot of ball this year so what I do is I get some of the kids I let them come in the yard and play as long as they can't beat me. You can't beat me on my court or else

you don't come back no more, but I'm just joking. I win most of the time anyway. You got to take some time with these kids. You got to talk to your children. The earlier you get involved with the kids the earlier you stick. When you see me a lot of times 90% of the time you see my two sons, Isaac and Elijah, with me. We spend a lot of time together, not that they don't have friends, etc. I think that some time we need quality time. That's a problem we have. A lot of these kids just don't have individuals to really communicate with them at home. The moms can spend a couple of minutes with them and you get a mom sometimes working two jobs and not that they bad moms it's just they trying to make ends. That go back to the Unions and decent paychecks, etc. Union jobs. Some them just got to work two jobs to make the same as one Union job. Spend some time with your children especially in the summertime, help them grow and develop and they really need it and that's going to create a better community. Those are our replacements. Those are our future. Thank you, Mme Chairman.

PRESIDENT MARINCIC: Thank you. Clmn Nenadovich.

CLMN NENADOVICH: Yes. Short and sweet tonight. Thank you very much for your work, Sir, Mr. Gibson. Thank you very much for what you've done for us. It's an asset to our city. Remember our Vets. Three thousand nine hundred and eighty eight lives lost. Thank you.

PRESIDENT MARINCIC: Thank you. Clmn Glenn.

CLMN GLENN: I'd like to take this opportunity to talk about the two past holidays we had here: Memorial Day; July 4th. They are kind of connected. Memorial Day we remember all the troops that have been lost. July 4th we have Fort Sumter was bombed by the English and that morning when the sun rose, the flag was still standing there. That's a special day to me. I'm of Viet Nam Vet Era and I respect the flag and I do not like to see any tattered flags any place, especially on city property. There should be no excuse for that. A tattered flag is unrespected. The only flag that should be tattered was the one at Fort Sumter. Thank you for your time.

PRESIDENT MARINCIC: Thank you. I, too, would like to thank Mr. Greg Gibson for your assistance with acquiring our new K-9 officer and your guidance. It's truly appreciated by everybody in our community. I would also like to offer congratulations to Jax and his new handler. I'm sure he's going to be a great addition to our police department.

I want to say miss you, Tracy, miss you, miss you, miss you.

I, too, would like to address walking in the streets. Our police department can't be everywhere. It's like the kids know this and it is so unsafe and I see it every day all day long on Edge Park and I want to call the police every time I see it, but our police would spend the entire day on Edge Park and I know that they can't do that so I want to urge parents out there to please, please tell your children not walk in the road. It's dangerous. I see them walking at night in the road in dark clothing. I pray that the parent doesn't learn a lesson by their child being hurt. So please do everything you can. I'm glad you're ticketing, Chief. How much are the tickets? Do you know?

POLICE CHIEF ROBERT SACKETT: The Juvenile Court ticket that the child gets they're not real substantial. I don't know exactly what they are. Sometimes it's a community service; drop off a donation. Without getting into a big dissertation, part of the problem with some of these juvenile problems are the fact that there are so many juveniles and so many more serious problems or what they perceive to be more serious crimes in Juvenile Court and our County's overwhelmed with them.

PRESIDENT MARINCIC: So I understand to the County, that's small. Can we have a fine for the parents here in Garfield Heights?

POLICE CHIEF ROBERT SACKETT: It would be very tough and probably quickly turn into a lengthy Court battle to cite a parent that's not with the kid for walking in the street. You know sometimes the best luck we have with that is when we say kids, most people think under 18, but that problem does not end when they turn 18. It generally extends into young adulthood and typically we probably get a little better response when we ticket in our Court and even if the fine is small you still got Court costs and it could very easily run to \$200.00.

PRESIDENT MARINCIC: I pray no one learns by being hit by a car. That's all I have. Clmn Suster. Last one this evening.

CLMN SUSTER: I, too, would like to thank Mr. Gibson for helping us acquire Jax. Thank you very much. I know from talking to other officers the dogs are a big help to us. That's all I have this evening. With that, I'd like to make a motion to adjourn.

PRESIDENT MARINCIC: All in favor say Yea. All opposed. The meeting stands adjourned. Thank you all for coming.

AYES: Suster, Dudley, Marincic, Nenadovich, Glenn

ABSENT: Mahoney, Vaughn

MEETING ADJOURNED AT 8:03 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Nancy Marincic
President of Council

Barbara Molin
Clerk of Council