

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, November 23, 2015

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

INVOCATION BY: Councilman Eugene Glenn

PRESIDENT SUSTER: Roll call please.

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

READING AND DISPOSAL OF MINUTES:

PRESIDENT SUSTER: Reading and disposal of the Minutes.

CLMN BURKE: Mr. President, I would like to make a motion that we accept the Minutes of the Regular Meeting of Council, City of Garfield Heights, for Monday, November 9, 2015 as written.

PRESIDENT SUSTER: On the motion made by Mr. Burke to accept the Minutes of the Regular Meeting of Garfield Heights City Council as of November 9, 2015, all in favor signify by saying Yea. All opposed?

AYES: Burke, Dudley, LaMalfa, Nenadovich, Glenn, Suster, Vaughn
That passes with 7 Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL:

PRESIDENT SUSTER: I'd take this as far as communication goes. We had a couple that has requested an appeal regarding a Zoning Board decision. Is there anybody here that would like to speak on that this evening? Yes, Ma'am.

Linda Zsilko, 4725 East 86th Street. I don't know where to begin. I've lived in Garfield Heights for 23 years. I have a neighbor, Mary, who has lived there longer than I have. I damaged my fence during the summertime and after I damaged the fence, it was not fixable. So I replaced the fence. Prior to my replacing the fence, I used to call to the Building Department in which I explained the whole situation to the girl who answered the phone as to I damaged the fence, I cannot fix the fence and I was going to replace the fence. I wanted to replace it with a 6' high shadow box fence and it would go exactly where the existing fence that was damaged was. She told me that there shouldn't be a problem with that so we purchased the fence and we put the fence up. Mary, who is our neighbor, had been taken out and taken to the hospital and then a nursing home for three months in between this damage of the fence so when I called to find out if I needed what was allowed and told that it was OK to put the fence up. Mary and I have had a wonderful relationship as neighbors; have been at birthday parties, baby showers, graduation parties. She has allowed us to store our motorcycle in her garage and asked if my children

could bring in her garbage cans because she is housebound and has been so for a while. She has called my husband Steve for handiwork around her house, which he gladly did for her, weeded her gardens, watched her house. She would then suggest that our children park their vehicles in her driveway to show that there was activity going on in her house. There was no problem. After Mary came back from the nursing home it was my understanding that she was going to have a health aide that would come into the house and care for her, by a friend who I had spoken to. When Mary came home from the hospital I received a text message from her daughter asking me- there wasn't an asking- she kind of told me that I was going to be her mother's caregiver and when I explained to her that I have prior family things going on. I have a father who is 90 who has lung cancer. I am his caregiver. I have two children that are getting married. I have a grandson that lives in my home with me and I just could not make that commitment. In her text message she told me it was only for 10 minutes a day. There's no way 10 minutes a day I would be comfortable going in and being her caregiver. She's housebound.

PRESIDENT SUSTER: Let me ask you a question before you go on. What does this have to do with the fence?

MRS. ZSILKO: I'm sorry. I'll get to that. After I told her daughter that I was not going to be her caregiver that is when the fence situation arose. I truly believe had I agreed to be her mother's caregiver that I wouldn't be standing here right now. That became a problem because of that refusal to help. Up until that point there was not one problem with my neighbor.

PRESIDENT SUSTER: Do you have anything else?

MRS. ZSILKO: I would like to also say that with that fence being up I do feel more secure. I have my grandson playing in the back yard and it gives me a greater sense of security. I have noted on many occasions there's a cut through. The neighbor her yard does not have a fence and for probably a good year because I sit in the back. I have a family room in the back and see people cutting through that yard. Makes me feel uneasy having people cut through like that. Thank you.

CLMN DUDLEY: Mr. Chairman, may I ask one question? On the daughter, you said the daughter told you that you couldn't store the stuff there no more. Two part question. Do the daughter reside in the city of Garfield Heights at that home?

MRS. ZSILKO: No, Sir.

CLMN DUDLEY: Second of all do the daughter have some type of Power of Attorney saying that she's making that decision on the mom's behalf? Because we would never know actually.

MRS. ZSILKO: Not to my knowledge. No.

CLMN DUDLEY: Thank you, Mr. Chairman.

PRESIDENT SUSTER: OK. At this time, I would like to take a vote to uphold the Zoning Board's decision. Does everybody understand it? To uphold the Zoning Board's decision.

CLMN GLENN: To clarify, a Yes vote would uphold and a No vote would rule it down?

PRESIDENT SUSTER: Right. OK. All those in favor signify by saying Yea. All opposed?

CLMN DUDLEY: My vote is Nay.

LAW DIRECTOR TIM RILEY: Mr. Chairman, Point of Order. You might want to take a roll on this just to make it clear for the record.

PRESIDENT SUSTER: OK. We'll start with Mr. Dudley.

CLMN DUDLEY: Before I vote, I wanted to say that I honestly believe that your failure to be wanting to be a caretaker is the reason why you are not being allowed to have that fence up. What I'm saying has to strongly be taken into consideration. I have all the respect in the world for the Zoning Board, but I'm saying in this case right here if the daughter lived here like I said before, Mr. Chairman, and she was a resident here then I would be OK with her decision. She lived there. If she have some type of piece of paper saying that's her mama's decision. But there's nothing showing that this was the mother's decision to tell you all that you all could not keep that fence up when you was told that you was. I just don't see nothing in writing for that. With that, I have to vote in your favor and I say Nay.

AYES: LaMalfa, Nenadovich, Glenn, Suster, Burke, Vaughn

NAYS: Dudley

PRESIDENT SUSTER: OK. Council has decided that the Board of Zoning's decision will stand as is.

LEGISLATION OUT OF COMMITTEE: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT SUSTER: Mayor, do you have a report for us this evening?

MAYOR VIC COLLOVA: Yes, Mr. Chairman. I do. Thank you. I wanted to start off tonight's report by reading a letter that I received from a resident regarding the safety forces of Garfield Heights. It says:

%Dear Mayor Collova:

I am writing this letter to honor members of our Garfield Heights safety forces. My husband Terry passed away very suddenly last November 4th. He apparently died in his sleep. I frantically called 9-1-1 and was helped immediately by the dispatcher who took the call. I do not remember her name. Police Officer Pat Hayes was the first person to come to my aid. He calmed me immediately and was kind enough to call my sons and my school where I am teaching. He stayed with me the entire time and was very kind and consoling. I would also like to thank the EMS crew that came soon after. They were called Melissa Stepka, Dave Cost, Steven Chocholski and Lt. John Schluk. They were very gentle in telling me that my husband had died. These fine members of our community should be commended for going above and beyond the call of duty to console me on that very awful morning.+

Her name was Carla. I'm not going to say her last name because I don't have the authority to say her last name but I want to say that this is really great. She also put:

%S. I grew up in Garfield Heights and I've lived in my home for 30 years.+

It's surely not great that she lost her husband. That's a terrible tragedy, but this is a good thing. This is what the Police and Fire Departments are all about. We talk to them about giving tickets for this, etc. but this is when they really come into play. I want to commend your guys and the Fire Department for a great job once again, as usual.

Also, I want to report on the Court Community Service. August to October 2015, they worked 52 days. They cleared 339 sites. They put in 1,449 man-hours. They filled 398 bags of trash. They threw out and picked up 49 tires. They filled a 40 cubic yard trash to dumpster and they worked 6.5 sites per day. This is the new program that we put together earlier this year. It's working great. To give you an idea, they took 48 tires from behind the Pet Supply Plus, a 24 yard dumpster from old Ceo's Bar, 398 bags of trash includes weekly litter pickup from 14 sites and they worked 88 days through to October. This is a great program that we approved Council and the Administration. They are doing a great job. If you have sites in your Wards that need cleanup; that need special attention, get a hold of me. I will contact Vince Liotta who heads this crew up and we'll get them working on those sites. They're doing a great job and I appreciate that.

Next I want to reach out and thank 1-888-OHIOCOMP. Once again this year and it's about the 5th or 6th year in a row, they have given us 200 turkeys to pass out to the needy of Garfield Heights. That is being done as we speak for Thanksgiving. Kathy Parssons is heading up that program. They do a great job. This is a great thing that they do for us so we can help the needy in Garfield. I certainly thank everybody involved at 1-888-OHIOCOMP for their help.

I want to talk about the Christmas Lighting Ceremony. Sunday November 29th, this Sunday, 5:00 p.m. here at the Civic Center. Music indoors at 5:00 p.m. Outdoor lighting ceremony at 5:30 p.m. Santa Claus will arrive on a fire truck so you can meet and greet him. Isn't pretty sure Santa's coming, isn't he, Mike?

CLMN NENADOVICH: He'll be there.

MAYOR VIC COLLOVA: That's what I like to hear. We're going to have pictures with Santa, refreshments indoors following the lighting session. There's going to be the Unique Gift and Card Shop open after the lighting ceremony. Residents and recreation season pass holders will be admitted to a free ice-skating event from 6:00 p.m. to 8:00 p.m. I know that breaks your heart to hear "Free", Bob, but. Proof of residency required. You have to be a resident. Children must be accompanied by an adult. Santa will be there also. We do this every year. This is a great time. We get a lot of people here. It's a good chance for people to enjoy the beginning of the holiday season, celebrate Christmas. We're looking forward to seeing you on Sunday. It's really a great tradition. To see those lights go on and to see what our Service guys have done to really light this city hall up is great. I appreciate everybody coming to that.

Next, let's don't forget about the Holiday Lighting Contest. Nomination deadline is 4:00 p.m. December 15th. Please submit nominations by mail to Garfield Heights Civic Center or e-mail jduber@garfieldhts.org or fill out one of the forms and turn them in at the desk downstairs. We have done this every year for the last five or six years. We want to appreciate the people out there that decorate their homes. Some of them really go above and beyond. Really makes the city look great. We believe they should be rewarded. We pick one from each Ward that our judges think had the best display and then we pick one grand winner from that and they are all recognized so continue to look for those people if you would.

I wan to talk about a program that I heard of. Veterans Day is a great day every year. We celebrate it here. We honor the Vets. In many areas in recent years they honor at different restaurants, different people do things that we all get involved in. I think it's a great thing because the Veterans certainly deserve to be honored. This year there was something done that I never heard before. Clmn Glenn brought it to my attention and I can't say enough about this. It really touches me and I think it touches everybody. The Garfield Heights Middle School did something really special this year. Mr. Glenn, I'm going to give you an opportunity to talk about this if, Mr. Chairman, you don't mind?

PRESIDENT SUSTER: Go right ahead.

CLMN GLENN: Thank you, Mr. Mayor. First of all, I'd like to get all the participants up in front please. Come forward. I want to start out by saying that Veterans Day means something. I am a disabled Veteran. On that day I went down to Applebee's. They gave a free Veterans Day meal. It was a nice day. They had a lot of Veterans down there that were dressed in uniform. WW II, Korean, Viet Nam, Afghan, Iraq- a lot of Veterans down there with common goals and thinking. At the end of the meal I paid my bill. The waitress came over to me and gave me this thank you card. I'd like to read this card aloud. It says:

%Dear Veteran:

Thank you for serving our country. You are allowed to have a free and wonderful country. I hope that you could write back to me someday. Did you serve in Viet Nam War? Or were you in the Army during 9-1-1? Thank you for keeping us safe all these years.+

This was written by a student at the Garfield Middle School, Anthony Hemel. At this time, I want to recognize the teachers and everybody involved. Is Stephanie Hastings here? She's not here. Stephanie is an old neighbor of mine of years ago. I know her very well. I contacted her first at the middle school. How about Julie Bell? Julie, thank you. She is Anthony's teacher. Is Ms. Porter? You're the letter writer. So you helped Anthony write the letter. Ms. Skerl? Ms. Skerl is a Veteran. A 10 years Veteran. Army, I hope? And Anthony, raise your hand. I want to thank you, Anthony. That was a nice thing you did.

MAYOR VIC COLLOVA: Before you sit back down there's a young man there. What's his name? Thank you very much. This is something that really means something to Veterans. It should mean something to the entire country. We appreciate what you did very much. You went above and beyond. This is what our students in Garfield Heights are really all about. We thank you very much.

CLMN GLENN: Are you a parent or a teacher? Thank you, Chris.

MAYOR VIC COLLOVA: Thank you Mr. Glenn. Before I get into tonight's legislation I'm really looking forward to seeing everybody at the lighting ceremony Sunday. It's something that this entire community can be proud of. It's a time when we put everything behind us and enjoy each other and enjoy the community for what it really is. I'm looking forward to seeing everybody. I also would like to say Happy Thanksgiving to all of Council and to all the residents of Garfield Heights. Have a great Thanksgiving.

With that I'm going to get into tonight's ordinances. Ordinance 52 is the Second Reading. I talked about that at the last meeting, about the fences.

Resolution 24-2015. This is an appointment to replace Valerie Schwonek as a member of the Civil Service Commission of the city of Garfield Heights. This commences immediately for the term ending December 31, 2020. Frank Przybojewski, is he here by any chance? OK. Frank is going to replace Valerie. Just to explain to you a little bit about Civil Service, Civil Service is three members. The three members can't all be of the same political background. They can't be three Democrats. They can't be three Republicans. They have to be a mix. So we have to have two and one. Fortunately we have two Democrats and Frank. Frank will be the Republican on this board. This board really is involved with the testing for the police and fire when we bring young men in to be tested. They work on the test, the testing companies, young men and women. So Frank will do a good job. I don't know the man personally, but he came from great references and I spoke with him on the phone. I'm looking forward to having him join this.

Ordinance 32-2015. We're honoring the memory of Evelyn Hubert who recently passed away. On behalf of the residents of Garfield Heights we want to honor Evelyn. This is one lady that did it all. She graduated in 1940 from Garfield Heights High School. She actually graduated with my father-in-law, Jack Donovan. A few years later, my father-in-law, Jack Donovan, became Mayor of the city of Garfield Heights and he appointed Evelyn as the first lady Clerk of Council that was ever in Garfield Heights. That was quite a deal. She has been involved in everything. She really has. On her 90th birthday I was invited to celebrate a party with some friends of hers and she was as sharp as sharp could be. You would never have guessed she was 90 years old. When you read this legislation you will see how many things she's done for the city of Garfield Heights. Our deepest sympathies go out to the family of Evelyn Hubert. We're going to miss her. There's no question about it. With that, Mr. Chairman, you have my report.

PRESIDENT SUSTER: Thank you. Is there any questions of the Mayor on his report? Is there any questions of the Mayor on his report? There being none, we'll move on to Law Director, Tim Riley. Do you have a report this evening?

LAW DIRECTOR TIM RILEY: Thank you, Mr. Chairman, I have no report tonight.

PRESIDENT SUSTER: OK. Thank you. Acting Police Chief Bob Byrne. Do you have a report this evening?

ACTING POLICE CHIEF ROBERT BYRNE: Thank you, Sir, no I do not.

PRESIDENT SUSTER: OK. Service Director Tim McLaughlin. Do you have a report this evening?

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: Yes, I do. Thank you, Mr. President. We are currently just going to be able to hopefully by Wednesday finish up a second time through the city with the leaf pickups and try for the third time through. I don't know how far we'll get. It will depend on the weather. We usually get into the first week of December and we're done. We're going to try to make another run through the city.

The other four guys have been working on the Christmas lighting. That's all I have going on now. That's it.

PRESIDENT SUSTER: Thank you. Are there any questions of Mr. McLaughlin on his report? There being none we'll move on to our Parks and Recreation Director, Bob Dobies. Bob, do you have a report for us this evening?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mr. President and Council Members, good evening. Being as I wasn't here, yes, I do have a report. First of all congratulations on your election and re-elections everybody on Council.

We had our Halloween Skate back on October 30th and we just had a Cosmic Skate last Friday. We'd like to thank everyone for coming out to both of these events. I received many appreciative comments for having these themed events for our children and families to enjoy. Both evenings we had between 250 - 300 people come out and enjoy the ice and an evening of fun. Pictures from this event and all of our events can be found on the city Webpage when you have time.

We have a very busy schedule for the next month and a half beginning with the Annual Gold Cup Hockey Tournament that begins the Friday, November 25th at 8:00 a.m. and will run through Sunday November 29th with the Championships starting on Sunday at 9:15 a.m. and will run through approximately 2:00 p.m. Friday and Saturday games will run the entire day for you enthusiastic hockey fans.

Please join us at the Dan Kostel Recreation Center on November 29th as the Mayor mentioned, from 6:00 p.m. to 9:00 p.m. after the Holiday Lighting Ceremony for our Annual Holiday Skate. This is a free event for residents and if you would, bring proof of residency with you for your admission.

Our 20th Annual Holiday Christmas Skating Recital will be held Saturday December 12th from 4:00 p.m. to 6:00 p.m. Please make time and come out and watch our Muni Figure Skaters perform.

On December 20th from 3:00 p.m. to 5:15 p.m. we'll have our Holiday Skate with Santa, again prior to the Christmas holiday.

Futsal signup (indoor soccer) will begin December 7th. This is a co-ed program for those five to 14 year olds and runs from January through March.

Don't forget to sign up for a Holiday Grab bag Fitness Class which will begin December 8th. You will need to sign up by December 7th to avoid any late fees. You choose the classes you wish during the holiday season to attend because of the hectic holiday schedule. You can mix or match or take as many as your schedule allows you. All classes are held Tuesdays, Thursdays and Saturdays at Fire Station No. 1.

Learn-to-Skate Sessions, No. 2 for hockey players three to 13 will begin January 2nd, which are held Saturday mornings from 11:15 a.m. to 12:15 p.m. We'll have another free trial on December 19th for those who may be unsure if they wish to participate in hockey. You get a free trial day. Come out and see what you got, so to speak.

Figure Skating Learn-to-Skate Session No. 3 will begin on Tuesday December 8th or Thursday December 10th for your convenience. Early signups for all programs are welcome. For more information for any of the programming please call the Rec Center or visit the Website.

Last, as I presented to Council before the meeting started, you have an overview on the Summer Grass Program. All Council were given a report containing the properties and their respective Wards. This gives you an overview of when we went through the Wards, how many

properties are on the master list, how many were cut by our crews and how many were cut by the residents or outside companies maintaining the properties along with the days and the average cuts per day. The third sheet that was given to you is just a recap of all the other Wards on the whole and you may see to review and see how your individual Ward compares against other Wards as basically I used a percentage system there.

As usual we began the season at the end of April and ended on November 6th. We began the season with 826 properties and ended with 1,056 on the master list. During the season our crews checked 7,186 properties. Again, I reiterated this last year, when they go out and have the master list or whatever route sheets they have every house on the list is checked on a daily basis when they go through the Wards. We cut 1,514 properties or 21% of the properties this year. It was about 5% less than last year so that's a good thing. More people are cutting their properties. There was 5,009 properties that were maintained by the owners or have some type of company maintaining them. About 70% of the properties. The average remains about the same of over the four years this program has been conducted. What is changing is the increased amount of vacant lots from the demolishing of homes by the Land Bank Program which has reached around 55 right now and we're anticipating 90 or 100 possibly so that impact with the work that the grass crew has to do also as they go through the neighborhoods. The other noticeable thing that has happened this year over the past three seasons I think Bill can attest to this, is we finally have owners calling the Building Department to inform the department of the new status of a property or that they have someone maintaining this listed property. We had 119 people call in April and May and the notation was made on the master list and we didn't bother them any more as long as they cut the property and proved that they were cutting their properties. That's about 10% of the overall properties being maintained that normally we would have to go out and check. Basically, we average probably going around each time through the city a three to 3.5 week basis. Of course as the weather gets warmer it slows down a little bit, but as the Mayor had mentioned in other Council Meetings that they did mulching this year, weed pulling over and above what they normally do because a lot of times we were backed up. So if we do get that dry spell those crews are still working in the city as a whole. Again, I think it's a program that the Mayor put into action for four years now. It's working. I think it's a good thing for the city.

Last, if I may, Mr. Chairman, ask a question? Mr. Lamalfa, I understand you voted Yes for my Sergeant-At-Arms position.

CLMN LAMALFA: Yes.

PARKS AND RECREATION DIRECTOR BOB DOBIES: I'm overwhelmed, but I do want you to know I'm a truck driver.

CLMN LAMALFA: Maybe I'd get to watch you throw someone else out instead of me.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Thank you. That concludes my report.

PRESIDENT SUSTER: Thank you, Mr. Dobies. Are there any questions of Mr. Dobies on his report? Mr. Glenn.

CLMN GLENN: Bob, I want to commend you on cutting the grass. You're No. 2 on my complaint list. The first are taxes and second is cutting the grass so you did a good job. Keep it up. I had good response from you. Thank you very much.

PRESIDENT SUSTER: Is there anyone else that has any questions of Mr. Dobies on his report? There being none we will move on to our City Engineer, Dave Krock. Do you have a report for us this evening?

CITY ENGINEER DAVID KROCK: Yes, I do. Thank you, Mr. President. I have some good news to report. The city has received funding for five additional waterline replacement projects. This is a competitive program we submit every year to Cleveland Water and Garfield Heights got five out of the 16 total projects. All the suburbs got so we got a good percentage there. Just over \$1 million--\$1.2 million total. Those streets are listed on your report, but I will read them for everyone else. It's Alexander, Woodward, Maplerow, Darlington and Hillside. Look for those to be done most likely in 2017. It will take a little while to get them there, but it's just like the Turney Road and York and Maple Leaf. Same type of project. We should be doing resurfacing as well at the same time. That's my report.

PRESIDENT SUSTER: Are there any questions of Mr. Krock on his report? Mr. Dudley.

CLMN DUDLEY: That's the section of Maplerow between 126 and 131?

CITY ENGINEER DAVID KROCK: That's correct.

CLMN DUDLEY: All right. Thank you, Mr. Chairman.

PRESIDENT SUSTER: OK. Mr. Glenn.

CLMN GLENN: Did I hear you right? There's going to be waterline and resurfacing on these streets?

CITY ENGINEER DAVID KROCK: Yes, waterline for sure. We expect through the street resurfacing money through Ohio Public Works as well. That will come later. That's why there's a little bit of a delay to match up the funding.

CLMN GLENN: OK. Very good, Dave. Thank you.

PRESIDENT SUSTER: Are there any other questions of Mr. Krock on his report? There being none we will move on to Finance Director, Barb Biro.

FINANCE DIRECTOR BARBARA BIRO: Thank you, Mr. Chairman. I have nothing to report this evening.

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSONS: Absent.

PRESIDENT SUSTER: OK. Thank you. Next, we will move on to Economic Development Director Noreen Kuban. Do you have a report for us this evening?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Yes, I do, Mr. Chairman. I just wanted to give you an update on our Mill Creek Watershed Partnership. You will soon be seeing signs around our community saying that you are entering or leaving the Mill Creek Watershed. This is a campaign to educate the people in our community about the importance of having a healthy watershed. The signs and the educational brochure were developed as part of the Ohio EPA Environmental Education Grant, which the partnership received. Pat Salemi meets regularly with the Mill Creek partners and the group has completed three stream cleanups in Ward 1 with the 4th scheduled for May 7, 2016. As I previously mentioned at the last Council

Meeting the watershed action plan has been submitted to the State EPA and the tree planting mentioned at the last meeting was another Mill Creek Watershed Partnership project. The Garfield Heights Service Department will be posting the signs some time next week and their involvement will serve as the labor to be our grant match. I have copies of the brochure and there are some on the table over there so if Council would like to have copies of the brochure I am passing them out right now. That concludes my report.

PRESIDENT SUSTER: Thank you. Are there any questions of Noreen on her report? Are there any questions for Noreen on her report? There being none, we will move on to Building Commissioner Bill Wervey. Bill, do you have a report this evening?

BUILDING COMMISSIONER BILL WERVEY: No report, Mr. President. I would, however, urge passage of Ordinance 52.

PRESIDENT SUSTER: OK. Thank you. Does anybody have any questions of Bill on his short report?

COMMENTS BY CITIZENS ON THE AGENDA:

PRESIDENT SUSTER: There being none, we will move on to Comments by Citizens on tonight's agenda. Would the Clerk please read the rules?

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

PRESIDENT SUSTER: Is there anyone that would like to speak on the agenda for this evening? There being none, we will move on to Committee Reports.

COMMITTEE REPORTS: None.

ORDINANCES AND RESOLUTIONS:

PRESIDENT SUSTER: There being none, we will move on to Ordinances and Resolutions, beginning with Ordinance 52-2015.

ORDINANCE NO. 52-2015

AN EMERGENCY ORDINANCE AMENDING GARFIELD HEIGHTS CODIFIED ORDINANCE SECTION 1155.02 IN RELATION TO THE CONSTRUCTION OF FENCES.

Moved by NENADOVICH to PASS ON THE SECOND READING:

AYES: Nenadovich, Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa

PRESIDENT SUSTER: Ordinance 52-2015 passes with 7 Yes votes.

LAW DIRECTOR TIM RILEY: Mr. Chairman, Point of Order. You have to take a roll vote on it for the adoption. I believe the motion there would have been to waive a Third Reading.

PRESIDENT SUSTER: OK.

CLMN NENADOVICH: Mr. Chairman, I would like to re-state to request to WAIVE THE THIRD READING AND TO PASS ON THE SECOND READING.

PRESIDENT SUSTER: OK. On the motion made by Mr. Nenadovich to PASS ON THE SECOND READING.

LAW DIRECTOR TIM RILEY: No, I think the motion is to WAIVE A THIRD READING.

PRESIDENT SUSTER: OK. So we won't be going into a THIRD READING then. We'll take a roll beginning with Clmn Dudley.

CLMN DUDLEY: Before I vote, I believe this is long overdue. I'm glad that we are going in this direction. We're kind of behind other cities. Like I say sometimes we're living in the 1970s, 1980s, but I'm glad to see this finally come through and see it pass. So with that, Mr. Chairman, I vote Yes.

CLMN NENADOVICH: Before I vote, a lot of work went into this by the Building Department, a lot of research by Jeff in the Law Department and I vote Yes.

AYES: Dudley, LaMalfa, Nenadovich, Glenn, Suster, Burke, Vaughn

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

VOTE ON ADOPTION:

AYES: Nenadovich, Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa

PRESIDENT SUSTER: Ordinance 52-2015 passes with 7 Yes votes.

RESOLUTION NO. 24-2015

AN EMERGENCY RESOLUTION RATIFYING AN APPOINTMENT BY THE MAYOR OF FRANK PRZYBOJEWSKI TO REPLACE VALERIE SCHWONEK AS A MEMBER OF THE CIVIL SERVICE COMMISSION OF THE CITY OF GARFIELD HEIGHTS COMMENCING IMMEDIATELY FOR THE TERM ENDING DECEMBER 31, 2020.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn, Suster

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn, Suster

PRESIDENT SUSTER: On its adoption, beginning with Councilman Burke.

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn, Suster

PRESIDENT SUSTER: Resolution 24-2015 passes with 7 Yes votes.

RESOLUTION NO. 32-2015

A RESOLUTION BY THE MAYOR AND COUNCIL ON BEHALF OF THE RESIDENTS OF THE CITY OF GARFIELD HEIGHTS HONORING THE MEMORY OF EVELYN HUBERT AND EXTENDING SINCERE CONDOLENCES TO HER FAMILY.

Moved by SUSTER to CONSIDER BY TITLE:

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn

Motion to READ THE RESOLUTION IN ITS ENTIRETY:

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn

(The Clerk read the Resolution in its entirety.)

Motion to SUSPEND THREE READING RULE:

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn

PRESIDENT SUSTER: On its adoption, beginning with myself.

VOTE ON ADOPTION:

PRESIDENT SUSTER: I think the person that put these words all together the best was the Mayor. She was a very active individual in the city of Garfield Heights. Meeting her four sons was a real pleasure because you could tell just talking to them and being with them for a period of time that they had a great upbringing and I know that she was very active within the city as everything was read here. I am not going to belabor the point. I want to again extend my condolences to the Hubert family. I vote yes.

CLMN BURKE: Before I vote, I would like to also extend my condolences to the Hubert family. Looking at all these accomplishments, it makes you realize how one person's life can really affect everybody else's in a positive manner. I vote Yes.

CLMN VAUGHN: Before I vote, I want to express my condolences to the family and I thank you for your years of service to our community and to our city. With that I vote Yes.

CLMN DUDLEY: Before I vote, I would say keep the family in our prayers every night. Great accomplishment was accomplished by the lady during the timeframe that people was allowed to get to know her and enjoy her company here in our world. With that, I vote Yes.

CLMN NENADOVICH: My condolences to the family. There's a lady that enjoyed Garfield Heights for 92 years. I vote Yes.

CLMN GLENN: Before I vote, I got to know Evelyn the last couple years as a member of the Historical Society. Very efficient. Very sharp. My condolences to the family. I vote Yes.

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn

PRESIDENT SUSTER: Thank you. Resolution 32-2015 passes with 7 Yes votes.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT SUSTER: Next we will have Comments by Citizens. Would the Clerk please read the rules?

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

PRESIDENT SUSTER: Do we have anyone that would like to make any comments this evening?

David Mays, 8250 Green Drive. I am a Member of the Zoning Board of Appeals and I would like to thank Council for upholding our ruling on the fencing. Thank you very much.

PRESIDENT SUSTER: Is there anyone else that has any comments this evening?

MISCELLANEOUS BUSINESS:

PRESIDENT SUSTER: There being none we will move on to Miscellaneous Business beginning with Mr. Glenn.

CLMN GLENN: Thank you, Mr. President. We are going to have our Block Watch December 1st. At this time, I would like to recognize the trustees of our Block Watch for recognition, starting with Chairman Dan Bailey and his wife Corinne, Carolyn and Clarence Shipowski, Bill Shipley and Corinne Ringer and most of all my wife, Ann Glenn, for helping me support the Block Watch.

I want to thank again the people from Garfield Heights Middle School for coming down here. Thank you very much. That's all, Mr. President.

PRESIDENT SUSTER: OK. Thank you. First of all, I would like to wish everybody from my family to your family a very Happy Thanksgiving. If you are driving anywhere, please be safe.

I would like to thank the young gentleman that was here this evening that took the time to write the letter to the Servicemen. Those are the kinds of things we like to hear from our kids. You hear so many things bad about kids today, but that's still only 10% of the problem that we have. Again, I would just like to say thank you. I also would like to thank the teachers that took their time tonight to come here and see this and also the Principal of the school for coming tonight to attend this meeting. With that, I will go on to Clmn Burke.

CLMN BURKE: Thank you, Mr. President. I, too, would like to thank the Garfield Heights Middle School students, Mr. Hemel, Jr. I think that is a great thing that you did. I, too, am a Veteran and it's real touching. Also, you bring up a good point Mr. President. We hear a lot of things about the youth in our community and how bad some of them can be. When you hear about stuff like this, it makes you proud to be a citizen.

I actually got a phone call from somebody today. They sent me over this picture of a test score that his daughter got. I know he's sitting in the audience here. His daughter is 11 years and seven months old and the Garfield Heights School system had her tested because she is very smart apparently. She tested at a general intellectual ability of a person of age 30. I bet you if I took that test, I would probably score maybe a little less than age 30. I am not sure but I think that's great to see this type of things up and coming.

I also would like to say Happy Thanksgiving to everybody out there.

November 29th the Holiday Lighting Ceremony. Music 5:00 p.m. to 5:30 p.m. I know the performer personally and I think he's going to do a stellar job. I am hoping.

Then I also would like to remind everybody that I am having my Community Awareness Meeting on December 16th. That's all I have.

PRESIDENT SUSTER: Thank you, Mr. Burke. Mr. Vaughn.

CLMN VAUGHN: Thank you, Sir. It was great to see these young people at the Council Meeting tonight. I am not a Veteran, but I appreciate what you guys did. Keep up the good work. It's very good.

You know Thanksgiving is my favorite holiday. I want all of you to enjoy it. Take the time driving. Don't be in a hurry. We want no accidents. Don't place too much work on our Fire Department.

My son explained to me this morning that there's four Fs in Thanksgiving. This is coming from a 16-year-old, but I thought it was pretty good: food, fun, football and family. Everybody enjoy yourselves. Enjoy the holiday. That's all I have.

PRESIDENT SUSTER: Thank you. Clmn Dudley.

CLMN DUDLEY: First of all, I'd like to thank the Middle School. I served as a Veteran, as a Staff Sergeant E-6 in the U.S. Army. Been in there for 10 years. It's good to see things like that. It warms your heart and makes you feel good that the young people take the opportunity to do some things like that for the Veterans. That's really appreciated.

Second, I would like to say from my family to everybody I wish you all a Happy Thanksgiving and at Thanksgiving think safety because they know you're putting up your Christmas trees and they know you're putting the gifts underneath there. Don't let nobody have Christmas at your expense. I'm telling you, you think safety. Keep your doors secure.

Also the Ward 1 Club is having a meeting tomorrow night at 7:00 p.m. at the Civic Center here. That will be tomorrow, which is Tuesday.

Also, I would like to take a second to mention something. I have two youngest sons, you know, they're really into what they hear me say, etc. They always ask me. They really go into detail. They said, Dad, you always tell people you love them, but in one minute you're debating with them. I told Isaiah and Elijah it's so easy to love somebody, but to hate a person requires so much energy. It will tire you out and it will wear you down. So it's easier to love them. If you read the Bible, (in case some people like the Koran, use that), you got to teach your children from that Book. I gave them an example. I said when you think about Judas and you think about Jesus, Jesus took Judas around with Him for about three years. He was one of the Disciples, His right-hand man. In the process of taking him around He knew what he was planning. He knew what this man was going to do to Him, but He never turned around and told the other Disciples who could have knocked Judas off for Him. He never did that. He knew what was going to be coming up. But even at His last minute even when He sat at the table and was eating with Judas and He looked at Judas and He did know what was going to happen what did He tell him? I believe He told him to make it quick. But even as they crucified Jesus and hung Him up there on the cross, etc. He never ever cursed that man. He had told His Father to forgive him. They know not what they do. The same thing. If He can go through that and He can love people, what we go through on Earth right now as humans is merely just a piece of a cakewalk. That's what I tell the boys. It's easier to love and requires a lot less energy than it is to hate. So no matter what you go through, love a person. Don't never let them leave this world thinking that you hate them.

With that, I wish you all a Happy Thanksgiving. Thank you, Mr. Chairman.

PRESIDENT SUSTER: Thank you. Mr. LaMalfa, do you have something this evening?

CLMN LAMALFA: I just want to thank the Mayor. That's the first time I heard Santa Claus and not my name mentioned. I just want to say Happy Thanksgiving everybody.

PRESIDENT SUSTER: Mr. Nenadovich.

CLMN NENADOVICH: Thank you. I'd like to thank the young gentlemen in the back of the room- both of you there. It's a subject very dear to my hearts. Just remember this Thanksgiving while you're sitting around watching football, some people are overseas watching bullets fly by. Thank you.

Thanksgiving is a time of being thankful and I looked around this city and I saw since this Administration has been in and especially the Mayor and his Directors, we've taken grass problems down, we've picked up more litter in the city and both programs are making Garfield Heights a better place. They're working very hard for that- the Directors are. I thank them. That's what I'm thankful for. I'm thankful to be serving on a Board that's part of this solution, not part of the problem. There's a lot of good things going on in Garfield Heights and I encourage everybody to go down to Warner Road (slowly) and check out the new bike trail. The grass has grown in, the bridge is done. It's looking really sharp. It's going to be a big addition to the city, not Ward 3, to the city. I feel that as a Council here that the city is our Ward, not just our Ward. We worry about everybody.

I wish everybody a Happy Thanksgiving, like Joe says, from our family to yours. I wish you all a very Happy Thanksgiving. Don't put on too much weight because I'd take care of that part.

PRESIDENT SUSTER: Mr. Burke.

CLMN BURKE: Mr. President, I owe Mr. Feeney an apology. I talked about his daughter here and didn't mention her name. Her name is Nyla Feeney. So I'm sorry for not bringing that up. That's all I have.

PRESIDENT SUSTER: OK. I have one question, Mayor, I forgot to ask. When Mrs. Hubert was of age and that and she played golf, did she beat you?

MAYOR VIC COLLOVA: We never played, but I'm sure she probably would have. Everybody else does.

PRESIDENT SUSTER: OK. Gene.

CLMN GLENN: Mr. President, with that, can we adjourn?

PRESIDENT SUSTER: On the motion to adjourn, all those in favor signify by saying Yea. All opposed? Meeting adjourned.

AYES: Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich

MEETING ADJOURNED AT 8:00 p.m.

APPROVED:

Joseph Suster
President of Council

RESPECTFULLY SUBMITTED:

Barbara Molin
Clerk of Council