

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

Monday, September 26, 2016

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

INVOCATION BY: Councilman Michael T. Nenadovich

PRESIDENT SUSTER: Before we get into the roll call, I'd like to take a minute and wish the Mayor a Happy Birthday. If everybody would like to join me in singing Happy Birthday to the Mayor.

MAYOR VIC COLLOVA: You guys legislate better than you sing.

PRESIDENT SUSTER: Hey. You look like you got a few more grey hairs while we sang that. OK. Thank you. Roll call please.

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

EXCUSED: Burke

CLMN VAUGHN: Mr. Chairman, I make a motion that we excuse Clmn Burke this evening.

PRESIDENT SUSTER: On the motion made by Clmn Vaughn to excuse Clmn Burke this evening, all those in favor signify by saying Yea. All opposed?

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

ABSENT: Burke

That passes with 6 Yes votes.

READING AND DISPOSAL OF MINUTES:

PRESIDENT SUSTER: The disposal of the Minutes of the last meeting.

CLMN NENADOVICH: Mr. Chairman, I would like to make a motion that we accept the Council Minutes of September 12th, last Council Meeting, as written.

PRESIDENT SUSTER: On the motion made by Clmn Nenadovich to accept the Minutes of September 12, 2016, all those in favor signify by saying Yea. Anybody opposed?

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

ABSENT: Burke

That passes with 6 Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

COMMITTEE REPORTS: None.

LEGISLATION OUT OF COMMITTEE: None.

REPORTS OF THE MAYOR AND DIRECTORS:

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

MAYOR VIC COLLOVA: Thank you, Mr. Chairman, I have a brief report. First off, I wanted to let everyone know that I have been contacted by a couple of Seniors that are looking to possibly do an exercise program here once a week in the evenings. They are Seniors that are still working. They can't attend our exercise programs during the day. They are requesting some in the evening. We would have no problem doing this. I'm sure Kathy would be excited about putting another program together, but what we need to know first is can we get participation? We can't bring somebody in and pay them to do an exercise program for two or three people so I am reaching out to Council to talk to your residents; reaching out to the residents to contact Kathy at the Senior Center or contact Jennifer in the Service Department to let us know if you would be willing to sign up. Once we get an idea of where we can go with this, we will try to set it up. I think it would be a great idea. This is going to be a very light workout. This is not Jazzercise or some other programs that are going on in the city. This is for Seniors like me who just like to move your arm a little bit for exercise- stuff like that. This is going to be great for everybody regardless of how old you are. So if we can get a feel for that, that would be great.

The other thing I just want to do briefly is I'm really impressed with the Cleveland sports teams this year. We all know what the Cavs did. The Indians are on the verge of making the playoffs. After watching the Browns yesterday, they even gave me a little bit of hope for down the road, so I am really excited about the Cleveland sports teams. It seems like when they're doing well, everybody's in a good mood. Even after the Browns game yesterday they lost, I did not get one person's call and complain to me today about anything. So I am going to consider that was because of the Browns' great performance and hope they continue to do so. No, I really am pleased with that.

I'd get into the legislation tonight. Ordinance number 47 is a grant application for Mill Creek the Watershed Action Plan. Ordinance number 48. This is a contract between the jailers/records clerk collective bargaining agreement between the City of Garfield Heights and the Fraternal Order of Police Ohio Labor Council, Inc. That's for the jailers and records clerks. There is no increase in salary. They have put together a three-year contract and there will be wage re-openers in the next two years, but no addition to any cost at this time. Ordinance number 49 allows us to enter into a cooperation agreement with the Village of Valley View and the Village of Cuyahoga Heights. It's for a grant application for the Canal Road Repair and Resurfacing Project. This project will encompass all three cities. We have a small portion of that. I'm not exactly sure. Dave could probably answer what percentage we have, but they are looking for some grant money to cover that and it's something that needs to be done. It's good for all three cities to work on a project like this.

Resolution number 17 is a renewal levy by the Garfield Heights City Schools. I have talked to Mr. O. I am totally in support of this levy. This does not increase taxes. This levy just continues what we have going on. I think that it would be really a bad situation not to approve this renewal because if we take money away from the schools (and we know they're on a tight budget just

like we are) it might even be tighter. Down the road, they're just going to have to get it somewhere else and the levies will just come back on. This renewal, again, is not bringing any new taxes so I totally support it and urge Council to support it also. Resolution number 18. A resolution proclaiming the month of September 2016 as Save Our Homes Month. This is being done in conjunction with the County's Foreclosure Mediation Program. This is a good thing for our city. It's a good thing for the residents and I urge passage of that Resolution 18. Resolution 19 is a resolution supporting Retiree Healthcare for the Utility Workers Union of America the UAW Local 270. They are having their problems with First Energy taking away part of their healthcare through the pension and we know how hard it is for us to get healthcare and how important it is. Older people, once we retire, we need healthcare and they are certainly asking for our support. I certainly support them in their endeavor. Resolution number 20. We're forming a partnership with Mill Creek and I guess if Noreen could get into that if anybody has any questions. With that, Mr. Chairman, you have my report.

PRESIDENT SUSTER: Thank you, Mayor. I have one question for you. That exercise program, is that going to be advertised in the Neighborhood News?

MAYOR VIC COLLOVA: Yeah, we're going to put it in the Neighborhood News. We hope that it gets in there through this meeting tonight. We also will be putting it on our Website and trying to send it out. We'll have Pat Salemi work on getting that out.

PRESIDENT SUSTER: OK. Thank you. Does anybody else have any questions of the Mayor on his report? Anybody have any questions of the Mayor on his report? There being none, we'll move on to Law Director, Tim Riley. Tim, do you have a report for us this evening?

LAW DIRECTOR TIM RILEY: No report, Mr. Chairman.

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

POLICE CHIEF ROBERT BYRNE: No report, Sir.

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

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: Yes, I do. Thank you, Mr. President. We're still like I said at the last meeting, trying to close up some of our summer projects, get some things tied up before the fall programs start. We have about 15 water cutouts left out of the 160 that the street repair, etc. that hopefully we'll get them done this week. It looks like a lot of rain so I'm not sure how to go.

I'd also like to mention that the All Ohio Secure Shred we had almost 4,000 tons of paper taken in and shred. It was less than the springtime but I think we had a total of probably about four or five ton for the whole program twice a year and we will have it again in the spring. We have it twice a year. That's all I have.

PRESIDENT SUSTER: Are there any questions of Mr. McLaughlin on his report? Are there any questions of Mr. McLaughlin on his report? Next, we'll move on to Parks and Recreation Director, Bob Dobies. Bob, do you have a report for us this evening? I hope not.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mr. President and Council Members, good evening. I am a little apprehensive to give a report because I understand at the last meeting I was absent and it was appreciated that we cut six to 10 minutes off. So I do have a couple things. Those that are interested in hockey learn to skate, the final sign up day is Friday, 9/30/2016 because it starts Saturday. There are extended office hours.

Secondly, (I'll keep it short. I promise.) I just want to say thank you to all the ice patrons that I have for the understanding. We were supposed to open up September 10th. Unfortunately, Mother Nature's not kind some days and we had a power outage and the chillers were down for about 12-14 hours so as I traveled to the rink on Sunday morning I found that we had a lake out there. We didn't lose all the ice, but we had to rebuild for a week and everybody understood that and I am very ever grateful for that.

Our soccer program did start today at the middle school so that's on its way.

The last goes to the Mayor. Thank you for recognizing his birthday. Many of you know Vic and I go back many, many years and when we were younger birthdays did not mean anything just another day but I like to remind him now just to remind him that he is older than me. Thank you. That concludes my report.

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

PARKS AND RECREATION DIRECTOR BOB DOBIES: Oh, one more thing, Mr. President. Also we ran into a Zamboni problem. Through some phone calls and talking with the Mayor, we were able to borrow a Zamboni from Mentor, Ohio. They do have three out there. We have one. Ours is very old. We ran into some complications even though we pre-serviced it, but we're up and running. Everything's fine and our Service Department, through Mr. McLaughlin's help, is trying to iron out the issue with that. It does run. It's just some minor electrical problems from what we're understanding, but we have not diagnosed it yet. The good thing was I bought batteries about 2.5 years ago for the Zamboni and if everybody remembers it was almost an \$8,000.00 bill. They were under warranty. We had them back last week and they checked them all out, and everything's good there so we're working through the issue but without Mentor's help we could have been in a bad way as to conditioning the ice of course with the Zamboni, etc. Probably won't be too long I'll be knocking on your doors asking for a new Zamboni. That concludes my report.

PRESIDENT SUSTER: Does anybody have any questions of Mr. Dobies on his report? Does anybody have any questions of Mr. Dobies on his report? The only comment I would like to make is, remember we have a gentleman here tonight from CEI so maybe next time your electricity goes down you can call him. City Engineer, Dave Krock. Do you have a report for us tonight, Dave?

CITY ENGINEER DAVID KROCK: I do, thank you, Mr. President. I just want to make mention of Ordinance number 49- the Canal Road Project. As Mayor mentioned, this is a cooperative application between the three communities. We only spent about 8% of the project total, so we are not a big piece of that, but it is important that the project will score a few more points if we have more cities involved. That's my report tonight. Thanks.

PRESIDENT SUSTER: Thank you. Does anybody have any questions of Mr. Krock on his report? Does anybody have any questions of Mr. Krock on his report? Next, we will move to Finance Director, Barb Biro. Do you have a report for us this evening?

FINANCE DIRECTOR BARBARA BIRO: No, I do not, Mr. President.

PRESIDENT SUSTER: Thank you. Next, we will move on to Social Services Director Kathy Rush-Parssons. Do you have a report for us this evening?

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSONS: Yes, I do. Thank you, Mr. Suster. I just wanted to announce the city received a Harvest for Hunger Grant in the amount of \$330.00, which will be used to purchase food for our monthly Food Pantry. The grant comes directly from funds that were raised during the 2016 Harvest for Hunger Campaign. The purpose of the grant is to provide healthier food to the increasing number of people seeking assistance in our community. It will be used towards purchasing our food from the Cleveland Food Bank.

Also on Wednesday, October 5th at 10:45 a.m., the Senior Center will host a presentation on MEDICARE 2017. We will have an independent insurance representative review the changes to the current MEDICARE plan that will take effect next year. He will also be available to answer specific questions after the presentation.

I just wanted to mention the Garfield Heights Kiwanis Club is having a fundraiser at the Chipotle at Vista Way Monday, October 17th between 4:00 and 8:00 p.m. Fifty percent of the proceeds will be donated back to the Kiwanis Club. I wanted to mention that because the Kiwanis Club has been very generous to the city's Food Bank Program. They donate generously every year. If anybody would like to go to Chipotle that is on Monday, October 17, 2016 between 4:00 and 8:00 p.m.

Also, the Mayor touched on this last meeting, but I just wanted to remind everybody that the Walk for Recovery to Raise Awareness of the Heroin Epidemic will take place from 9:30 a.m. until noon on Sunday, October 9, 2016. It will begin at the Garfield Heights High School and proceed to Garfield Park. The Garfield Heights Police will escort the walk and there will be a balloon release at the end of the walk. For more information, you can contact our Family Resource Manager, Ruth Pollack. That's all I have.

PRESIDENT SUSTER: Are there any questions of Kathy on her report? Are there any questions of Kathy on her report? There being none, 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. Thank you, Mr. President. I just wanted to reiterate the Resolution 20-2016. We are going to combine two agencies: the Mill Creek Watershed Partnership, which Mill Creek runs through the city of Garfield Heights and the West Creek Preservation Committee will form an alliance and work on this together. Representing the city of Garfield Heights will be Pat Salemi or me.

Next, September is Save Our House Month. This year Save Our Dream will be refunded. Starting September 26, 2016 more funding will be available for people who have lost or are having trouble with their mortgage payment due to unemployment.

We are having a Fair Housing and Landlord/Tenant Seminar on Wednesday, October 12, 2016 from 6:00 to 8:00 p.m. at the city hall right up here.

Cuyahoga Valley Career Center is celebrating their 45th anniversary. The event will be on Saturday, October 1, 2016 from 9:00 to 3:00 p.m. I'd like to point out that the Career Center has

a lot of programs for teenagers or high school students, but they also have a lot of adult programs, classes and certifications.

Our Harvest Fest this year will be held on Saturday, October 22, 2016 from 1:00 to 4:00 p.m. Information will be available/advertised in the Neighborhood News. That concludes my report.

PRESIDENT SUSTER: Are there any questions of Noreen on her report? Are there any questions of Noreen on her report?

CLMN NENADOVICH: Noreen, what was the date on that Fair Housing?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: That is October 12th at the Civic Center, 6:00 to 8:00 p.m.

PRESIDENT SUSTER: Is that all, Mr. Nenadovich? Anybody else have any questions of Noreen on her report? There being none, we will move on to Building Commissioner, Bill Wervey. Bill, do you have a report for us this evening?

BUILDING COMMISSIONER BILL WERVEY: No report this evening, Mr. President.

PRESIDENT SUSTER: Thank you.

COMMENTS BY CITIZENS ON THE AGENDA:

PRESIDENT SUSTER: Next, we'll 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: Thank you. Does anybody have anything they want to comment about tonight's legislation?

Greg McCoy, 16290 Cypress Avenue, Strongsville, Ohio. I'm with the Utility Workers Union of America Local 270. Thank you, guys, for giving me the opportunity to speak this evening. What we do is we represent the transmission, distribution and generation workers of The Illuminating Company. Call it First Energy. Most of you guys know it as CEI. Local 270 is divided into three groups, each having its own contract. Our territory stretches from PA State line to Lorain County. The reason we asked if I could visit tonight was we need the support of the communities that we live in, that we work in. First Energy's coming after our retirees' health care. We have a group of about 77 guys. The peritechnicians have their own contract. They have already come and took theirs.

First Energy basically came in and said that they're not going to even negotiate with the Local. We put up a fight for those guys including labor charges, sent more than a dozen counter-proposals out to them and they're just said it was a business decision--to not even talk about it. After about a six month fight they exhausted all of its options with Federal Mediation, Labor Board, it came down they accepted a strike. Those guys understood that they initially were not in a full non-Union contract so they would be more than happy to cross the line and take a job, knowing this detected no options so they accepted that language.

Seeing the way First Energy handled those negotiations led us to start thinking outside the box, which leads me to why we're here today. The Cleveland-Ashtabula Division is home to about 800 active employees and another 500 eligible retirees. The company's already stated they are coming for our retiree healthcare in the spring of 2017. Most of our members are eligible to retire between the ages of 58 and 60. This leaves them with a major gap in coverage before they become eligible for MEDICARE. The projected cost for a retiree and their spouse is \$1,300.00/month. That is just the premium cost and does not include the out of pocket cost for actual medical treatment. Over the course of our time as employees of First Energy, we were exposed to known human carcinogens and examples of our retirees having cancer are far too common. To multi-million dollar First Energy it's just a business decision. Our retirees worked 35 . 40 years in many cases trading their long term health for a decent living--a pension that they thought should cost medical coverage.

Local 270 has taken the first string in this upcoming fight. We are taking action against First Energy to preserve our retiree healthcare with your help. We have already enlisted the help of Senator Sherrod Brown's office, U.S. Representative Marsha Fudge, Marcy Kaptur, numerous State Senators, Representatives, Work for America, Jobs for Justice, AFL-CIO, the Retiree Council. Newburgh Heights already passed a resolution to show First Energy we have support of the communities in the service area and in the public at large. Each of you guys have a copy of our resolution that we are asking for your support. Thanks for your time.

PRESIDENT SUSTER: Is there anyone else that would like to speak on tonight's legislation? Is there anybody else that would like to speak on tonight's legislation?

ORDINANCES AND RESOLUTIONS:

PRESIDENT SUSTER: There being none, we'll move on to Ordinances and Resolutions beginning with Ordinance 47-2016. Would the Clerk please read the title?

ORDINANCE NO. 47-2016

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR ON BEHALF OF THE CITY TO ENTER INTO A GRANT APPLICATION WITH THE MILL CREEK WATERSHED PARTNERSHIP TO UPDATE THE MILL CREEK WATERSHED ACTION PLAN.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 47-2016 passes with 6 Yes votes.

ORDINANCE NO. 48-2016

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE EXECUTION OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND THE FRATERNAL ORDER OF POLICE, OHIO LABOR COUNCIL, INC., (JAILERS/RECORDS CLERKS).

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 48-2016 passes with 6 Yes votes.

ORDINANCE NO. 49-2016

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A COOPERATION AGREEMENT, WITH THE VILLAGE OF VALLEY VIEW AND THE VILLAGE OF CUYAHOGA HEIGHTS, FOR THE SUBMISSION OF AN OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) GRANT APPLICATION FOR THE CANAL ROAD REPAIR AND RESURFACING PROJECT.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Ordinance 49-2016 passes with 6 Yes votes.

RESOLUTION NO. 17-2016

A RESOLUTION ENDORSING THE RENEWAL LEVY PUT FORTH BY THE GARFIELD HEIGHTS CITY SCHOOLS.

Moved by DUDLEY to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, I wanted to tell people this is not a tax increase, like the Mayor and others have mentioned. This is a renewal. I do have the opportunity where I visit the Garfield schools as well as the Cleveland schools, that also have a renewal coming up on the ballot this year. We got to remember too, that if we remove this money, you going to remove them programs that already been put in place with that money. If you go visit the schools and you see some of the things that been done in some of the areas with kids with special needs and some of the other areas that I had the opportunity to see as I tour the schools. I get a lot of opportunity to work with Mr. O as well as Mr. Sluka and I also work with Dr. Dupree. I will ask the people do not take this money right now--do not take it from the city of Cleveland. Let it stay and let it work itself out. It's not going to increase your taxes. I think that we should support this, not as a tax increase, but as a renewal. With that, I vote Yes.

CLMN GLENN: Before I vote, I'd like to say that the homeowners are under duress as far as taxes. Sewer bills are going up. On the wish list here, the city needs many things: the Justice Center, Recreation Center. The school is recently new. The last major thing we did in the city is build a school. The renewal tax levy--if you want this here, you vote Yes. If you don't want the tax renewal, you vote No. That's it. I vote No.

AYES: Dudley, LaMalfa, Nenadovich, Suster, Vaughn

NAYS: Glenn

ABSENT: Burke

PRESIDENT SUSTER: Resolution 17-2016 passes with 5 Yes votes, 1 No.

RESOLUTION NO. 18-2016

AN EMERGENCY RESOLUTION PROCLAIMING THE MONTH OF SEPTEMBER 2016 AS SAVE OUR HOMES MONTH.

Moved by DUDLEY to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Resolution 18-2016 passes with 6 Yes votes.

RESOLUTION NO. 19-2016

A RESOLUTION SUPPORTING RETIREE HEALTH CARE FOR UTILITY WORKERS UNION OF AMERICA (UWUA), LOCAL 270.

Moved by NENADOVICH to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

CLMN NENADOVICH: Before I vote, Greg, Chris, I wish you both the best. I worked for the company. It has changed. It's becoming a little leaner and a little meaner, but I give you my total support. I vote yes.

CLMN GLENN: I vote Yes. Absolutely Yes.

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

ABSENT: Burke

PRESIDENT SUSTER: Resolution 19-2016 passes with 6 Yes votes.

RESOLUTION NO. 20-2016

A RESOLUTION APPROVING MILL CREEK WATERSHED PARTNERSHIP ALLIANCE WITH WEST CREEK PRESERVATION COMMITTEE.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

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

VOTE ON ADOPTION:

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

ABSENT: Burke

PRESIDENT SUSTER: Resolution 20-2016 passes with 6 Yes votes.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT SUSTER: We will now move on to Comments by Citizens. If the Clerk would please read the rules?

CLERK: Comments shall be restricted to any problem a citizen has which has previously been submitted to his/her Councilperson or to the city hall department directly involved. If submission of a problem to a city hall department or a Councilperson is made and there is a lack of service rendered in this regard, the problem may then be presented during Comments from Citizens at

a future meeting. It is the intention of this rule that no request of a first nature is presented on the floor at this time. Comments shall be limited to five minutes. No citizen shall be heard more than once.

PRESIDENT SUSTER: Do we have anyone that has any comments tonight? Is there anyone that has any comments this evening?

Norma McAlpine, 13210 Saybrook Avenue. Hello. I live in Ward 1. Clmn Dudley is my Councilman. The house to the left of me at 13206 was torn down in April. I have been trying since then to acquire the property. I've been living in Garfield since 1979. My taxes are current. The house to the left of the property has been empty for a while. I've called the city, I've talked to the Councilman, I've talked to the Cleveland Land Bank because Garfield said the property belonged to them. The Land Bank says the property belongs to Garfield. I've called Noreen Kubec at least 10 or 15 times. I've left messages. When she finally did call me back, she said there was a problem because people had been getting the property and they had turned around and selling it. I said that's not my issue and not my concern. My concern is I want the property to the left of me and I am entitled to it. She said there was some type of special legislation that had to be passed by this Council before I could acquire the property. Like I said, that's been since April and it is now September. I have not heard a thing.

PRESIDENT SUSTER: Noreen, would you like to comment on that please?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Yes. We do have to amend our legislation to add a couple new members to our Land Bank Committee. The source of funds for the demolition that the County Land Bank used is Federal funding and the vacant lot can only be used as a vacant lot to add to your yard. Therefore, what we have to do is to insure that the property will be used for your yard is that we will require the property owner to survey both parcels, complete a survey with both parcels, get a new legal description and file it so that we know that that property belongs with your house.

MS. McALPINE: Are you saying that I have to do that?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Correct. It would become part of your yard.

MS. McALPINE: Well this is true and I am entitled to that property and according to the city and all of the properties that had been acquired before the price is paid because I am in good standing and I don't understand why I have to get a survey to get this property that I am entitled to?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: First of all, they offered to property owners on either side and the property owner behind you. Second, since the vacant lot will become part of your parcel with your house on it, we're asking you to combine the two parcels into one parcel. We're asking all property owners to do this.

CLMN DUDLEY: Mr. Chairman, my question I always know when everybody else got their property in Ward 1 and they always came to me. We always said that the person to the left or the right. This is the first time I'm ever hearing, Noreen, the person to the back has a right to that property. Everybody--I can pick them all out they've always been the other one to the left or to the right. The person to the right on that property the house has been vacant since God knows when. The garage caving down, etc. like they didn't even work on it for over a year. I know Ms.

McAlpine has come to me and I talked to Noreen. I remember she said we would put together some type of legislation. It has been quite a while since that legislation been put together. Everybody else has always done they did have maybe a survey done of the vacant lot itself, but I can't remember all of them had to go and do a survey of both of the properties. This has been going on for quite some time now. My concern is that she has come to me and I thought the legislation had been put together by now, Mayor, but the people to the right, obviously they ain't going to be acquiring that property because nobody lives in that house. I ain't never known anything about somebody to the rear and I'm quite sure it should be checked, but I don't think the people to the rear will want the property also for the neighbors who live back there. I'm just wondering what can we do with the process that at that time she applied for this we had people just prior to that and possibly receiving property.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: May I respond please? We do notify the adjacent property owners if the house on the other side of you is vacant. Certainly, they are not going to get the property. The second is the source of funds through the Federal Government requires that the property be open and used as combined with your house so it becomes one parcel.

MS. McALPINE: You never responded that to me. This is the first I'm hearing about that and I had to come to a Council Meeting to hear that from you. You have never said that to me. I have not spoken to you since May.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: This is the resolution we have come up with so that we can be assured that the property will become part of your house. I have had a couple residents indicate that they intend to sell the property, which is not the purpose of the program. So in order to prevent that we have to ask every party who is interested in buying property to do the same thing. In the cases where people have indicated more than once that they wanted to sell the property we have rejected their request.

MS. McALPINE: About I am being penalized for what someone else did and that's not fair to me. I'm a resident. I don't have a problem, but you have not nor the city reiterated it to me or said to me what I needed to do other than just be a property owner with current taxes. All of this is brand new. I was not notified or contacted by the city at any time. The only contact I had was with my Councilman. He, too, has been calling. Nothing has been said to me and now you are telling me what I have to do. It's entirely different and does not make sense to me.

MAYOR VIC COLLOVA: Mr. Chairman, if I may? Norma, I'm not real familiar with what is going on with this piece of property. Whatever the law requires we will follow and I am sure you would follow it also. We will convey that to you very shortly.

MS. McALPINE: I would appreciate that. Thank you.

PRESIDENT SUSTER: I have one question for you. Are you trying to buy up both properties on both sides of you?

MS. McALPINE: No, I just want that one that is next to me.

PRESIDENT SUSTER: OK. Thank you. Is there anyone else that would like to speak this evening? Is there anyone else that would like to speak this evening?

MISCELLANEOUS BUSINESS:

PRESIDENT SUSTER: There being none, we will move on to Miscellaneous Business and we will start with Clmn Nenadovich.

CLMN NENADOVICH: Good evening. Remember our troops. Thank you, Mr. Chairman.

PRESIDENT SUSTER: OK. Clmn Glenn, what do you have this evening?

CLMN NENADOVICH: October 2, 2016, we are going to have our Block Watch Meeting here at the Civic Center at 7 o'clock. Our guest speaker will be Pernell Jones so anybody that has concerns about the County, this is a good time to ask questions. Hopefully the Mayor and the Police Chief will be there. Thank you very much Mr. President.

PRESIDENT SUSTER: OK. The only thing I have tonight, and he is not here, is I would like to thank Clmn Burke on the Block Watch Meeting he had last week. He had the people from CMHA there who gave us a lot of information. I think they are going to come back in the future to finish off the rest of their presentation because there were a lot of people there. I have not seen that many people at a Block Watch in God knows how long. I am not going to get into trouble for saying God, am I? Anyhow, it was a very informative meeting and like I say, there were a lot of people. I would like to commend Matt on that. That is all I have this evening. I will move on to Clmn Vaughn.

CLMN VAUGHN: Thank you, Mr. Chairman. On Thursday evening, we will be having our Block Watch up at St. Monica's in the school of St. Benedict's campus there. This month's speaker will be Pat Salemi. She will be talking about how they work to obtain different grants, etc. for the city and let us know how things work around here in city hall.

Tomorrow night at 7 o'clock, we will be having a Safety Committee Meeting. The purpose of this meeting is to voice our concerns with Kurt's Bike Night. That happens one Saturday evening every August. We are asking that those people that would like to come up and speak. We are going to talk. We are going to talk to Kurt. We are going to talk to other people involved to see what we can do to resolve the problems that are going on with that.

I don't know how many people check out cleveland.com. The other day there was an article about the Garfield Heights Police Department. It was a situation that took place at Havana and Turney Road concerning some youth with an air pistol. I'd like to thank the officers for the way in which they handled it. It could have been devastating had it gone another way. A lot of times people pick on the police, but these guys are out there every day and they really defused a situation that could have been very volatile. Again, please convey that message, would you please, on my behalf?

Mayor, Happy Birthday. You know, you are looking good. Green looks mighty nice on you.

One last thing, folks. I know a lot of people in the city are filling out their absentee ballots, getting ready to vote in this coming November election. Tonight you will be watching the debates, but please give some consideration to what we talked about tonight in Resolution 17. Our schools need the money. They can't step a step backwards. It is not going to help things if they don't have the funding so please consider supporting our schools. That is all I have, Sir. Thank you.

PRESIDENT SUSTER: Thank you, Clmn Vaughn. Clmn Dudley.

CLMN DUDLEY: First of all, I'd like to wish the young man Happy Birthday. I wish him many more and he will probably catch up with me sooner or later. Happy Birthday to you, guy. I hope you enjoy your special day today.

Second of all, the Ward Club is having a meeting tomorrow at the Civic Center at 7:00 p.m. and I will be between that and coming to the Safety Committee Meeting tomorrow. I definitely will be there.

I also want to note that your vote is very important so you have to get out there and vote, people. I just want to mention this story. I know a situation up in Ward 1 one time when they had this vote on individuals one and two to sell some liquor on Sunday and some people wanted liquor sold on Sunday. I know this guy and his wife wasn't able to make it to vote. This is a true story. The guy went and voted. It lost by one vote. One vote. This is a true story. I am against selling liquor in a store on the corner on a Sunday. I don't mind some of them main stores, but I don't want liquor at every corner store on Sunday being sold. I don't mind your beer, but not liquor. So it did lose and I'm ashamed to say that. I am that guy that went and cast that vote. So one vote can make a difference. So do get out there and vote, people.

As I said earlier, on the renewal coming up, it's not a tax increase. My wife will verify I do visit a lot of schools. In Cleveland, I got a big area. I always come back to Garfield and I enjoy working with the three gentlemen I met and also the principals at these schools. If you saw some of the programs that is in the schools, the thought of them programs being taken away when you take them dollars away. I know some people say I don't have children in there and I can understand that you don't have children in the schools. Sooner or later I won't have no children in the schools, but I don't have no problem with continuing what is already there. People say you live in the Cleveland district. I am supporting Cleveland district on their renewal also because I go there and I see the way that so many programs have been helping and I see some of the tough things they have dealing with some of the youth that they have. I like the way the security has changed in the school districts too. I think it's a more safer environment for our youth than it's ever been before. We can't afford to go backwards right now. I reiterate what my colleagues said. We cannot go backwards. I ask for this time here, not another time, that you go out and you get us some support. Get that levy through, not just for Garfield Heights, but for the residents who live in the Cleveland area. Give them support for that renewal. It's not a tax increase. Just a renewal. Thank you, Mr. Chairman.

PRESIDENT SUSTER: OK. Clmn LaMalfa, do you have anything for us this evening?

CLMN LAMALFA: Yes, I'd like to mention about I got a couple phone calls about mattresses that weren't wrapped up in plastic and I just want to remind everybody that they got to wrap them up in plastic.

Also, I want to say about supporting the levy and also the Unions. They are the backbone of the community.

And I see here that I can't lie anymore. I've been telling everybody that I'm 45 years old and Noreen gave me this piece of paper here that says the 45th anniversary. I was the first class there. Unless I was one year old. I can't lie about that anymore. That's it. I thank everybody for coming. Thank you.

PRESIDENT SUSTER: Clmn Nenadovich.

CLMN NENADOVICH: Mr. Chairman, I would like to make a motion that we adjourn Council.

PRESIDENT SUSTER: On the motion made by Clmn Nenadovich to adjourn the meeting for this evening. All those in favor signify by saying Yea. All opposed? Meeting adjourned.

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

ABSENT: Burke

MEETING ADJOURNED AT 7:50 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Joseph Suster
President of Council

Barbara Molin
Clerk of Council