

# MINUTES OF A REGULAR MEETING OF COUNCIL

## CITY OF GARFIELD HEIGHTS, OHIO

Monday, September 24, 2012

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

**INVOCATION BY:** Clmn Thomas Vaughn

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

### **READING AND DISPOSAL OF MINUTES:**

**PRESIDENT MARINCIC:** Reading and disposal of the Minutes from the Special Council Meeting of August 27<sup>th</sup> and the Regular Meeting of Council September 10, 2012.

**CLMN SUSTER:** Mme. Chairman, I'd like to make a motion that we accept the Minutes of the Special Meeting of City Council of August 27, 2012 as submitted and also I would like to make a motion that we accept the Council Minutes of Monday, September 10, 2012 as submitted.

**PRESIDENT MARINCIC:** All in favor say Yea. All opposed? The Yeas have it.  
**AYES:** Suster, Vaughn, Mahoney, Dudley, Marincic, Nenadovich, Glenn

**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 the reports of the Mayor and his Directors, Mayor Collova, you have a report this evening, I'm sure.

**MAYOR VIC COLLOVA:** Yes, I do. Thank you, Mme. Chair. Before I give my report tonight I want to welcome a Garfield Heights student for tonight to give the Garfield Heights School report, Kiya Hepner. We are looking forward to your report. I would also like to at this time if I can, introduce to the body and to everybody else the new principal for Garfield Heights High School and her name is Tammy Hager. Everybody say hello to Tammy. Thank you for joining us tonight.

I've got a couple of announcements to make. The first one is about the McCracken Road reconstruction project. This letter was sent by the Contractor to Dave Krock our Engineer. It says:

“This letter will serve as a request to extend working hours on the above referenced project to facilitate paving operations. Specifically Tri-Mor intends to start paving the south half of McCracken on September 26, 2012 about 5:00 a.m. continuing until nearly evening. Paving operations will then resume on the following day until the South half is completed. In order to insure premature cracking does not occur saw crews will need to remain working through the night behind the paving operation cutting relief joints in the pavement. We anticipate paving operations taking three days to complete as such Tri-Mor would like to extend working hours on September 26<sup>th</sup> to 28<sup>th</sup> for this project to facilitate the proper pavement installation. Should we have poor weather conditions these dates may need to adjust accordingly.”

and if you need to ask questions I'm sure that Dave Krock can get into it a little bit more. We want this thing done right. There's a lot of money going into this street so we are going to be a little bit flexible and we know it's an inconvenience for some of the residents but we need to get this done. It's going to last three days and the end result is going to be very good so that's the first thing to report.

The second thing to report is I want to talk a little bit about the road projects that are going on and give everybody a heads up. Not insider trading but if you're going to buy some stock, buy it in orange barrels next year because the city of Garfield Heights will be filled with barrels and actually it starts this year. These are the projects and one we just spoke about McCracken project is scheduled from July 2012 and it's scheduled to finish on November 2012. This project is a \$2.15 million cost. The next project we have is next year Rockside starting May 2013 scheduled to finish October 2013. That's Rockside Road from the Maple Heights line to Turney Road or actually from the Bedford line from Broadway to Turney Road and that's a \$1.25 million project. Starting one month later next year in June 2013 scheduled to finish in August 2013 a \$1.5 million project cost is Granger Road. Granger Road is going to be resurfaced from Valley View all the way to Maple Heights. Then we're going to do also next year in June 2013 the same time we're going to have the water line put in to Turney Road. That water line will extend from Sladden to Hathaway. That's a new water line that's going to go in in June 2013. In 2014 the Turney Road project will start. That's scheduled to start May 2014. Let me back up. That water is going into Turney Road is a \$3 million project. The Turney Road project the pavement and sewers starting in May of 2014 finishing in November 2014 at a cost of approximately \$4 million for the total project, that will be done. So there's going to be some inconvenience on the roads in Garfield Heights but I'll tell you what--it's been long overdue. We're going to have some very nice roads and there are a couple of other roads that are going to be worked on (a couple of the side streets) and we're looking to getting more done, but I want to give everybody a heads up. and give you an opportunity to buy some stock.

The next thing we have. I want everyone to remember we have our Homeowners' Fair and Fall Plant Sale scheduled for 11 a.m. till 1 p.m. Sunday September 30<sup>th</sup> right here at the Garfield Heights Civic Center. Lenders and real estate professionals will participate in the fair where information about city amenities including recreational, learning opportunities will be available. Fair attendees can get information on homes for sale and incentives for buyers. There also will be a fall plant sale to benefit the city's volunteer green up effort. To participate or for information about the Homebuyers' Fair contact Pat Salemi. Nikki, if you would be kind enough to pass those around? That's coming up Sunday. This is going to be a great fair. There's a lot of people that did a lot of hard work to put this together. It would be a great place for you to be to stop around and visit. It's this coming Sunday. Did everybody get a picture?

This is a restaurant that is going in where the Calla Club was. It was Frascati's. It's now going to be Agostino's. How good this looks. This is great, These are the kinds of things we need in Garfield Heights because this is certainly going to help us. It looks good. We've had a lot of things coming in. I was very glad to get this. They're working on buying the locations. This is not 100% set in stone but it looks pretty good and I just want everybody to get a look at that. It's important that these businesses move into town, that we go there; we give them business. We want these people here. It's a great restaurant. We're looking forward to having them come here.

One last thing I want to talk about is at the last Council Meeting we had a resident that was upset about some A-frame signs and in her mind rightfully so. It certainly is opposed to our ordinances. We want the businesses to thrive and we try to help businesses but we also want to make sure that ordinances are followed. I am going to schedule another popular Council Session next week to discuss some ideas for new sign language. It's something that we can look at. We need to make sure that we take care of the ordinances and take care of the residents and at the same time take care of the businesses.

With that said I'm going to get into tonight's legislation. Ordinances 54 and 55. There was a computer glitch when we did the police contracts at last meeting with some pages left out. We put those pages in amending this. This has already been approved. This will be approved again with the new amendment in it. Ordinance 70-2012. This is basically to keep our city up to speed on affordable care act requirements and those requirements amount to sending all the employees a summary of the benefits. So we'll be doing that and this is what this ordinance authorizes. Ordinance 71. This ordinance is in regards to Tweedy's property the Tweedy's area. For many years forever the area had a part of the city property was covered by the parking lot or a small piece of it and the new owners that are coming in to buy it they saw that and they are here tonight. They would be glad to talk about it I'm sure, but they're looking for an easement to make sure that two weeks from now we don't tell them you got to get out and I don't blame them but this has been going on for 100 years. I see no reason why it shouldn't continue and we're certainly looking forward to having you in and I will continue on before I get back to you. Ordinance 72 allowing the purchase of fire equipment through a grant. Chief Nemetz is here if anybody has any questions I'm sure he'll be able to answer that for you. Ordinance 73-2012. We have come to an agreement. We're asking Council to agree to that tonight. We had a work session on it last week. We are in the process of signing a water agreement with the city of Cleveland. The water agreement will enable us to gather water lines like Turney Road and many other projects free of charge to the city at no cost at all and basically what this is is an anti-poaching agreement much like we signed with the County already and there's some requirements. If a company leaves Cleveland and comes to Garfield or vice versa there are some criteria that we have to follow, This is going to be a great project for the city of Cleveland when you talk about the first thing that they intend to do is the Turney Road water line. That's a \$3 million project that we would normally have to pay for or figure out funding for. That will actually be provided for us free of charge. So I ask Council to go along with that. Ordinance 74 and 75 pertain to the same thing. It's just parts of the agreement that have to be approved but it's about the water department agreement. Ordinance 76. What we're going to do is strengthen the contract to maintain property covered by Parma Housing here in Garfield Heights and this is a good thing for the city because where the people come in under these housing acts they have to follow a little stricter guidelines of when they're living in Garfield Heights. That's also a good thing for the city.

Resolution 27. This is basically boilerplate language. We need to do this to be renewed for the Cuyahoga County Solid Waste Program. We do this every so often. This is sort of boiler plate

language. Resolution 30-2012 is a resolution ratifying an appointment by the Mayor. Janice Tubbs a member of the Planning Commission of the city of Garfield Heights, Ohio to fill the unexpired term of Ruth Pollack. Would you please step up so everybody can get an eyeball on you and you get on camera? Janice is definitely going to be a good asset to the city of Garfield Heights and we're looking forward to her. Resolution 31-2012 ratifying an appointment by myself of Frank Leone as member of the Zoning Board of Appeals of the city of Garfield Heights, Ohio to fill the unexpired term of Arthur Hanford and Art, for health reasons I believe, personal, he decided to step down. That left a Board spot open. Frank Leone is a builder, He's very versed in what should be and what shouldn't be done and I'm really looking forward to his expertise. Frank's going to be a great asset to the Zoning Board.

So with that said I would ask now if it would be all right with the Chairperson if the gentleman that is here tonight that is representing the project and I call it the "Tweedy's lot" the one that we're asking for their approval on tonight. Would you step up and introduce yourself and talk a little bit about your project, if that's all right, Mme. Chair?

**PRESIDENT MARINCIC:** I'm fine with that.

**ALLAN BURGER:** I'm the co-managing member of FTBTS, LLC which is a Cleveland based development company. The letter says the FTBTS is Family Dollar Build To Suit. We are buying the shopping center and converting the Tweedy's side of the center to a Family Dollar store. We'll be redoing the front elevation of the shopping center to Family Dollar specifications and also to be able to tenant the rest of the space that's going to be left over. They're going to be taking a little more than half of the shopping center. The reason why we need this ordinance approved is in doing our title search and in getting ready to close on the property there was some confusion on some language in their title and we just needed to get this cleaned up in order to have a clean title so we can close on the property for the easement. Outside of that we're looking forward to doing work here and helping that center get back into shape since it's one of the first things you see as you come off of Turney we'd like to make it a nice looking center for you and have something proud for you to show off.

**MAYOR VIC COLLOVA:** Thank you very much. Appreciate that.

**MR. BURGER:** You're welcome.

**PRESIDENT MARINCIC:** Can I see if Council has any questions?

**MR. BURGER:** Sure.

**CLMN SUSTER:** Seeing that that's my Ward, what type of store besides Tweedy's are going into the rest of it? Or are they basically staying there?

**MR. BURGER:** Currently we're going to be retenanting the center. We're talking to a couple national tenants. Actually one bank we're talking to as well. Looks like it most likely is going to be a bank on the other side so it will be a two-tenant building--the bank and Family Dollar store.

**CLMN SUSTER:** Thank you.

**PRESIDENT MARINCIC:** No more restaurant? No more chicken paprikash?

**MR. BURGER:** Sorry. No more restaurant.

**PRESIDENT MARINCIC:** Anybody else have any questions?

**CLMN GLENN:** Are you affiliated with Family Dollar down the street? On Turney?

**MR. BURGER:** They are all national stores. We're just the regional developer for Family Dollar. I don't own that property. That was found prior to me. So the answer is no.

**CLMN GLENN:** OK.

**PRESIDENT MARINCIC:** Anyone else?

**CLWN MAHONEY:** The previous tenants. What will become of them?

**MR. BURGER:** Currently they are on month to month leases except for the smoke shop and I have a feeling based on the State legislation they will be very happy to know that if they'd like to leave they can. They can get out of their lease. We have not talked to them yet because we don't own the center yet.

**CLWN MAHONEY:** OK. Thank you.

**PRESIDENT MARINCIC:** Anyone else? Thank you very much.

**MR. BURGER:** Thank you very much. Thank you all for your time.

**MAYOR VIC COLLOVA:** Thank you, Mme. Chair, for that special privilege and with that, you have my report.

**PRESIDENT MARINCIC:** Wonderful. Anybody have any questions for the Mayor this evening?

**CLMN DUDLEY:** He's my favorite mayor. On that Cleveland issue if we don't agree to it I don't consider it anti-poaching if you're looking for good business and you want to bring them into your community. So if we don't agree to it are they not going to fix the street and do the water thing for us—water pipes?

**MAYOR VIC COLLOVA:** I think that's safe to say correct.

**CLMN DUDLEY:** That's kind of putting a strong hold on us, etc., dictation saying hey you go along with the program or we're not going to come in. I would say honestly we know they don't but they should be responsible for them pipes anyway. We pay them for the water.

**MAYOR VIC COLLOVA:** Unfortunately we would like a lot of people to be responsible for a lot of things but unfortunately it does not work that way. We are responsible for those water lines and with this agreement signed we're looking at say a business comes into Garfield Heights. And somebody from Cleveland comes into Garfield Heights and they get a place, for five years we would have a shared tax revenue. We would share it with them. Say if a Garfield Heights business moved into Cleveland. It would be just in reverse. But when you're looking at it if they come into one of our vacant buildings we would be more than happy to get half of it for five years just to fill it up and get some business because half is certainly a lot better than nothing. The only way that these businesses and these houses are going to come into the city of Garfield Heights is if we are able to bring the city up to a higher standard. With these water lines going in

that's how you bring it up to a high standard so Mike, to answer your question there are negatives to this contract but I think the positives far outweigh the negatives and this is going to be a huge success for Garfield Heights.

**CLMN DUDLEY:** I agree like you mention the higher standards and that's why I'm always pushing for the education level to be leveled off evenly to bring the city up to higher standards so we can bring good people into this community. Thank you, Mayor. Thank you, Mme. Chairman.

**CLMN GLENN:** Does that include national chains, Mayor? If a national chain wanted to come into Garfield?

**MAYOR VIC COLLOVA:** There are some criteria there, Gene. Actually if a national chain that was in Cleveland came to Garfield Heights and Cleveland didn't lose anything then no that wouldn't take effect. It would only be if a company actually moved and vacated Cleveland and came to Garfield.

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

**CLMN SUSTER:** Yes, but if you're poaching that means that you or Noreen would be going to those individuals asking them to leave Cleveland to come here.

**MAYOR VIC COLLOVA:** Yeah, but actually on this case it's if a business comes over. I used the anti-poaching just to sort of explain what we've done with the County. This is more or less a business agreement between our city and Cleveland and just so you know we are one of 27 cities. We would be 28. Many other cities have already done this. In this case it would be not if we went out to get agreements and they knocked at our door. We are from Cleveland coming to Garfield Heights. We would have to honor this.

**CLMN SUSTER:** You mean you would tell them that they could not come to Garfield Heights?

**MAYOR VIC COLLOVA:** No. Absolutely not. If a company came to Garfield Heights and said we want to locate at whatever. Let's say for this gentleman he has his shopping mall in that strip center and somebody from Cleveland would like to fill that out and they come over and we would be under the contract as far as the five year agreement. We would be shared tax.

**CLMN SUSTER:** Yes. I forget.

**PRESIDENT MARINCIC:** Mayor, just for the heck of it how many businesses can you recall us stealing from Cleveland?

**MAYOR VIC COLLOVA:** None. That does not mean it won't happen but that's why I say the positives far outweigh the negatives.

**PRESIDENT MARINCIC:** Anybody else have anything for the Mayor? We will move on to Mr. Riley, Law Director. Do you have a report this evening?

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

**PRESIDENT MARINCIC:** Any questions for the Law Director? Next we will move on to our Police Chief Robert Sackett. Do you have a report?

**CHIEF ROBERT SACKETT:** Yes, I do, thank you. First I want to mention the drug forum that we held September 12<sup>th</sup>, two Wednesdays ago. It went very well. It was well attended I thought and I want to thank everybody for their support. I also want to thank everybody that helped. We had a whole lot of people come forward and help out on this and too many of them to mention but I want to say Detective Doug Dillon and Patrolman Heather DiPente they put hours and hours of work into this and I want to publicly acknowledge that. Janice Tubbs, who the Mayor mentioned being on the Planning Commission, she was our emcee. She stepped up and I think she did a fine job. As far as the drug forum you can see it on the local access cable TV. I'm told it's on about six to eight times a day. I was just made aware that there's a problem with it. It does not go through to the end and we'll try to figure it out tomorrow. Also we're working on getting it on the city Website but there's some issues in trying to condense it. I don't understand but I'm hoping it will soon be on the Website and you can see it in its entirety. Two of the things that we did at the drug forum is we put on an evaluation, We asked for questions. In a couple days you're going to see a lot of the questions being answered on the City Website so if you were there and asked a question and didn't get answered publicly at the forum we should hit upon it on the Website. Also as far as the evaluation that's probably the most important thing is where do we go next? This was not a one time deal. Judging from the evaluations we have to get the school involved next and I made a call a few days ago. We're going to set up a meeting with the school officials. I talked to the Mayor about this and he's on board. We are going to meet with the schools and try to take some version of this to the schools if we can work out the details also that's pretty much what's going to be next. Although the Family Resource Center in the city hall here that was open since the day after that I know Ruth has got a lot of calls and she has every resource that we came up with and more so if you have any questions about anything involving not only drug addiction but any kind of family issues, Ruth can help you out.

I also want to hit on damage at the skate park and the gazebo over there. You've heard it mentioned before and a lot of people kind of got upset because they're damaging it. We put a lot of money into it. The last time it happened I know the Mayor was rather frustrated so he did something that I thought was going to help. He bought some cameras and he put up some cameras. We were able to get them at relatively low cost. We no sooner got it up and there was more damage. Detective Dillon with the Youth Bureau and Detective Grendinski put a lot of time into it using those cameras; using the video off the cameras. Just this past Friday they identified the two individuals actually three individuals that were responsible for this. As it turns out that's part of the reason why it took a little longer than it should have because they didn't live in Garfield Heights so we had to expand the search a little bit but they're working on some restitution and of course a criminal prosecution issue so Mayor, the cameras worked and I appreciate that. With that you have my report.

**MAYOR VIC COLLOVA:** Mme. Chair, can I? There's something I want to piggyback on what chief said. I forgot to say this in my report but I want everyone to know that we went back to the skateboard park and there was more damage to the skateboard park. If I had not done this earlier I probably wouldn't do it but probably back in July some time we purchased about \$1,600.00 worth of material to fix up the skate park. Not to fix it up like it should be—that would cost thousands, but \$1,600.00. There were screws sticking through, nails sticking through. I was afraid somebody would get hurt. So we are in the process of redoing that but I want to say this and I believe that Council will back me 100%. This is without a doubt the last dollar while I am in office that will be spent on that skate park. If it gets damaged again I'm going to close it and bulldoze it into the ground. I mean that sincerely because we cannot take this any more. This is absolutely crazy. We're trying to do something good for the kids. We're trying to give them a place to go and I know it's not all the kids that are doing this but I'll tell you the good kids better

start policing the bad kids and getting word to us who's doing it because we will close it down if we have more damage. Thank you.

**PRESIDENT MARINCIC:** Chief, I just wanted to say that I thought the drug forum was amazing and I want to thank you and everybody involved. To me it was very emotional. I'm not a crier. I never cry. You can count on one hand how many times I've cried in the last 20 years. It brought a tear to my eye and I looked around and everybody else was crying too. Men, women alike. That's how it hit people. What kind of effect it had on people.

**CHIEF ROBERT SACKETT:** I appreciate it. Thank you.

**PRESIDENT MARINCIC:** I really, really appreciate that. Having said that anybody else have any questions for our Chief? There being none, we will move on to Service Director Tim McLaughlin. Do you have a report?

**SERVICE DIRECTOR TIM McLAUGHLIN:** Thank you, Mme. President. I will try to do a good job on my report after I understand Noreen did a rendition of me. What I'd like to touch on first is what the Mayor talked about is the waterlines replacement on Turney Road. Twenty some years ago Turney Road was totally reconstructed without water lines because they could not afford to put them in. Shortly after it was totally done there probably was 20 or 30 water breaks in a brand new street. I had people approach me then. Why the water lines weren't replaced? The water lines on Turney Road in some sections and on Garfield Blvd. are like 80/90 years old where they sent out for a valve and redo it try to fix it so as you look at those things. Every year I started looking back and this year we had 100 water breaks (all throughout the city). Most of the time we have 100 or 150 or sometimes 200 depending on what kind of winter we had but starting with the water lines on Turney Road to get a \$3 million job done for a five year plan that the city agrees to and even in that five years too they are going to reevaluate every year the area and maybe if they have the money they will pick out certain streets. They've already said that they've looked at certain streets that have repeated water breaks. York is one of the streets. They are going to redo those streets and totally. I'm talking about repaving, etc. They are going to dig it up. You start adding that up and five years that you take a look at it and you haven't poached a business from Cleveland I mean it's a no brainer. For the type of money that they're willing to put out into five years. They didn't guarantee us streets every year but they told us that they will reevaluate and the money available they might commit and do two streets of water lines. To me you start seeing that why would you put all that money into Turney Road and leave old water lines that just keep popping every five/ten feet at the valves? It was questioned last time twenty some years ago. I think this is a great deal and take it. It's just something that we really need to have for the betterment of our city. Turney Road is falling apart and this is going to be a great thing to have it done the right way all the way from the Cleveland line to Hathaway. I would hope that you would take a fair look it as you vote. We did 100 water cutouts. We're finishing them up now this year alone. Last year we did 125 the final repairs. We do get reimbursed for that so it's no cost to the city but it's something I thought I would bring up.

The tree crew's out working on tree tickets. We're behind from them being out on the patch crews all summer. Sweeper's out. As the Mayor mentioned about the damage at the skate park. My welders are in repaired the fence because the fence between the tennis court and the skate park was damaged and the day that we saw it I just decided that to get them back out there right away and fix it. They fixed it today so I guess nobody will get to brag about doing any damage because it didn't look like it from the day before. We're working on street striping. Finally getting the final end in. We had that discussion about a month ago. So far in the last month we replaced 75 no parking signs in Wards 1, 2, 3 and 4 and 20 stop signs. We are now looking at 5, 6 and 7.

We're almost out of signs and posts. There is a purchase order in. They're very expensive. It's almost \$20,000.00. Last time that we ever bought any signs and sign posts is anywhere from seven to ten years. We are running out and we're going to need to take a look at that. I think with that you have my report.

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Absent.

**PRESIDENT MARINCIC:** Any questions for our Service Director? I have one. I want to know what about leaves? It's suspicious that you didn't mention leaf pickup?

**SERVICE DIRECTOR TIM McLAUGHLIN:** I was hoping that they wouldn't fall off the tree. The leaf trucks they have already been gone through. It's how they fall. Some trees let go early because of the heat, etc. some of them were stressed a lot this summer but I mean I haven't picked a day yet to get out there. How we see them fall. All the equipment is ready to go.

**PRESIDENT MARINCIC:** That's what I wanted to know. Mrs. Mahoney?

**CLWN MAHONEY:** Mr. Vaughn has a question.

**CLMN VAUGHN:** My question was about the leaves also. Are we going to do once, twice through the city? What's your goal this year?

**SERVICE DIRECTOR TIM McLAUGHLIN:** We always try to go through twice. The problem is the way they fall. You find some trees that let go. There's some down already. When I send the truck out at the end of September then I get people call me and say you're wasting city money. The truck's just riding around so we go out and look every day. My foremen have been here a long time and they understand what areas will go first, etc., but definitely we always try to get them all up. I mean if it snows last year we were picking them up in the snow until the machine started to freeze but we will definitely be through the city at least twice.

**CLMN VAUGHN:** Thanks.

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

**CITY ENGINEER DAVID KROCK:** I do, Council President, thank you. I also want to note my support for the Cleveland water agreements. I've seen the same program work very well in other communities and I think we'll be happy with it if we go ahead with it.

Secondly, in regards to McCracken just a little bit more detail on that. At the end of this week it's going to be a very busy place and a good place to avoid if you want to get anywhere quickly. The pour that we're going to do is a lot of concrete. It's going to take a long time but it's really going to affect traffic. I know the police will be there to help direct traffic. We will be down to one lane. We have two lanes now and traffic is already congested. When we get down to one lane during that pour (and that pour's going to last multiple days) it won't be a good place to be. We've talked to the businesses at NEO Park and Johnson Park and they know to try to take the back way out through Seville Road and Lee Road but for anybody that can avoid the area I suggest it, but after that we're going to be pretty well along. Two lanes of concrete will be completed by the end of the week so things are moving along.

**PRESIDENT MARINCIC:** Any questions for our City Engineer?

**CLMN NENADOVICH:** What's the cure time when the trucks can start driving on it again?

**CITY ENGINEER DAVID KROCK:** The concrete we're using we will be able to have traffic on it as early as next week; however we set up some areas to pour around the catch basins next week so we'll probably be on it a week from Monday so that would be the second week in October.

**CLMN NENADOVICH:** Is this a rebyer or is it a fiber you're using?

**CITY ENGINEER DAVID KROCK:** This is fiberage concrete through the main pour we do have at the ends what we're doing the full depths concrete we do have steel there.

**CLMN NENADOVICH:** OK. Thanks.

**PRESIDENT MARINCIC:** Any other questions? There being none, Mr. Tomola, Finance Director, do you have a report?

**FINANCE DIRECTOR RON TOMOLA:** Yes, Mme. President, I do. I'm going to read it again this week so I don't forget anything. In anticipation of the 2013 Finance Committee Budget Hearings that begin tomorrow night, the Finance Department e-mailed you last week the 2013 Mayor's Estimate which included the Five Year Forecast for 2017, We have also supplied you with a hard copy of this document tonight. As explained in the cover letter to that report please remember that this document is by no means completed. The process of updating the report is an ongoing process as new information comes to the attention of the Finance Department. While compiling this report we attempted to include all the known financial hurdles that confront the city, such as declining property tax revenues due to the decrease in the housing values as reported by Cuyahoga County and the loss of additional State-shared funds which will affect future budgets while also recognizing increases that should come in the income tax collection from companies like Overdrive and the ongoing construction projects within the city. Given these known hurdles, this document attempts to show a financial picture of the current year's anticipated ending with projections in the future years based on the realities that we know. Therefore, at a first glance this document may seem to indicate that the city's doing very good financially due to the projected ending balance as indicated for 2012 of \$621,000.00 in the black. We in the Finance Department however would like to caution you against this conclusion. Although the city is doing much better than it has over the past four years, as is indicated in the Five Year Projection of positive black balances the 2012 ending balance is somewhat misleading and is mainly due to the income tax revenue increase that was reported to this Council in May 2012 which was due to a payment by a delinquent taxpayer in the amount of \$608,000.00. As you can see without this increase in the income tax revenue the ending 2012 balance would be break even at best. Again, as we have indicated in the past, these positive balances would not have occurred if it had not been for the hard decisions that this Council has had to make, the Mayor and his Administration for proposing the policies and programs that this Council has enacted, the city employees for the various concessions that they have agreed to and the residents for allowing Council, the Mayor and the Administration to implement these various programs even though they were unpopular. Specifically, we refer to the Garbage Refuse Fee that was instituted in 2010. Without this fee the positive balances would not have occurred within such a short time period. These revenues have offset the negative General Fund balance that has plagued the city since 2008 and caused the fiscal emergency designation by the State Auditor's Office. Without this revenue source, the projected 2013 ending balance will revert back to approximately a negative balance of \$1.5 million and will

increase the higher negative balances in future years of this forecast unless a replacement revenue source for this funding is enacted or major cuts in services are instituted by this Council and Administration. With that you have my report.

**PRESIDENT MARINCIC:** Thank you. Any questions for our Finance Director? You've left them speechless. Economic Development Director, Noreen Kuban.

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** Thank you, Mme. President. I just wanted to reiterate that Chief mentioned the Family Resource Center. Channel 19 was here this morning to film the resource center. It will be on TV hopefully again in the evening. It should be on today.

**PRESIDENT MARINCIC:** Any questions for our Economic Development Director? There being none, we will move on to Building Commissioner Bill Wervey.

**BUILDING COMMISSIONER BILL WERVEY:** I have nothing new this evening, Mme. President.

**PRESIDENT MARINCIC:** Any questions for our Building Commissioner? Last but not least we have a representative from the school and keep in mind your principal's watching you. Kiya Hepner. You have a report?

**KIYA HEPNER:** Yes I do. Thank you, Madame. My name is Kiya Hepner and I'm a senior at Garfield Heights High School. I started attending Garfield Heights High School in 2010 when I came from Kentucky. When I first got to the school I was a little intimidated by the fact that so many of the students had grown up together but the feeling quickly diminished when the students and the faculty of the high school welcomed me. I had never had a principal stop me on my first day and ask my name and provide a sense of comfort for throughout the rest of the year. These positive characteristics on my first day carried on through my sophomore and junior years. Now that I am a senior I have tried to embody that same kind of attitude for Garfield Heights. I am an active member of the dance line, captain of the basketball cheerleading squad and President of Students of Service. Most importantly, however, my goal in participating is to give back and welcome others into the community that so readily accepted me. We currently have a number of events coming up such as Senior Night, the Homecoming Series which includes the parade, the football game and the dance, the Powder Puff Game and our annual Halloween event. It is always so exhilarating to see our community come together to support the students so please support us by attending these events.

**PRESIDENT MARINCIC:** Not bad. Does anybody have any questions for Kiya? Come on. OK. You're off the hook. Are you going to come to our next meeting or will somebody different be here? Thank you for coming. That concludes the reports of the Mayor and his Directors and our school representative. Now we will move on to Comments by Citizens regarding legislation. My two timer people, get your timers ready. They have them so I will have our Clerk read the rules.

**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:** No citizen may speak more than once and you have five minutes. Anyone wishing to speak tonight raise their hand?

Tom Nemetz, Garfield Heights Fire Chief, 5115 Turney Road. Thank you, Mme. President. I'd just like to say that my guys spent a lot of time on picking out this gear and I'm convinced that they picked out the best gear for the money. This gear will allow them to enter the dangerous atmospheres at a residential house fire and be able to rescue people. It includes a coat, bunker pants, helmet, boots, hood and gloves so it's the full ensemble for all 43 of our firefighters. We have \$572.00 left and Ron wants me to call the grant administrator and see if we could use it for some gloves or something extra. The NFPA standards require that we change this gear every 10 years. We are on our last year with this gear. We've tried at the Fire Department for the last three years to get this grant and this was our last chance and fortunately we were able to get it so it saved us a lot of money.

I just want to commend Ron for his expertise in his poor Garfield Heights letter stating and it seems to be our trump card and he does a really good job with it. He explains the financial dire straits that we're in and that we're the only city in fiscal emergency and it seems to work. Also I just want to say that we worked hard at the Fire Department on these grants and we in the last two years were awarded over \$426,000.00 worth of grant money. Now we just put in for some grants and they're pending and it's a total of \$893,000.00 that we're waiting to see if we got. So I just want to say that we spent a lot of time and we know that Garfield Heights is in financial need and we'll do all we can in the Fire Department to try to supplement that. Thank you.

**PRESIDENT MARINCIC:** Anyone else wishing to speak regarding legislation this evening?

**ORDINANCES AND RESOLUTIONS:**

**PRESIDENT MARINCIC:** There being none we will move right on to the legislation beginning with Ordinance 54-2012. Will the Clerk read the title.

**ORDINANCE NO. 54-2012 (Amended)**

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, LODGE 67 (SERGEANTS AND ABOVE).

Moved by SUSTER to CONSIDER BY TITLE

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

Motion by SUSTER to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

**PRESIDENT MARINCIC:** Seems like I've seen this contract before and I vote Yes.

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

**PRESIDENT MARINCIC:** I am pleased to say that Ordinance 54-2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 55-2012 (Amended)**

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, LODGE 67 (PATROLMEN).

Moved by SUSTER to CONSIDER BY TITLE

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

Motion by SUSTER to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 55-2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 70-2012**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MEDICAL MUTUAL TO AMEND THE CITY OF GARFIELD HEIGHTS' CURRENT AGREEMENT WITH MEDICAL MUTUAL TO INCLUDE SUMMARIES OF BENEFITS AND COVERAGES.

Moved by SUSTER to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 70-2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 71-2012**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH TURNEY-FDBTS, LLC FOR THE CREATION OF AN EASEMENT OVER CITY PROPERTY.

Moved by SUSTER to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

**CLMN SUSTER:** Before I vote, I'd just like to say that I'm glad to see something's going to happen with that property over there by Tweedy's because it's sad when you drive by there now and there aren't any cars in the parking lot and you can remember when Tweedy's was there

and the other businesses that those business really flourished and like I say I'm just glad to see that somebody's taking the initiative and going to do something with it and I vote Yes.

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

**PRESIDENT MARINCIC:** I'm happy to say that Ordinance 71-2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 72-2012**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH GLOBE CAIRNS – GLOBE MANUFACTURING COMPANY FOR THE PURCHASE OF FIRE EQUIPMENT THROUGH THE USE OF A PREVIOUSLY-AWARDED FIRE GRANT.

Moved by MAHONEY to CONSIDER BY TITLE

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

Motion by MAHONEY to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

**PRESIDENT MARINCIC:** Roll call on the adoption beginning with Clwn Mahoney.

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 72 -2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 73-2012**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF CLEVELAND TO AMEND THE CURRENT WATER SERVICE AGREEMENT BETWEEN THE CITY OF GARFIELD HEIGHTS AND THE CITY OF CLEVELAND.

Moved by NENADOVICH to CONSIDER BY TITLE

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

Motion by NENADOVICH to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 73-2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 74-2012**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A JOINT ECONOMIC DEVELOPMENT ZONE (JEDZ) AGREEMENT WITH THE CITY OF CLEVELAND.

Moved by DUDLEY to CONSIDER BY TITLE

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

Motion by DUDLEY to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 74 -2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 75-2012**

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF CLEVELAND FOR SUBURBAN DISTRIBUTION ASSET RENEWAL PROGRAM PROJECT REIMBURSEMENT.

Moved by VAUGHN to CONSIDER BY TITLE:

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

Motion by VAUGHN to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 75 -2012 stands adopted with 7 Yes votes.

**ORDINANCE NO. 76-2012**

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE PARMA PUBLIC HOUSING AUTHORITY FOR THE PURPOSE OF IMPLEMENTING PROCEDURES TO MAINTAIN PROPERTIES RENTED THROUGH THE HOUSING CHOICE VOUCHER PROGRAM.

Moved by SUSTER to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Ordinance 76-2012 stands adopted with 7 Yes votes.

**RESOLUTION NO. 27-2012**

A RESOLUTION TO ADOPT THE SOLID WASTE MANAGEMENT PLAN FOR THE CUYAHOGA COUNTY SOLID WASTE MANAGEMENT DISTRICT.

Moved by NENADOVICH to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

**PRESIDENT MARINCIC:** Resolution 27-2012 stands adopted with 7 Yes votes.

**RESOLUTION NO. 30-2012**

AN EMERGENCY RESOLUTION RATIFYING AN APPOINTMENT BY THE MAYOR OF JANICE TUBBS AS A MEMBER OF THE PLANNING COMMISSION OF THE CITY OF GARFIELD HEIGHTS, OHIO TO FILL THE UNEXPIRED TERM OF RUTH POLLACK DURING THE PERIOD COMMENCING SEPTEMBER 17, 2012 AND ENDING DECEMBER 31, 2012.

Moved by DUDLEY to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

**CLMN DUDLEY:** Excuse me, Mme. Chairman. Before I vote, can you stand up? Because when the Mayor asked him to turn the camera you was already sitting down? Before I make my comments here. Or come up here if you want to? Stand so the camera can get you. Before I vote, I wanted to say the reason why when you all watch this on TV out there on cable network, Mrs. Janice Tubbs is the one that came up with that idea that we should televise this. That's the individual that came up with that idea. Everything that goes on in a lot of communities you always have these individuals around behind the scenes and you never get a chance to thank them publicly. But a lot of programs that have been done in the Ward was very successful because of her help. She never come up to the front to take the credit. I think she's a great asset not just to our community. When I say community I mean the city of Garfield Heights and she's a great person and I don't think nobody deserves it better than you, Janice. With that I vote Yes.

**PRESIDENT MARINCIC:** Definitely Yes.

**CLMN NENADOVICH:** Pleased to vote Yes.

**CLMN GLENN:** Glad to have you aboard. I vote Yes.

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

**PRESIDENT MARINCIC:** Resolution 30-2012 stands adopted with 7 Yes votes.

**RESOLUTION NO. 31-2012**

AN EMERGENCY RESOLUTION RATIFYING AN APPOINTMENT BY THE MAYOR OF FRANK LEONE AS A MEMBER OF THE ZONING BOARD OF APPEALS OF THE CITY OF GARFIELD HEIGHTS, OHIO, TO FILL THE UNEXPIRED TERM OF ARTHUR HANFORD AS A MEMBER COMMENCING IMMEDIATELY AND ENDING DECEMBER 31, 2013.

Moved by VAUGHN to CONSIDER BY TITLE

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

**CLMN VAUGHN:** Before I vote, it's going to be sad to see Uncle Art Hanford leave this position. He's 80 some years old now and his health is starting to fail a little bit and they've had some tragedy in the family this past year. I ask you to keep Art and his family in your prayers. I really believe that Frank Leone who I've known for a number of years (not that man in the back) is a good guy. He'll do a great job. He's very talented. He does a lot of work up at St. Monica's and at the Credit Union up there so with that I vote Yes.

**PRESIDENT MARINCIC:** Definitely Yes.

**CLMN GLENN:** Before I vote, Art Hanford is going to be missed in this community. He served well. With that I vote Yes.

**CLMN SUSTER:** Before I vote, I would just like to say I, too, will miss Art. He's been on the Zoning Board of Appeals for quite a few years. As Tom had said had his health not failed he'd still be on it, but I know the gentleman that's going to be taking his place will also do a good job and I vote Yes.

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

**PRESIDENT MARINCIC:** Before I announce the roll call, is Mr. Leone here? He's not? I'm happy to say that Resolution 31-2012 stands adopted with 7 Yes votes.

**COMMENTS BY CITIZENS:**

**PRESIDENT MARINCIC:** That concludes Ordinances and Resolutions for this evening. Now we will move on to Miscellaneous Business from residents. I'll have the 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:** Comments are limited to five minutes. No resident shall be heard more than once. The key word here is this situation is for people who brought these problems to us before and not for new business. Is there anyone?

Bob Halan, 12416 Oak Park Blvd. Normally I would be speaking on two subjects that I've been hounding City Council for a couple years, but today I'm not going to speak about that. One, about Agostino's, there is one in Brooklyn. It's a beautiful place. It will be a welcome sight to see here.

Secondly, the Mayor took my thunder that I was here to complain about. Rockside Road. I just hope the County can succeed in doing it in next year and finishing it. In Parma they started doing Snow Road is an extension to Rockside Road. It's only a mile long strip in Parma or actually it could be Parma/Seven Hills. They are half finished. They just started the South side of the road. They took from April till now--beginning of September--to get the North side of it done. I don't think they're going to finish it in time before the first snow, which is usually around November 11<sup>th</sup> to 16<sup>th</sup>. I hope they can succeed because Garfield Heights has suffered long enough. The residents have suffered long enough with the terrible road of Rockside and this Turney we all know. Thank you.

**PRESIDENT MARINCIC:** Thank you. Anybody else wishing to speak tonight? There being none we will move on to Miscellaneous Business beginning with Clmn Glenn.

**MISCELLANEOUS BUSINESS:**

**CLMN GLENN:** Yes, I'd like to talk about the garbage fee and one of the scenarios that I kind of thought about was what happens if this garbage fee doesn't pass? Let's talk about it. Maybe the residents or the voters might have to go out and take out their own garbage? Or maybe contract to a carrier to pick up their garbage? I might add at what a greater cost than they are paying for right now. Right now the city's getting a discounted price because we're doing it as a city. If the individual has to go out and buy their own contract it won't cost the same thing so there's a big incentive to pass this here so we have the garbage tax in place.

I want to tell you that our Block Watch is for October 2<sup>nd</sup>, Tuesday, at 7 o'clock. Pernell Jones, our District Representative, will be there. Hopefully if they allow, maybe our Police Chief and our Mayor might be there. There's also meetings that night so it's kind of dubious whether they can attend or not. Refreshments will be served. Raffles. And that is my comments, Mme. Chairman.

**PRESIDENT MARINCIC:** Thank you. Clmn Nenadovich.

**CLMN NENADOVICH:** Thank you, Mme. Chairman. I want to compliment the Chief on the work that him and his crew put into that drug forum. They had one exceptional speaker up there that really stood out in my mind, Mr. Jim Joyner. I believe that was what his name was? He put on a very informative speech, not that the other participants didn't, but I was really impressed with the information that he put out in a short period of time. A lot of information and if what went on in that forum didn't hit home somewhere to everybody in that audience you were asleep because it was very good.

I'd like to tell Mr. McLaughlin this past weekend our police department found a pit bull in one home. It was a puppy and Mr. Jamieson went in there, took the dog and found it a home, not in Garfield of course, but he did find it a home and the dog was in very, very poor condition. Along with the citations received by the resident from the police department, Mr. Jamieson also cited for animal endangerment, malnutrition and this dog was living a life of hell. Now he has a good home, he's doing a lot better. Just to let you know the lady's idea of getting rid of the dog was taking it from her house on 85<sup>th</sup> and moving it to a friend's house on 94<sup>th</sup>. It's still the same Ward but Ed found it; our police department found it and took care of it. Ed has been doing a fantastic

job as our Animal Warden. Hundreds and hundreds of animals and he tries to relocate them. He does a very good job. I want to thank you Mr. McLaughlin. Thank Mr. Jamieson too for me.

And as always I want you to remember our Vets. They're starting to come home, not in great numbers like we sent them there, but they're coming home and some of them are coming home alive. That's the big key. Those are our heroes and I want you to keep in your prayers for a little while longer Mr. Dobies' mother. She just passed away and I give my condolences to the family. With that, you have my comments.

**PRESIDENT MARINCIC:** Thank you. Clmn Dudley.

**CLMN DUDLEY:** I got my own stopwatch today. Are we ready here, Mme. Chairman? First of all I want to welcome all the new residents who became a part of the Ward 1 community and we're definitely going to take care of you as we have always taken care of everybody from the past and present. The new voting location will be at Family Life Center at 13455 Dressler Avenue, right off 135<sup>th</sup> and Broadway. Also my congratulations to Janice once again. You done a great job and Chief with the drug program and Janice and you all put it together. It was great. I really enjoyed it.

We will be having a Town Hall Meeting on October 16<sup>th</sup> at the Family Life Center, six to eight p.m. and the topic is going to be "Where do We Go From Here?" I strongly encourage people to attend. This is going to be a great meeting and it's been long overdue. We're going to be having our Annual Halloween Party. It's a great party. We have inflatables inside for the kids. We have a puppeteer who comes through there and that will be on the 27<sup>th</sup> of October at the Family Life Center 13455 Dressler Road and that will be from 5:00 to 7:30 p.m.

I'm definitely going to be at the Homebuyers' Program. I just wanted to mention something too. When we do our Pledge of Allegiance I notice we always say under God and then we go to the part where we say liberty and justice for all. I want them words to really ring down in some people's ears when you say liberty and justice for all. When we go to this homebuyers' program and I just want to throw it out there on the table. It's hard for me to get a fair take on what goes on there because it's harder to move homes in the Ward 1 community. I thank Bill and I thank all the departments for maintaining the property and for coming in there and taking care of business on them old houses. But when you do that to them you don't level the playing field. It's absolutely unfair to us when you go to the program you are selling these houses based on the educational system. When you talk about justice there's such a thing as "social injustice". Keep that in mind. Everybody in the city should have the same entitlement no matter where you live. So remember that. One nation, under God. liberty and justice for all. That's something that we pledge. That's one thing that we should enforce regardless.

I wanted to also tell individuals to walk down the street. I thank you Chief, for enforcing that rule and keeping them individuals off the middle of the street because it's a safety issue. If you love your children keep your children out of the middle of the street when their cars are coming down. If you love your kid respect the curfew hours. If you're not sure about the curfew call the police department. Call me, but I do not like seeing no 10 or 11 year old girls out there at the store at 11:00 and 12:00 at night. If you got children that age and something happened to them you'd be crying the blues, but you are letting them out there in the street. You are responsible for your children. Don't use the social services department saying I can't chastise my child. They will lock you up. If you don't raise that child the street will raise the child. You got a choice. But if you don't raise that child or monitor that child you may lose that child before you're ready to let that child go and I mean lose that child's life. You are the best parents. Be more responsible for your children. Also you have to be your brother's keeper and look out for your neighbors more

than what we do. When you see something going on and it's around somebody's home. They're not home. Pick up the phone and call law enforcement, because next time it may be your home. I had my home broken into when I first moved to the city of Garfield Heights. The night I moved my stuff in. The next day we came in our house was broken into and half of the good stuff was gone. Stuff do happens. You have to look out for each other. You have to become each other's keeper. I got my clock here. Don't worry about it.

I wanted to tell you, Mayor, you do a great job and I know it's tough, you always been a good loyal friend. We don't have time to spend with each other like we used to do but I tell you you're our keeper. You're our keeper and I thank you for the hard work you put in holding the city together and I thank my colleagues here because none of this could be possible. It's just like a body. You got the head, the neck, the body, the torso, the arms, legs. You need all the parts to function 100%. I think collectively and with the Administration we was able to do that and with the help of quite a few of the residents. I thank Mrs. Whitmore for showing up at every meeting. With that, thank you, Mme. Chairman.

**PRESIDENT MARINCIC:** Clmn Suster.

**CLMN DUDLEY:** I had a second left.

**CLMN SUSTER:** Before the meeting I had a conversation with our Law Director, Tim Riley and I was talking to him about our littering law that we should take a look at it because you see more and more people driving down the street throwing things out the window and they really don't have pride in our city and I think the majority of the people here tonight and there's a lot of people out there that do have pride in the city and I think that if we catch somebody littering they should be fined for it.

Also I hope everybody is thinking about this upcoming election and have their mind made up to vote No on issue 54 and that will be the trash ordinance. I've talked to a lot of people about it who say they are going to vote No on it and I mentioned to some other people I always take 10 people and I ask them to take 10 people and keep it going so that you can get to a lot of residents.

You heard the Mayor's report about there's \$3 million that's going to be put into Turney Road. You heard the Fire Chief say that they got \$426,000.00 in grants. I, myself, I again would like to thank these people. Vic puts in a lot of hours talking with Pernel Jones and a lot of other people to get these projects started and it's just like the one for the water lines. We had a work session with the people from the Cleveland Water. It was very enlightening to see what they're going to do and when the meeting was over find out that it isn't going to cost us anything. It's great because we don't have the money to do it but we're still moving forward. Here again I'd like to thank Vic for all the hours he puts in and also Ron Tomola. I've gone by here many times at night and still seen his car here. I know he's crunching numbers for every time whether the State that has taken money away from us or we lost money somewhere else and he has to try to figure out where we're going to make it up. I would like to really thank him for that.

With that I would like to say I have two brand new great-grandchildren as of last Monday, we had a little boy and yesterday my granddaughter had a little girl. So that gives me five great-grandchildren. I have 10 grandchildren. That's all I have.

**PRESIDENT MARINCIC:** You still have two minutes left.

**CLMN SUSTER:** That's all right.

**PRESIDENT MARINCIC:** Mrs. Mahoney.

**CLWN MAHONEY:** I'd like to congratulate Ms. Hepner on the very good job you did and congratulations on all your accomplishments at the school. I'd also like to congratulate Janice Tubbs and Mr. Leone for their current appointments and that's all I have.

**PRESIDENT MARINCIC:** Clmn Vaughn.

**CLMN VAUGHN:** Ms. Tubbs; Mr. Leone, although you are not here, I welcome you aboard. I enjoyed working with you the other evening. I think we'll have a lot of interesting times as we work together on the Planning Board and Mr. Leone on Zoning.

I'd like to remind everybody this Thursday night at 7 p.m. we will be having our Block Watch in the pavilion at St. Monica's. Come join us. We're going to have one of the juvenile judges speak this week. I can't remember their name but one of them is speaking. I'd also like to say I am glad to see that businesses are interested in coming to Garfield Heights. The Dollar Store. I mean to clean up that whole area will make it a plus for this community and we can only hope that there will be more to follow.

I, too, would like to say remember to vote No on Issue 54. We need to tell everybody. We will be discussing this at the Block Watch. I'm going to be having a sign made and put up in my front yard asking everybody to vote No on this issue so please do us all a favor. Tell everybody vote No on 54. I'll make sure my sign follows the ordinance. With that I have nothing more to say.

**PRESIDENT MARINCIC:** I am going back to Clmn Suster who forgot inadvertently, supposedly.

**CLMN SUSTER:** I just wanted to let everybody know that starting tomorrow evening September 25<sup>th</sup> at 6:30 we will start the Finance Committee Budgetary Meetings. And on Tuesday night we'll have again at 6:30 some more budgetary meetings and we'll follow in next week with Tuesday and Thursday. They all start at 6:30. Anybody that wants to come is more than welcome to come. The more the merrier.

Also we're going to have our Block Watch meeting on October 1<sup>st</sup>. Our guest speakers are going to be Chief Robert Sackett who will speak about the ways substance abuse affects our community and we're also going to have Ruth Pollack there from our Garfield Heights Resource Center to let the people that show up know where people can get help. It's amazing that a lot of people don't realize how many resources are out there for people that have problems that to help before anything can be done and that's the sad part because a lot of them think they can do it on their own and they can't do it on their own.

**PRESIDENT MARINCIC:** Your time is up.

**CLMN SUSTER:** Thank you.

**CLMN DUDLEY:** Mme. Chair, I inadvertently forgot to say something.

**PRESIDENT MARINCIC:** Make it quick.

**CLMN DUDLEY:** If you remember nothing else on Election Day you remember nothing else when you cast them absentee ballots, vote No on rubbish. The moment you see the word rubbish you got to vote No. Just a No vote. You don't have to read it all because I won't read it all. I'm just going to stamp it No. Thank you, Mme. Chairman.

**PRESIDENT MARINCIC:** Your time is up. Now I have to give Mr. Suster another 15 seconds. He wants equal time.

**CLMN SUSTER:** I'll give it to Mike.

**PRESIDENT MARINCIC:** With that I'm going to make a motion to adjourn. All in favor say Yea. All opposed. The meeting stands adjourned. AYES: Marincic, Nenadovich, Glenn, Suster, Vaughn, Mahoney, Dudley

**MEETING ADJOURNED AT 8:23 p.m.**

**APPROVED:**

**RESPECTFULLY SUBMITTED:**

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Nancy Marincic  
President of Council

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Barbara Molin  
Clerk of Council