

# MINUTES OF A REGULAR MEETING OF COUNCIL

## CITY OF GARFIELD HEIGHTS, OHIO

Monday, March 25, 2013

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

**INVOCATION BY:** Councilman Eugene Glenn

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

**EXCUSED:** Council Member Mahoney

**PRESIDENT MARINCIC:** At this time I would like to make a motion to excuse Clwn Mahoney. All in favor say Yea. All Opposed.

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

ABSENT: Mahoney

**PRESIDENT MARINCIC:** Motion stands accepted.

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

**PRESIDENT MARINCIC:** Reading and disposal of the Minutes of March 11<sup>th</sup> Regular Meeting of Garfield Heights City Council.

**CLMN SUSTER:** Mme. Chairman, I'd like to make a motion that we accept the Minutes of the Garfield Heights City Council of March 11, 2013 as submitted.

**PRESIDENT MARINCIC:** All in favor say Yea. All opposed? Motion stands accepted.

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

ABSENT: Mahoney

**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, I know you have a report.

**MAYOR VIC COLLOVA:** Thank you, Mme. Chair. First off I want to start off by saying for those of you who may not know, Clmn Tracy Mahoney was involved in an accident out of state. She has suffered some severe injuries. She is going to be rehabilitating for some time and I

think it's important for everyone to know all the residents of Ward 6 that Clm Vaugn will be taking her calls and be working her area also along with his own. I also will be available if anybody needs to call or anything. Nobody will lose any service. Everything will remain as is until Tracy's able to come back. Our prayers go out to her. It was quite an accident.

The next thing I want to talk briefly about is I received a letter from the American Waterworks that I'd like to read.

"Dear Mayor Collova:

For over 30 years the American Waterworks Association along with its members has celebrated National Drinking Water Week. This celebration is a unique opportunity for both Cleveland water professionals and the communities we serve to join together to recognize the vital role tap water plays in our daily lives. On Saturday May 11<sup>th</sup> Cleveland Water will be opening the doors of two water facilities between the hours of 10 a.m. and 3 p.m. for our customers to learn how we reliably deliver quality water from Lake Erie to the tap. I would like to personally extend an invitation to you and your community to attend one of our free tours and we're looking at Baldwin Waterworks, 11216 Stokes Blvd., Cleveland and Crown Waterworks at 955 Clague Road, Westlake."

There's a number here if anybody is interested in this, please give us a holler at the office and we'll give you the directions and the right place to go to get that information.

The next thing I wanted to talk about was March 29<sup>th</sup> is a very special date for Vietnam Veterans and the nation. It is the day in 1973 when the last American combat troops were withdrawn from Vietnam, and with the support of Congress in 1974 the First Vietnam Veterans Day was proclaimed by Presidential order, and again in 2012 was proclaimed Vietnam Veterans Day by Presidential order. It is important that those who served with honor, dignity and valor during the Vietnam War and Era and their families can finally experience the nation's citizens' appreciation and respect for a job well done.

This year we also commemorate the 50<sup>th</sup> Anniversary of the Vietnam War. Sadly there has never been a closure for those who served in country and during that era nor for their families nor our nation. Establishing a National March 29<sup>th</sup> Vietnam Veterans Day in perpetuity will deliver to those who were indelibly touched by the Vietnam War and its consequences the earned respect and gratitude and ultimately the healing as well as closure. Declaring this special day will also uplift the spirits of our current generation of our nation's defenders knowing that theirs and their family's sacrifices and services will not be forgotten. It will also deliver the opportunity for a whole nation to reflect and heal.

This is going to take place Friday March 29<sup>th</sup> (that's this Friday) 2013 at 6 p.m. At 6:15 it will start here in our upstairs dining room. The social will go from 6:15 to 7:00 with some refreshments will be provided. The guest speaker will be a Lt. General Robert W. Wagner, U.S. Army Retired and again it's here upstairs. As we all know that was Vietnam certainly an era that I was in the service and did not serve in Vietnam. I was probably very fortunate actually, but this was a war that we all know nobody respected for whatever reason the Vietnam War and the people that fought in it. They kept calling it a conflict, wouldn't even call it a war and there was many sacrifices made by these Vietnam Veterans and this should be a great thing for all of us to get involved in. So again, this is going to be this Friday at 6:15 right upstairs.

Now I'm getting into tonight's legislation. Ordinance 19-2013. This is the Granger Road Resurfacing Project. Bids were higher than were originally projected in the cost. Ron will get into it in a little bit. It's going to be a little higher than we anticipated. Not much, a couple thousand, but it's well worth it. I would certainly hope that Council would go along with that. Ordinance 20 and 21. These are two policies that Ron's going to get into in his report that were required by the State to implement. Ordinance 22. The city is to apply for a Community Development Block Grant (CDBG Funds) and enter into an agreement with the County of Cuyahoga Department of Development for the purpose of renovating recreation and playground areas at Forestdale, Debelak, Crudele Park and at Dan Kostel Recreation Center. We're looking forward and hoping we can get that grant. Resolution 5-2013 is a resolution that Ron's going to also get into. Something that the Feds are coming out with and another tax exempt program that's going to hurt the cities. So we're taking a position against that and as I said, Ron will get into that in his report. With that, Mme. Chair, you have my report.

**PRESIDENT MARINCIC:** Thank you, Mayor. Any questions or comments for the Mayor? There being none we will move on to Law Director, Tim Riley. Do you have a report?

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

**PRESIDENT MARINCIC:** Thank you. Any questions or comments for our Law Director? There being none we will move on to Police Chief Sackett, do you have a report this evening?

**POLICE CHIEF ROBERT SACKETT:** Yes. Thank you. The first item I want to mention is kind of a warning, I guess. Just today we received about six or seven calls from elderly residents that they received suspicious phone calls. They kind of varied in nature but essentially a guy would call an elderly resident, claim to be either from a bank or a member of the police department and they had some information on the people. They know who they were calling. Sometimes they knew where they banked, which is really not that hard to find out. They claimed to be in possession of a check in a large amount of money that was drawn on the person's account. What their ultimate goal would have been I can only speculate, because as of now there's nobody truly got victimized. But they always tried to get the person to allow them to come to their house so essentially in these things are nothing new. Essentially we might speculate that they were going to come to the house with two people just to distract the person and then burglarize the house or possibly talk the person into going to the bank under the scam of you need to help us check this out and withdraw money and take their money that way. So I guess my warning on that is if you get one of these calls, as soon as you realize this is suspicious don't give them any information, don't tell them that you have money, you don't have money, hang up and give us a call right away. If somebody comes to your house of course don't answer the door and give us a call right away. If it's something legit they will call back. If it's really somebody from the police department what you can do is simply call the police department, call the 1234 number. It will get you through to dispatch and ask for the person that they represent there to be and if it's a legitimate call we'll connect you and no one's going to be offended.

The other thing I want to mention is before the next Council Meeting the Hidden in Plain Sight event is going to be held on April 9<sup>th</sup> at 6:30 upstairs. It's a drug awareness for parents only. Nobody under 18 is allowed so if you can make it please come. There's no cost and I think it will be worthwhile. With that you have my report.

**PRESIDENT MARINCIC:** Thank you, Chief. Any questions or comments for the Chief? There being none, we will move on to Service Director Tim McLaughlin. Do you have a report?

**SERVICE DIRECTOR TIM McLAUGHLIN:** Yes, I do, thank you, Mme. President. This morning I had to put away my sunscreen. Spring snow storms I get to put the sunscreen off for another day I guess. I have a total that's as close as I can come right now out to the costs of this winter's snowstorms. We've been out like 56 times on overtime. There's been a lot of times that it was freezing rain or you know a small amount that made it slippery, but we've probably spent \$234,400.00 on salary. It's going to be a little bit different. We've used 5,200 tons at \$44.00/ton. We're probably hovering around \$40,000.00 in overtime wages for the winter so far. I don't have what we used today or anything else but it's just close. It's just not an exact amount so I know Joe he had asked for that before so I just wanted to throw that out there.

We also have been cold patching. We're just trying to get the big holes. At \$100.00/ton for cold patch you can rack up some money so we've been trying to get some of the bigger ones. Rockside Road, we're getting the bigger ones, but they are going to start the construction on that shortly so we're just trying to get the real big ones on that street. That street has tons of holes in it. Thank God they are repaving it. Also the last couple weeks we've cleaned out some rooms and stuff. Some storage in the different departments they wanted them you know cleaned out and make some changes.

Last week I had the hall upstairs they started painting the hall upstairs on the first floor the hallway because you know it was dirty usually we get to that, but without having you know people nor money we haven't been able to come in and do inside maintenance like that for probably four or five years now so we did a little bit of it to see how much we could get out of it. With that you have my report.

**PRESIDENT MARINCIC:** Thank you. Any questions for the Service Director? There being none, we will move on to Bob Dobies, Recreation Director. Do you have a report?

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Yes, I do. Mme. President and Council Members, good evening. I hate to be redundant, but we continue to take t-ball signups through Monday April 1<sup>st</sup>, softball signups through Tuesday April 30<sup>th</sup> and Fitness Class signups which start tomorrow--spring session March 26<sup>th</sup>.

Again I remind everybody as we get closer to May, May 1<sup>st</sup> through the 19<sup>th</sup> the Rec office will be closed during the slow period so we may prep for the pool. We will still answer the phones, so please don't misunderstand that we're not going to answer the phones.

I'm going to be a little longwinded here because I think this is important. If you missed the Garfield Heights Hop on In event at the Rec Center held March 16<sup>th</sup> you missed a great time enjoyed by all. I, along with Mayor Collova, would like to take this opportunity to thank everyone that attended this unique event—an Easter Day/St. Patrick's Day event all in one, coordinated by Ms. Mary Nichols with the help of Nikki Matchka and Carol Schillero, Recreation Department employees. The event was a huge success with a record breaking crowd. I believe we had well over 350 people there. Along with visits from the Easter Bunny and our Irish bagpipers, Tim Reed, Sr. and Tim Reed, Jr., dressed in full Irish attire. Residents in attendance enjoyed ice skating to holiday music, face painting, pictures with the Easter Bunny and of course our Irish bagpipers. There were very many lucky adults and children that were recipients of many prizes. Even though this event broke all the rules for following tradition, all children received bagged candy, the ladies received a flower from Mayor Collova or myself, while the gentlemen received a candy treat from Mrs. Collova on their departure from the Rec Center. Everyone in attendance went home with a treat while truly having a wonderful time.

This event, and this is important, people, this event was made possible by an overwhelming response from many local contributors in Garfield Heights willing to offer so many donations. I would like to thank the following: Applebee's, these are located in the city, Burger King, Chipotle's, Mayor and Mrs. Collova, First Federal of Lakewood, GameStop, Garfield Heights Police Department, Ms. Elsie Gurlicka, Clmn Joe Suster, Clmn Mike Nenadovich and Mrs. Nenadovich, Mr. Hero, Odyssey Salon, Papa John's, Planet Fitness, Playmaker's Bar and Grille, Ricco's Salon, Stormin' Norman's Car Wash, Clmn Tom Vaughn, Turney Wireless and Wendy's Restaurant. I would also like to take this opportunity to thank friendly neighbors outside of our community who also took a chance and hopped right in to donate some very nice prizes to make this event so huge: Advance Vending Company, Cinemark USA, Chick-Fil-A, the Cuyahoga Valley Scenic Railroad, Ethereal Salon, the Lake Erie Monsters, the Lorain Novelty Company and Novak's Flower Shoppe. Please patronize our supporters whenever possible. They did not hesitate to help and without their generous donations we would not have had a chance to make so many persons happy that day.

I would also like to thank the many volunteers who offered their time and talents. Events like these do not happen without a tremendous amount of preparation, time and efforts that go on behind the scenes. Teachers, Ms. Emily Garrett and Ms. Fame, along with our high school art department students from Garfield Heights High. They beautified the windows. I don't know if you noticed all the painting, etc.? The last two holiday seasons they have painted up the Rec tremendously. They did a great job. Burt Dobies, Lisa Schmidt, Pat Salemi, Marilyn Spirakus, Ron Piros, Alexa Bishop and Tim Reed along with all the Recreation Department's who dressed festively as bunnies or leprechauns. Thanks to everyone in attendance and to our generous sponsors for letting us bring back the Easter Egg Hunt with a new and different twist as to one of our most recent residents appreciation days.

Last I'd like to ask Council to support Ordinance 22-2013 containing the application for the Community Development Block Grant that the Mayor discussed so we can continue to upgrade our park areas Thank you. That concludes my report.

**PRESIDENT MARINCIC:** Thank you.

**CLMN SUSTER:** I would just like to say that I would really like to thank Mary Nichols and your entire staff for the amount of work that they put in in preparing the St. Patrick's Day/Bunny thing whatever it was.

My next question for you. Didn't a while back didn't we get a grant or something for \$35,000.00 for play equipment?

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Correct me if I'm wrong, Noreen, but the last one we got for playground equipment we got \$20,000.00. The other portion was used for the community garden grants. It was kind of similar to the last couple years, Joe. We upgraded Hy Court Park at that time. They are specific on the criteria as to where the money's going to be used. We upgraded Hy Court and Donovan. The year before that we upgraded those two parks plus Forestdale. Did a little work up there.

**CLMN SUSTER:** This I believe was last year that we were given \$35,000.00?

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Like I said, We got \$20,000.00 for park/recreation use.

**FINANCE DIRECTOR RON TOMOLA:** Mr. Dobies is correct. The grant was \$24,000.00 total. Four thousand for the gardens and \$20,000.00 for the parks.

**PRESIDENT MARINCIC:** Does anyone else have any questions for Mr. Dobies? There being none, we'll move on to City Engineer Dave Krock. Do you have a report?

**CITY ENGINEER DAVID KROCK:** I do, thank you, Mme. President. I want to report on a couple things. First of all, the Granger Road. The Ordinance 19 that's up tonight. The couple thousand dollar increase there that would bring the city's total to about \$40,000.00, but ODOT's putting in well over \$1 million into this project so this is a good one for us.

Tim McLaughlin and I were out last week on Warner Road looking at how close Mill Creek is creeping towards Warner Road and the maintenance of Mill Creek is the responsibility of Northeast Regional Sewer District and so we will be working with them over the next year or so to help stabilize that bank and they need to control their creek. I guess put it that way.

I want to report that Forestdale will be closed March 27<sup>th</sup> through 29<sup>th</sup>. That's this Wednesday through Friday. There's an emergency sewer repair and that's between East 131<sup>st</sup> and Cranwood Park Blvd. I also want to report that last year's CDBG grant was for the multi-purpose trail along McCracken and we received those bids last week and they look good so in a couple weeks we'll be moving forward with the contracts on that. That's my report.

**PRESIDENT MARINCIC:** Thank you. Any questions or comments for our City Engineer?

**CLMN DUDLEY:** Quick one. At what point will we hear something about possible street grants? You know like the one that we lost out on the end of fixing Broadway in Maple Heights? When will that be coming around? When will we hear anything about that?

**CITY ENGINEER DAVID KROCK:** The grant we went after was a couple years ago was a CDBG grant, but even at that time they were not real keen on doing a lot of road projects so they have changed the categories so you can't even go after the money for it so that's why parks and things are what Noreen 's looking at now.

**CLMN DUDLEY:** So they changed and are not offering anything for any of our repairs of our streets?

**CITY ENGINEER DAVID KROCK:** Yes, repairing residential streets with CDBG money is not something that fits their categories at this point.

**CLMN DUDLEY:** That was from the County, correct?

**CITY ENGINEER DAVID KROCK:** That was from the County. Right.

**CLMN DUDLEY:** And I'm at election time. All right. Thank you.

**PRESIDENT MARINCIC:** Is that all you have, Mr. Dudley?

**CLMN DUDLEY:** Yes, Mme. Chairman.

**PRESIDENT MARINCIC:** Anyone else have any questions for our City Engineer? There being none, we will move on to Finance Director Mr. Tomola. Do you have a report?

**FINANCE DIRECTOR RON TOMOLA:** Yes, I would like to talk about some of the legislation that's up tonight. Dave mentioned and the Mayor mentioned about Granger Road. ODOT received the bids on the project and they did come in a little higher than what the engineers estimated it was. The legislation that was written last week was for their initial estimate increase of \$5,350.00 but late Friday I got an additional e-mail from ODOT that changed that number again which I supplied the Council in Caucus. The increase is only going to be \$2,370.00 by the revised estimate now. So that's a good thing for us. As Dave said, it's only going to take the total project cost for the city up to about \$40,000.00 and if you remember in this project we only have to pay for the handicapped ramps, the State is going to pay for everything else on the Granger Road Resurfacing Project. So again I would encourage everybody to vote for that one.

Ordinances 20 and 21. I sent out a quite lengthy e-mail to Council last week kind of explaining these. This again goes back to the report on accounting methods audit that was done in 2008 and 2009. Part of that final piece of getting out of fiscal emergency is to put all these policies in place so these two deal with purchasing and claims payments and with debt. Anybody has any questions about those feel free to ask me. I'd be glad to answer any questions there.

I'd like to spend a little bit of time on Resolution 5-2013. I got some information from the Government Finance Officers Association last week. I don't know if it was kind of behind the scenes, but it wasn't really well publicized, but on March 19<sup>th</sup> the House Ways and Means Committee held some hearings in regards to either reducing or eliminating the tax exempt nature of municipal bonds. Even though this doesn't really affect our city right now because we really are not in a position to go into the bond market, there was some talk in these hearings about a retro active elimination if you really read into it. There was some talk about a retroactive elimination of the tax exempt municipal bonds or if nothing else, eliminating the exemption in the future. What that would do to a city like ours where, if you've been around a while, most every project we've done has somehow been financed through municipal debt. I can foresee that happening again in the future as we stabilize in our finances but if we have to spend more to finance the project that's less money we spend on the project. So what I'm asking here is for Council's support in opposition of this attempt by the Federal Government to eliminate this tax exempt nature on municipal debt that we would issue. If you have any questions I did attach the e-mail that I had received from my trade organization that I'm a member of and they had a really good explanation in there. There were also letters in there through a couple of links that you can actually print out-- add your title, position, etc. and send off to our council representatives. This piece of legislation which I'm asking that our Law Department if you approve it make sure that our representatives get this resolution and feel free to print those letters out and send those off to our representatives. Let them know that there's a unified body out here that is in opposition of this attempt by the Federal Government to reduce this tax exempt nature on our debt. With that you have my report.

**PRESIDENT MARINCIC:** I just want to say don't ever hesitate to send out your e-mails. They save me a lot of phone calls and I really appreciate them. Thank you. Any questions for our Finance Director? There being none, Noreen Kuban, Economic Development Director, I don't want to forget about you.

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** Thank you, Mme President. I'd like to urge to support Ordinance 22-2013. Joe, the County used to have playground grants for up to \$35,000.00 They have eliminated that program. So this is just a basic grant application for \$150,000.00 which will enable us to bring up all of the playgrounds to the same level of quality

with new equipment, new ground cover and rubber flooring, I suppose is what you should call it. We hope to be doing four parks with it. The concludes my report

**BUILDING COMMISSIONER BILL WERVEY:** Absent.

**PRESIDENT MARINCIC:** Thank you. Any questions for our Economic Development Director? Our Building Commissioner is not here so that concludes the reports of the Mayor and his Directors. So we will move on to Comments by Citizens on the agenda items only. I would let 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. Anyone wishing to comment tonight for five minutes, raise their hand. Anybody?

**ORDINANCES AND RESOLUTIONS:**

**PRESIDENT MARINCIC:** There being none we will move right on to legislation beginning with Ordinance 19-2013. Will the Clerk read the title.

**ORDINANCE NO. 19-2013**

AN EMERGENCY ORDINANCE AUTHORIZING THE ADDITIONAL APPROPRIATION FOR THE CITY'S PROPORTIONAL SHARE OF THE OHIO DEPARTMENT OF TRANSPORTATION GRANGER ROAD RESURFACING PROJECT (CUY-17-14.97) OF FIVE THOUSAND THREE HUNDRED FIFTY DOLLARS (\$5,350.00), PER THE ATTACHED ODOT NOTIFICATION IDENTIFIED AS EXHIBIT "A".

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

**CLMN SUSTER:** Mme. Chairman, I'd like to offer a few amendments in this ordinance if I might please? In the title where it says \$5,350.00. Amend that to \$2,370.00. In the fourth Whereas in the last part of it where it says \$5,350.00. Change that to \$2,370.00. And also in Section 1 where it says \$5,350.00 change that to \$2,370.00.

**PRESIDENT MARINCIC:** I'll have the Clerk read back the amendment.

**CLERK:** The Councilman has proposed three amendments. The first appears in the title of the document. Where it says \$5,350.00 it should say \$2,370.00. In the fourth Whereas they talk about the amount of \$5,350.00 which should be changed to \$2,370.00. Under Section 1 again \$5,370.00 is mentioned and it should read \$2,370.00.

**PRESIDENT MARINCIC:** Thank you. All in favor of the amendment say Yea. All opposed. The Yeas have it.

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

ABSENT: Mahoney

Motion to WAIVE RULE 24:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:  
AYES: Suster, Vaughn, Dudley, Marincic, Nenadovich, Glenn  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Roll call on the adoption beginning with Clmn Suster.  
VOTE ON ADOPTION:  
AYES: Suster, Vaughn, Dudley, Marincic, Nenadovich, Glenn  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Ordinance 19-2013 stands adopted with 6 Yes votes.

**ORDINANCE NO. 20-2013**

AN EMERGENCY ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 125: DEPARTMENT OF FINANCE OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS BY THE ADDITION OF SECTION 125.07: PURCHASING AND PAYMENT OF CLAIMS: POLICIES AND PROCEDURES.

Moved by NENADOVICH to CONSIDER BY TITLE  
AYES: Nenadovich, Glenn, Suster, Vaughn, Dudley, Marincic  
ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:  
AYES: Nenadovich, Glenn, Suster, Vaughn, Dudley, Marincic  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Roll call on the adoption beginning with Clmn Nenadovich.  
VOTE ON ADOPTION:  
AYES: Nenadovich, Glenn, Suster, Vaughn, Dudley, Marincic  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Ordinance 20-2013 stands adopted with 6 Yes votes.

**ORDINANCE NO. 21-2013**

AN EMERGENCY ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 125: DEPARTMENT OF FINANCE OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS BY THE ADDITION OF SECTION 125.08: DEBT ADMINISTRATION POLICIES.

Moved by SUSTER to CONSIDER BY TITLE  
AYES: Suster, Vaughn, Dudley, Marincic, Nenadovich, Glenn  
ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:  
AYES: Suster, Vaughn, Dudley, Marincic, Nenadovich, Glenn  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Roll call on the adoption beginning with Clmn Suster.  
VOTE ON ADOPTION:  
AYES: Suster, Vaughn, Dudley, Marincic, Nenadovich, Glenn  
ABSENT: Mahoney

**PRESIDENT MARINCIC:** Ordinance 21-2013 stands adopted with 6 Yes votes.

**ORDINANCE NO. 22-2013**

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO APPLY FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND ENTER INTO AN AGREEMENT WITH THE COUNTY OF CUYAHOGA DEPARTMENT OF DEVELOPMENT FOR THE PURPOSE OF RENOVATING RECREATION AND PLAYGROUND AREAS AT FORESTDALE, DEBELAK, CRUDELE PARK, AND THE DAN KOSTEL RECREATION CENTER.

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion to WAIVE RULE 24:

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

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

ABSENT: Mahoney

**PRESIDENT MARINCIC:** Ordinance 22-2013 stands adopted with 6 Yes votes.

**RESOLUTION NO. 05-2013**

AN EMERGENCY RESOLUTION IN SUPPORT OF TAX-EXEMPT FINANCING FOR MUNICIPAL ENTITIES.

Moved by SUSTER to CONSIDER BY TITLE

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

ABSENT: Mahoney

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Mahoney

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

VOTE ON ADOPTION:

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

ABSENT: Mahoney

**PRESIDENT MARINCIC:** Resolution 05-2013 stands adopted with 6 Yes votes.

**COMMENTS BY CITIZENS:**

**PRESIDENT MARINCIC:** That concludes Ordinances and Resolutions on the evening's agenda. Now we will move on to Comments by Citizens and I'm going to have our Clerk read the rules.

**CLERK:** Comments shall be restricted to any problem a citizen has which has previously been submitted to their City Councilperson or to the city hall department directly involved. If submission of a problem to a department or a Councilperson has been made and there is a lack of service rendered in this regard, then the problem may be presented during comments from citizens at this meeting. It is the intention of this rule that no request of a first nature be presented on the floor at this time.

**PRESIDENT MARINCIC:** No citizen may speak more than once. Everyone is limited to five minutes.

Bob Halan, 12416 Oak Park Blvd. What I'm going to speak about is a little somber. This week initiates the 10<sup>th</sup> anniversary that we attacked, invaded, whatever you want to call it, Iraq. Mr. Nenadovich, as you close your talk after giving out your report, you always announce the toll. Ten years ago when we invaded can you recall how many Veterans (servicemen) we lost at that time?

**CLMN NENADOVICH:** That I couldn't recall.

**MR. HALAN:** I'm going to give you a rough estimate. If I remember at that time it was roughly 400 people. And what is the total today?

**CLMN NENADOVICH:** 3,888.

**MR. HALAN:** 3,888. Those lives were lost. Should not have been. I'm an Independent voter. I can throw rocks at the Democratic Party and the Republican Party. 1950 we had a war. Korean War. During that time, during the '50s, our forces were led by General MacArthur. We pushed the North Koreans back into Manchuria. I'm giving a little history because of what I'm going to say. We pushed the North Koreans back into Manchuria. We could have won that war had the President finished his job and let MacArthur finish his job. Now Truman was a Democrat, but he had a military advisor who was Republican. Maybe he had some special agenda of his own? That military advisor was General Dwight D. Eisenhower who we elected several years later. We did not win that war which we should have, had he not listened to Truman. Remember Truman's favorite saying is the buck stops here. He takes the blame because he got poor advice. We would not have had Vietnam War, Desert Storm, the fighting now and we could have saved thousands. 50,000 people in the Korean, Vietnam War and now more. I threw rocks at both parties at that time. Democrat and Republican. Again later in history Bush, a Republican, listened to bad advice. The CIA. It seems these higher politicians really don't have an iota of how the free people of the United States should run. Maybe we should keep our nose out of there. Or better yet you see if we fight everybody's war why don't we have a Foreign Legion like France did. Hire out their people to reduce spending of the money in Washington for these foreign wars. We're giving our American.

**PRESIDENT MARINCIC:** One minute.

**MR. HALAN:** We are giving our American lives on the soil of foreign countries and we get shafted. During the Great War break in 1949 we were the leading country in the black as far as money. Right now 70 some years later we're in the red for \$16 trillion. Maybe some people some of us Americans better wake up. That is what I have to say. I brought this fact that it's 10 years since this last conflict that we got involved in. Yet we're still losing our men and paying money. This country needs that money. This government needs that money, the State needs it. The city needs it. Thank you.

**PRESIDENT MARINCIC:** Your time is up. Thank you. Anyone else wishing to speak tonight? Are we going to get a report on the library?

Melanie Weiss, Branch Manager of the library, 5400 Transportation Blvd. I want to give you an update about the opening of the new library. The construction has been delayed so we will be opening in September. I don't know the exact dates, but it will be sometime in September.

The minute that I know I will be letting everybody know, including the Mayor. I also want to give you a little bit of an update about what we're doing right now. We got a grant from the Burgeon Group which is a very interactive children's corporation type organization and they are the experts in any kind of play-learn and grow area for children. The two big things that we're working on right now is to have an interactive car for our children of Garfield, which is pretty cool. The other thing too that we're doing is we're working with them with Noreen's help and with the community gardens that we have gotten the seeds to allow the community garden groups to use to plant it and the Burgeon Group they are going to be putting those seeds in resin and they have also been growing the different vegetable and flowers so you will see them as seeds to what they end up being and they are the same things that are in our community gardens. So thank you, Noreen, for that. Just another extra thing about the community with our new library.

Last of all I would like to thank the police department once again. We had a situation at the branch where four police officers had to come in and arrest somebody that was hiding in our women's bathroom. I don't know what happened. I don't want to know. But when four police officers come in and they are all business we just do what we can for crowd control, but I just wanted to let you know how happy and appreciative we are that things are taken care of so quickly. Nobody really knew what was going on. They did it so well. Anytime we've ever needed the Garfield Heights Police they have always been there for us and very high class situation, very professional. So I really don't want to know what that was about. Thank you for taking care of that. Does anybody have any questions for me about the library?

**CLMN GLENN:** I have a concern because I heard other communities had problems with new libraries. My concern is vandalism. Is there any precautions being taken so we have a good handle on that?

**MS. WEISS:** I'm really glad that you asked me that because we have issues with vandalism at our own location as well. I can tell you that we're getting very interactive and high quality cameras all throughout and around the library. Boy, we're really going to utilize those and with the help of our police department we'll be able to keep that as safe and as proactive as possible. I can't control what goes on all the time, but we certainly have things in place to be proactive so things don't happen like they could.

**CLMN GLENN:** Thank you.

**MS. WEISS:** You're welcome. Is there anything else?

**CLMN DUDLEY:** I want to say for the limited space you all got out there you really ain't cut no corners. You still give great service and I would walk in and say hey this is going to be nothing like the other library over there, but when you come in there it's like you haven't missed a beat, you haven't missed a step. You all doing a great job for what you all have over there. Thank you.

**MS. WEISS:** Thank you. I'll report that back to the staff. They really are an outstanding staff. Anyone else?

**PRESIDENT MARINCIC:** I just have one comment. First of all, I love the way the building is looking. It's absolutely gorgeous. I had a resident call me a couple months ago and their comment was with the city having such a tight budget and very little money why are we building this great big library? I tried to explain to her we're not. The County is building it. Could you enlighten people about the funds and who is actually building it?

**MS. WEISS:** Sure. I would be happy to do that because I get those calls too and I have people asking me about that and I also have gotten a lot of questions especially when the schools started closing at 1:30. Why wasn't that money going to the schools? Why isn't the money going to the city? Well it was part of the levy that we put up for capital improvements and it's not any additional money for anybody. What it means to me is that Garfield's finally getting their share of the pot of gold that's been going around. I can say that because a lot of branches throughout Cuyahoga County Public Library have been renovated new buildings. Garfield never was. The last renovation was in '92 and it was new carpet and new paint. So finally Garfield's getting a little bit of theirs that they have coming to them. So that's my story and I'm sticking to it. If you have any concerns from your residents please have them call me and I'd be happy to talk to them.

**PRESIDENT MARINCIC:** I did. I asked her to do that.

**MS. WEISS:** Good. I like to find out where people are coming from and maybe if I can do a little bit more to get the word out of what's going on and help people understand. Thank you very much.

**PRESIDENT MARINCIC:** Anyone else wishing to speak tonight? You must have been good. You got some applause. Anyone else? Just raise their hand.

### **MISCELLANEOUS BUSINESS:**

**PRESIDENT MARINCIC:** Anyone else here wishing to speak tonight? There being no one else we will move on to Miscellaneous Business and I'm going to start with Clmn Vaughn.

**CLMN VAUGHN:** Why thank you. As the Mayor announced, I will be covering for Clmn Mahoney while she's out. I want to explain a little bit about what happened. Last Monday evening around 10:30 in the evening she was vacationing with her family in Arkansas and she had a freak accident. She was transported to a local hospital there where they stabilized her and then the following morning they transported her to Jackson, Missouri. When she arrived in Jackson, Missouri, there was multiple injuries from simple sprains and scrapes to very complex issues. She is hoping to be transported back to the Cleveland area later this week. The cost of that is almost \$12,000.00 to transport Tracy back home. So once the family's able to secure where she's going to be going to rehab, which should probably take six to eight weeks at least, they will arrange for transportation for her back here. Ask everybody to keep Tracy and her family in prayers. Her husband Rich is in Missouri with her right now. Her sister is there with her. Every day there's improvement. But from these types of an accident it's going to take time. We hope to have her back here within a week or so. I will cover her Ward. Anybody has any questions please feel free to call me at (216) 663-8837. Or you can leave a message up here at city hall if you need to get in touch with me and I'll do the best that I can. I'm hoping to be able to

cover for her Block Watch and get out and talk to the Block Watch next month so depending on my work schedule and what's going on around here I will do my best to get there. There is a fundraiser that's in the works to help Tracy and her family out. Going to a meeting tomorrow night about that. When I get more information I'll put that out also. Noreen, I might get in touch with you to spread that out, OK? Again, keep her and her family in prayers. Her daughter is here at home and she's trying to keep things going there. Her son Rich lives down in Kent. He had just gotten out of the hospital himself. He's doing some recuperating. So it's a trying time for the family.

With that said, I have something else. I want to wish everybody a Happy Easter. Enjoy the weekend. We'll probably have six inches of snow. We can play golf snow I guess. But enjoy your family and enjoy the time off and hopefully everybody in the next week or two we'll have some nice spring weather. That's all I have to say, Nancy.

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

**CLMN SUSTER:** I'd just like to say that I really appreciated Mr. Halan's comments on what he was talking about the different wars that we've got involved in that we shouldn't have been there. Bob, I really want to thank you for that. With that I'd just like to wish everybody a Happy Easter and stay safe. That's it.

**PRESIDENT MARINCIC:** Thank you. I would like to remind people that the group Block Watch is the first Wednesday next month. It's at seven o'clock at the Civic Center. Secondly, I'd like to wish everybody a Happy and Blessed Easter and I'm going to move on to Mr. Dudley.

**CLMN DUDLEY:** You skipped everybody in between. First of all, like I say, I'm happy to be here to even talk tonight. I tell you it drove me crazy. I lost my voice for a week. I couldn't even talk on the radio at work and you know I love to talk so it was really hard on me. Right now for my family though. Bur first of all, I'd like to say keep Tracy in your prayers. She's a good Council Member. She fight hard for the people in the community and I tell you if I lived in that neighborhood in that section of the city she'd be one of the top persons I was always willing to support.

I also wanted to mention too that we going to be finally getting my newsletter out. I put a lot of work into my newsletters and this is going to be a real good one. It's going to be a dandy. Best way to put it. We're going to have a series of meetings between now and the month of September. Some months we're going to hold two because there's a lot of elections going on which is going to really have a great impact on the Ward 1 community as a whole and I would like to get the opportunity to meet with the people because I really want to educate them because like I say a vote is very important. This year going to be one of the most important times for your vote to be cast. Don't allow your vote ever to be taken for granted. I mention the fact that we had an election for the Governor. It was Governor Strickland and he was a good individual, but I would say today that I think maybe he took some people for granted and this election we lost I believe 50,000 or whatever to Governor Kasich. Me, myself I don't do much political affiliation long as you treat the community right. I'm along with that.

Most of all, I'd like to wish everybody have a Happy Easter, a Good Friday and I'll end my story with David. Like I said I talked about David and I'm going to end it tonight. You know when King Saul went to the cave and he was in the cave and David came up behind him and he cut a little piece of tentacle off his claw and he stood back and the king didn't even know that David was there until he turned around. It proved a point that the king was so set up in his mind that David

was trying to take his place that David was actually his best friend and had he cherished that friendship that he had with David, I don't believe he actually would have died in the war. So it's a matter of trust, people. You trust people until they show you distrust. If they don't show you distrust, you got no reason not to trust them. But don't live your life just dwelling on that individual, etc. for the pure purpose of holding positions or something. Friendship is a valuable commodity. When you got good friends, cherish your friends and hold on to them because they are just as important sometimes if not more important than your own family.

I thank the Ward 1 community and I tell you this is going to be a good year. It's going to be a great year for us. I wish all of us stay healthy and keep your members of the city in good health. Most of all, I was glad to get news from Ron that hopefully this will be a good year and we come out of that fiscal emergency stuff. I'm looking forward to something positive. That's all I have tonight, Mme. Chairman.

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

**CLMN NENADOVICH:** Thank you. First of all I'd like to echo Mr. Suster's thanks to Mr. Dobies and his crew for another fine program. The second one I've been to. It was great. You missed a good time if you didn't come. Had a lot of fun. I'd also like to thank Mr. Halan for bringing up something that's very dear to my heart—our Veterans. Thank you for mentioning the numbers. I would like to tell everybody to attend this March 29<sup>th</sup> along with the Mayor the way he mentioned before and let's give these Veterans from Vietnam who fought and died the respect they didn't get when they came home. The city of Garfield does remember their Vets with the Veterans Memorial, the plaques that Ms. Piazza and her crew got up, the stones that they put up by the Veterans Memorial for Veterans Day, the memorial service they have there and the naming of the two roads. Garfield Heights supports the Veterans. Keep Tracy in your prayers and I wish to say the number like Mr. Halan said--3,888 Vets our soldiers have passed in this conflict.

I also wish everybody a Happy Easter and with that you have my comments.

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

**CLMN GLENN:** Thank you, Madame. I'd like to say Ward 4's Block Watch is going to be Tuesday, April 2<sup>nd</sup> at seven o'clock at the Garfield Heights Civic Center. Our guest speaker for that Block Watch Tuesday will be Joe Paganakis with the Channel 5 News Team. Mayor Vic Collova and Police Chief Robert Sackett will be on hand to answer any questions that concern Ward 4. Refreshments will be served.

I'd also like to say my prayers are with Tracy so she could recover.

I, too, am a Vet along with some other Council people here and I wish the soldiers would come home. The nation building kills a lot of people. It's time they come home. With that I end my comments.

**PRESIDENT MARINCIC:** Before I adjourn, I, too, would like to wish Tracy a speedy recovery and ask everybody not only keep her but to keep her family in their prayers because she's going through a lot and it's going to be a long time and frankly I miss her already. With that I'd like to make a motion to adjourn. All in favor say Yea. All opposed. The meeting is adjourned.

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

**ABSENT:** Mahoney

**MEETING ADJOURNED AT 7:56 p.m.**

**APPROVED:**

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Nancy Marincic  
President of Council

**RESPECTFULLY SUBMITTED:**

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Barbara Molin  
Clerk of Council