

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, April 8, 2019

MEETING CALLED TO ORDER AT 7:00 p.m. by Council President Matt Burke.

INVOCATION BY: Councilman Michael Nenadovich

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

READING AND DISPOSAL OF MINUTES:

PRESIDENT BURKE: The Reading and Disposal of the Minutes for Monday, March 25, 2019.

CLMN SUSTER: Mr. Chairman.

PRESIDENT BURKE: Mr. Suster.

CLMN SUSTER: I'd like to make a motion that we accept the Minutes of the Regular Meeting of Garfield Heights City Council dated Monday, March 25, 2019 as submitted.

PRESIDENT BURKE: On the motion made by Clmn Suster to accept the Minutes of the Regular Meeting of Council for the City of Garfield Heights, for Monday, March 25, 2019, as submitted, all in favor signify by saying Yea. Any opposed?

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn
The Meeting Minutes pass with 7 Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT BURKE: We will move on to the Reports of the Mayor and the Directors. Mayor, I see you have some guests tonight.

MAYOR VIC COLLOVA: Absolutely. It's great. We should wait till the end to do this so they all stay.

CLMN VAUGHN: I wouldn't advise that, Mayor.

MAYOR VIC COLLOVA: Thank you, Mr. Chairman. Yes, again today, we have the honor of honoring some exceptional young athletes here in the city of Garfield Heights. Each time we do this I'm prouder and prouder because you always hear about the young men and ladies that are always doing bad and it's so refreshing to see that there are so many that are doing well. This year marks 50 years that Garfield Heights hockey has been going on in Garfield Heights. We've had many a fine hockey player and many fine teams. Once again, this year we have had an exceptional season with some exceptional hockey players. I would like to turn it over to Mr. Dobies to talk a little bit about the group here.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Thank you, Mayor. We had another great season to start off with. The 10U and 12U teams are here to receive some recognition from Council, the Mayor and the city itself. As Director for the last 10 years, I've been surrounded, I've said many times, by many very giving and wonderful people. With that Booster Club, the coaches, the whole operation, my staff, we put together something special each and every year.

I would like to thank all the players for their hard work, determination, dedication to compete at a high level that their abilities allow. A big thanks goes out to the parents. This is one of the stalwart groups that they're there all the time—day and night—week in, weekend out—traveling, this that the other. For standing behind their children to learn skills of hockey but also to prepare their children for the future by supportive understanding and giving directions and having our children learn life skills as being part of the team.

A thank you, as I've said before, goes out to the coaching staff. They give endless hours to these children for their tireless dedication. Thank you to Mr. Brian Carson for being the coordinator again of another successful season and the Booster Club for all its transition over the years.

This is one of the hardest working Booster Clubs I have seen in a long time. Very diligent. Learning as they go sometimes, but their hard work, dedication and support does not go unnoticed. I don't know what the coaches have. Would you like me to give a little bit of an overview of what transpired this season? OK. If you want, you can bring the team up at this time. I know they brought a couple banners—a couple special banners. Guys, if you'd come up before Council and the public, please and coaches.

Basically, what we have here are 10Us and 12Us but I'd be remiss if I didn't mention our 8Us. They are coached by Brian Carson and Paul Unger. They were semi-finalists in the Monster Mash Tournament at Strongsville this year. Those are the 8Us. Those are the little guys.

Our 10U team (or its old term Squirts) was coached by Mr. Frank Mallek. They were semi-finalists in our Annual Gold Cup Tournament and Big Chill Tournament at Ann Arbor, Michigan. Continued success on our own Annual Melt the Ice Tournament and the Ice Tournament of March at Mentor with runner-up honors. Our Squirts also gained a second place finish in the CSHL (that's the league they belong to) in the B2 Division League for their regular season.

Well the 12Us or the Peewees, coached by Mike Gabriel and Mary Wheelock, brought championships home from both Gold Cup and Melt the Ice Tournaments. They were semifinalists both in the Big Chill Tournament at Ann Arbor, Michigan and again at the Ice of

March Tournament at Mentor. They also capped off their regular season by finishing CSHL League Division champs and then in the playoff championships, they did take the championships, which their banners show. So if you would, if you want to introduce the teams to everybody, coaches, I'd appreciate it.

Coach Mike Gabriel: Thank you, Mayor Collova, Council and Mr. Dobies. I am Coach Mike Gabriel. This is my Assistant Coach Mary Wheelock. These are the 12U Peewee team that Coach Mary and I coached this year. We were very proud of the kids for what they have achieved. We had our annual banquet last weekend. One of our players unfortunately he received a Coach's Award but the trophy got ruined in transit so if we could just take a minute to honor this young man with the trophy, please?

MAYOR VIC COLLOVA: Absolutely.

Coach Mary Wheelock: Josh Crawford led our league this year in points and joined Garfield this year. Came to us from Brooklyn. He quickly became the leader on the team. I'm really sorry for dropping your trophy, but Josh, here you go.

COACH MIKE GABRIEL: It was just over 13 months that I stood here before you giving this recognition for a season well deserving of their accomplishments. I am proud to present this team for the second year in a row for another outstanding performance. As Mr. Dobies stated, this Peewee Team made up of 11 and 12-year olds, has had a very successful on-ice season. I also want you to know that they are amazing young men and ladies off the ice as well. The majority of them made first or second honors at school for the school year so far. Something that our organization rewards. Several of them are involved in band, PSR classes as well as some of them looking forward to earning the title of Eagle Scout. They are involved in other sports as well. Academics, respect and discipline are stressed at every level of this program. I can't tell you how many times we have been stopped and complimented on the kindness and courteous behavior of the kids in the Garfield hockey program.

We strive to give Garfield Heights a great reputation and I definitely think that these 13 amazing kids in front of you have done so admirably. I am proud to say that I got my start here in the mid-1970s. This season was our 50th anniversary season for the Garfield Heights Municipal Program. The great news is that these young men and ladies brought home not one but two banners, which will probably be displayed at our recreation center. This was the second year in a row for most of them. Such an accomplishment. We also took the championship for the Gold Cup Tournament and Melt the Ice Tournament as well as the Monster Cup Champion Tournament and we are division champions also. I am extremely proud of these fine young student athletes. Their performances were executed in a positive manner, which was well deserved by all of them.

On behalf of the team, we would like to say thank you for taking the time to recognize their accomplishments. Thank you very much.

(Photographs were taken at this time.)

PRESIDENT BURKE: As always, I would say congratulations to the Garfield Hockey Team. You don't necessarily have to stay for the meeting. We would love it if you did, but if you are planning to leave, please do so quietly so that we can still have our meeting.

MAYOR VIC COLLOVA: If I can, Mr. Chairman, before I start the rest of my report. You know, Mike, I wanted to talk a little bit about your coaching ability. Like you said, for the last couple years you've been up here with your teams. I've had several people tell me what an outstanding job you did, but sometimes a coach gets more credit than he deserves because the kids are just that good. You got a ringing endorsement this morning when your mother came up to me and told me what an exceptional coach you were. So I have to agree with her. Great job, Mike.

COACH MIKE GABRIEL: My mother loves the Senior Center.

MAYOR VIC COLLOVA: That's exactly where we were this morning—the Senior Center. OK. Thank you very much, everybody. OK, Mr. Chairman, to continue with my report today. At every occasion myself and I'm sure every Councilman on this table when we talk about the positives of the city of Garfield Heights we always talk first and foremost about our safety forces because they do a great job for the city. I don't just say that because they're both here at the podium. I say it because it's true. The residents talk about the job that they do all the time. I wanted to read a letter today that I think is important for us to hear because I think that this shows some camaraderie amongst the safety forces. I'll read it. The letter was from Fire Chief Strobe and it was addressed to Police Chief Robert Byrne.

"Dear Chief Byrne:

I want to thank you and the members of your department for the outstanding job they did yesterday at the 4618 Warner Road incident on April 3rd. Not only did they quickly clear the scene, they also assisted in helping me evacuate the building and look for potential victims. Please convey my personal thanks and appreciation to Lt. Merchant, Lt. Murphy, Sgt. Rossi, Ptlm. Bruno, Ptlm. Cornell, Ptlm. Cramer, Ptlm. Cwiklinski, Ptlm. Krecji, Ptlm. Marks and Ptlm. Monnolly and also Dispatcher Paula Tighe and Dispatcher James Friend."

(I'm sorry if I pronounced that name wrong.) The names that I announced right now that the Chief is saying what a great job they did, their names are only being mentioned because they were the ones on duty that night. Our police force no matter who was there, would have done the same job. It's great to see the Fire Department and the Police Department working this good. I want to congratulate both of you for a great job. Thank you very much.

OK. We had a couple of ribbon-cutting ceremonies in the city of Garfield Heights in the last week or so. One of them was one of the first medical marijuana dispensaries in our area on Antenucci Boulevard. We went to the ribbon-cutting ceremony and I don't know if I've mentioned this before, but I'm going to mention it again. We had the opportunity to check this place out before the ribbon-cutting ceremony. We got a tour inside. Once the marijuana comes, they won't let us back inside for fear we might take samples, I guess. What an unbelievable top shelf beautiful place. The intent and the reason for them being there is to help residents not only in our city, but all throughout the State. They did such a great job. The security there is so

tight it's unbelievable. Their building is not all that big. I'm not sure what the square footage is, but they have 59 security cameras. If somebody tries to take some marijuana, I don't know how it's going to be possible. They've got everything covered; every angle covered. It's unbelievable. I also want to note that they have a huge large walk-in vault for the money and the product. This place is really first class. It was a pleasure being there. I'm really and truly glad that they're here in Garfield Heights. We have a processing plant that's going to open on NEO Park in the not too distant future. It all helps when you bring tax dollars in from businesses so we're looking at that.

The other ribbon-cutting ceremony we were at was Sylk's Chicken and Fish, which is at the Garfield Commons. They opened up about a week or so ago. We went there for the grand opening. We all sat down. We had a few of the Council people there, we had many of my employees there, and I have to tell you the food was delicious, the service was great and I would suggest anybody if you like fish or chicken, Sylk's is the place to go. (At the Garfield Commons.)

We need to support these businesses. Today at the Senior Center, some people said why do our restaurants leave? Why do our businesses leave? If somebody's making money, they're not leaving. They only leave because they're not making money. We have to go to these places. We have to support them. It's our job as a city if we want these restaurants, etc. in the city we have to support them. It was great today. I enjoyed it. I know a couple of the Council people here they enjoyed it also.

With that, I want to get into tonight's legislation. Ordinance 19. We're renewing the Court Community Service agreement at no extra cost for 2019. I think and Barb might be able to answer this, I think this is probably four, five, six years in a row there was no additional cost year to year. They do a phenomenal job for us. They're out here four days/week. They go Tuesday through Friday. They work all day and they provide quite a service to the city of Garfield Heights so I certainly urge Council to pass Ordinance 19. Ordinance 20 allows us to place two vehicles that are no longer usable for the city on govdeals.com. It's an on-line auction. It's a Jeep and a pickup truck. I ask for your support on Ordinance 20. Ordinance 21 allows us to prepare plans for the Midwest Neighborhood Sewer Project Phase 2. That project has been really a good deal for the residents, for us, for everybody concerned. It's really at a great cost for us because this is grant money and funding from other places. So we are looking forward to that project.

Resolution 7 is to provide for one Council Meeting to be held the second Monday during the months of May, June, July and August. I know some people think what are you doing there? You're waiting a month before you have a Council Meeting? I guarantee you folks, there will be Special Meetings going throughout the summer. Every time something comes up, we're not going to wait 30 days. We call a meeting, we come in and we take care of business so there will be no business pushed aside or back. This is something that we do every year. With that, Mr. Chairman, you have my report.

PRESIDENT BURKE: Thank you, Mayor Collova. Does anybody have any questions for Mayor Collova on his report this evening? Mr. Glenn.

CLMN GLENN: Mayor, on Ordinance 19, I had some people call me up in regards to the parks, namely Crudele Park and Donovan Park. All the time, there is a neighbor that has a dog it goes out, lets it do it all winter long and accumulates over time. I had some calls call me they walk their dogs down there and there's a lot of what dogs do. Is there any way that we can have community service put them to work on this job?

MAYOR VIC COLLOVA: I will run it by them. I don't know what their take would be on that, but we could certainly run it by them.

CLMN GLENN: Thank you.

PRESIDENT BURKE: Does anyone else have a question for Mayor Collova? If there are none, we will move on to our Law Director, Tim Riley. Tim, do you have a report for us this evening?

LAW DIRECTOR TIM RILEY: I do not have a report this evening, Mr. President.

PRESIDENT BURKE: Thank you, Mr. Riley. Let's move on to our Fire Chief, Chief Strope. Do you have a report for us this evening?

FIRE CHIEF KENNETH STROPE: I do not. Thank you.

PRESIDENT BURKE: Thank you, Chief. Moving right along to our Police Chief, Chief Byrne. Do you have a report for us this evening?

POLICE CHIEF ROBERT BYRNE: Yes, I do, Mr. President. Thank you. I just want to take a quick opportunity to thank Mr. O and Mrs. Hager at the high school. They allowed us to use the wrestling room while they were on spring break. We did some unarmed self-defense and some knife defense training with our officers. This is great environment—padded room—so we save ourselves from injuries. So we appreciate that.

I also wanted to mention that this Tuesday and the following Tuesday our officers are going through some mental health awareness training. We're doing that in conjunction with Marymount Hospital so we wanted to thank them.

Just wanted to pass along that one of our retired Police Officers, Dennis Kanzie, passed away over the past week. He was a 21-year Veteran of the Police Department. He was also a Viet Nam Vet. He was 79 years old, a resident here in Garfield Heights. I never had the opportunity to work with him. He was gone before I got here, but I've heard nothing but good things about him. I just wanted to extend our sympathies to his family, especially his daughter, Denise and his son Brian as well as their families. So with that, you have my report.

PRESIDENT BURKE: Thank you, Chief Byrne. Does anybody have a question for the Police Chief this evening? If there are none, we will move on to our Service Director, Tim McLaughlin. Tim, do you have a report this evening?

SERVICE DIRECTOR TIMOTHY MCLAUGHLIN: Yes, I do. Thank you, Mr. President. We've been working the last couple weeks patching on the mains. We spent over a week on Broadway. Broadway is in pretty tough shape and we're trying to keep it together until it can be

repaved. I don't remember if it's '20 or '21. I'm not sure what the date is on that one, but we've been working on the mains—131st, Johnson Parkway, Henry, McCracken. McCracken was from Turney to Broadway and NEO Park. Today is the first day that we started patching into the side streets. We started in Ward 1. When I get another two guys that are coming in as seasonal, we'll put that crew in Ward 7. We'll do what we do every year. You know, work Ward to Ward because it makes no sense to run around and do one street here and one street there. Then everybody wants to know why their street got left out. We'll be going through that Ward 7 back and work one out. We'll see what we can do.

I got a call today for leaves. The leaf program is over for the year. This year it started as usual the end of October. We actually went three weeks more in December because the weather was decent. If they're out now you'll have to bag them or put them in your dark green can and the rubbish will take them. Those pieces of equipment are put away. There is no manpower to run them now anyhow. Everybody is out on patch so we can get it done.

I also have the Spring Recycling Program, the Household Hazardous Waste Collection. That will be at the Garfield Heights Service Garage, 13600 McCracken Boulevard. It will be on

Monday, April 22nd to Friday, April 26th

Monday, April 29th through Friday, May 3rd

and on Saturday, the paper shred will be held at the Service Garage and you will also be able to still bring your household hazardous waste from 9:00 a.m. till 12:00 p.m. on Saturday May 4th.

With that, you have my report.

PRESIDENT BURKE: Thank you, Mr. McLaughlin. Does anybody have any questions for Mr. McLaughlin on his report this evening? Mr. Glenn.

CLMN GLENN: Tim, you mentioned about the leaf picking up. On East 88th Street where the apartments are down there, there is an accumulation of leaves down there. Snowplow goes down and pushes the snow up there. Over time, it accumulates. It's really backed up now. Maybe this could be a job for the Community Service? I know your employees have more than they can handle, especially in springtime. So be aware that it's piled up back there.

PRESIDENT BURKE: Thank you, Mr. Glenn. We'll move on to our Parks and Recreation Director, Mr. Bob Dobies. Bob, do you have a report for us?

PARKS AND RECREATION DIRECTOR BOB DOBIES: Just briefly, Mr. President. Good evening. T-ball registration just closed. Any interest we'll put them on the waiting list and see what happens from there. Their draft is this Wednesday and they'll be starting practice here this weekend.

The other thing is softball signups are still going on through April 22nd as I mentioned a couple meetings ago that this is the inaugural season for a co-ed softball program. If anybody's interested, please sign up.

Lastly, tentatively the pool will open June 8th. Always looking for some good lifeguards. If anybody knows anybody, just send them down to the Recreation Center and we'll process them. They're ahead of the game if they have Red Cross Certification. So if anybody knows anybody, like I said, send them down. Thank you. That concludes my report.

PRESIDENT BURKE: Thank you, Mr. Dobies. Does anybody have any questions for Mr. Dobies on his report this evening?

CLMN GLENN: I do. Bob, I notice the gate on Crudele Park has been fixed. I don't know who to thank---you, Tim, or the Mayor? Whoever did the job there, it was done in a timely fashion and the residents appreciate it. That's the one where the car ran into the gate.

PARKS AND RECREATION DIRECTOR BOB DOBIES: The Service Department took care of that.

CLMN GLENN: OK. Thank you, Tim.

PRESIDENT BURKE: Thank you, Mr. Glenn. If I could ask you to make sure that you are relevant to Mr. Dobies' report next time when you're asking your question, because I don't believe Mr. Dobies made a report on the Crudell fence. Thank you.

Let's move on to our Finance Director, Ms. Barb Biro. Barb, do you have a report for us this evening?

FINANCE DIRECTOR BARB BIRO: Yes, just a short one, Mr. President. Thank you. I'm asking for support on Ordinance 20-2019. As the Mayor stated, we will be retiring two vehicles. One was a 1994 Jeep and the other one was a 1998 F-150. They were used by our grass cutting crew. We are retiring those. We purchased two newer vehicles on govdeals to replace those. We are asking for your support on Ordinance 20-2019. That's all I have, Mr. President.

PRESIDENT BURKE: Thank you, Ms. Biro. Does anybody have any questions for Mrs. Biro on her report this evening? If there are none, we will move on to our City Engineer, Dave Krock. Dave, do you have a report for us?

CITY ENGINEER DAVID KROCK: Thank you, Mr. Chairman. I just want to request support for Ordinance 21. This is for East 100th Street regarding the dye testing and things that need *(inaudible)*.

PRESIDENT BURKE: Thank you, Mr. Krock. Does anybody have any questions for Mr. Krock on his report this evening? If there are none, we will move on to our Social Services Director, Ms. Kathy Rush-Parsson. Kathy, do you have a report for us this evening?

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON: Yes, I do. Thank you. Just a couple of announcements. The Senior Center will be hosting its Annual Easter Bake Sale Wednesday April 17th and Thursday April 18th from 9:00 a.m. until 1:00 p.m. in the lobby of the Civic Center. All proceeds will benefit the Garfield Heights Senior Site Council.

Also on Monday, April 15th at 10:00 a.m., the Senior Center will host a speaker from Recovery Resources to discuss the topic of creating a caring community. Attendees will learn about and discuss appropriate ways to handle and communicate with people with mental illness. We've seen quite an influx coming into the first floor of city hall of people with some mental illnesses so Chief Byrne kind of spoke about this too. So we're just trying to educate some staff and some residents about how to appropriately handle and communicate with any residents that may have some mental illnesses. Anyone is welcome to join. That's all I have.

PRESIDENT BURKE: Thank you, Mrs. Parsson. Does anyone have any questions for Mrs. Parsson this evening? If there are none, we will move on to our Economic Development Director, Ms. Noreen Kuban. Noreen, do you have a report this evening?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Yes, I do. Thank you, Mr. President. This month NHS will be here to talk to our residents about delinquent property taxes. That will be on Wednesday, April 17th, 5:30 p.m. to 7:30 p.m.

Also on Saturday, May 11th from 9:00 a.m. to 12:00 p.m. will be our RiverSweep 2019 for Johnson Mill Run. The meeting time will be at locations at Forestdale Park and 131st Street and Forestdale. If you want to register, you can call Patricia Salemi from our office at (216) 475-1100 extension 2425. This is the 7th Annual RiverSweep. That concludes my report. Thank you.

PRESIDENT BURKE: Thank you, Noreen. Does anyone have any questions for Ms. Kuban? Mr. Suster.

CLMN SUSTER: Noreen, the items you just had spoke about. Do you put those on the scroll for the residents to see?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Yes, we do.

CLMN SUSTER: OK. I just want to make sure.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: It's in Upcoming Events on the front page.

CLMN SUSTER: OK. Thank you very much.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: OK.

PRESIDENT BURKE: Is there anyone else with any questions for Ms. Kuban? If there are none, then we will move on to our Building Commissioner, Mr. Mark Moro. Mark, do you have a report this evening?

BUILDING COMMISSIONER MARK MORO: I have no report tonight. Thank you.

PRESIDENT BURKE: Thank you. That concludes the reports of the Mayor and Directors. We will move on to communications from citizens specifically on tonight's agenda. Would the Clerk please read the rules?

COMMENTS BY CITIZENS ON THE AGENDA:

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

PRESIDENT BURKE: Is there anyone wishing to comment specifically on tonight's agenda? If there are none, we will move on to Ordinances and Resolutions beginning with Ordinance 19-2019. Will the Clerk please read the title?

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 19-2019

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO RENEW AN AGREEMENT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH COURT COMMUNITY SERVICE.

Moved by NENADOVICH to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

Motion to WAIVE RULE 24:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 19-2019 passes with 7 Yes votes.

ORDINANCE NO. 20-2019

AN EMERGENCY ORDINANCE AUTHORIZING THE SALE OF MUNICIPALLY OWNED PROPERTY WHICH HAS BEEN DETERMINED TO BE NO LONGER NEEDED FOR MUNICIPAL PURPOSES PURSUANT TO SECTION 129.02 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS.

Moved by SUSTER to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

Motion to WAIVE RULE 24:

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

PRESIDENT BURKE: On its adoption, beginning with Clmn Suster.

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 20-2019 passes with 7 Yes votes.

ORDINANCE NO. 21-2019

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING DAVID KROCK, CITY ENGINEER, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, PER THE OHM ADVISORS PROPOSAL, FOR THE MIDWEST NEIGHBORHOOD STORM/SANITARY SEWER SYSTEM RECONSTRUCTION PROJECT – PHASE 2, AND AUTHORIZING PAYMENT OF COSTS THRU FUNDING BY THE CUYAHOGA COUNTY STORM SEWER FUNDS.

Moved by NENADOVICH to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

Motion to WAIVE RULE 24:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 21-2019 passes with 7 Yes votes.

RESOLUTION NO. 07-2019

AN EMERGENCY RESOLUTION PROVIDING FOR ONLY ONE COUNCIL MEETING TO BE HELD ON THE SECOND MONDAY, DURING THE MONTHS OF MAY, JUNE, JULY, AND AUGUST, 2019.

Moved by DUDLEY to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

NAYS: Glenn

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

VOTE ON ADOPTION:

CLMN DUDLEY: Before I vote, as everyone is aware of knows or are not even though we list these as one meeting for a month, we do have Special Meetings and everything is brought before the city. It were not like the Mayor stated will not wait another month to be taken care of. It will be taken care of in a timely fashion. So it don't deprive anybody of any opportunity to come down to any other meeting or voice their opinion or concerns. With that, I vote Yes, Mr. Chairman.

CLMN GLENN: Before I vote, this resolution we have two meetings/month times 12 that's 24 meetings/year. City Council, Administrators of the city. We are negating four of those Council Meetings. Four. Twenty four. That's 25%. 20%. Part-time job. There are times when the Administrators are absent from this meeting. It's part of their job to be here as is the Council people. We get paid whether we're here or not and some people take advantage (in my opinion) of the situation calling in sick or they have other responsibilities. A responsibility to me is first as a Councilperson to be at his seat unless I'm in the hospital. That's not always the case on this Council floor. There's been a habit: you excuse me and I excuse you. That is not good Council agendas. It's the duty of the Council President to make exceptions. To me the only

exception is if you're in a hospital. You're getting paid on another job. You shouldn't get paid on this job. I'm not done yet.

PRESIDENT BURKE: Excuse me, Clmn Glenn. Do you have a vote? So far you are stating your opinion and your opinion does not matter in this case. It's not relevant to this resolution. So could you please sum up what your comments are and make your vote?

CLMN GLENN: I will, Mr. President. I'll make my comments precise and to my time speed if it's OK with you?

PRESIDENT BURKE: As long as you're stating facts and not opinions.

CLMN GLENN: Opinions. Facts. We're talking about this resolution in regards to Council Members and Administrators. Administrators get paid whether they're here or not. It's part of the job. It's part of our job. I feel the ethics of the Council Members are taking advantage of the situation. There should be no reason to get paid by two jobs. No reason at all.

PRESIDENT BURKE: Mr. Glenn, how is that relevant to Resolution Number 7-2019?

CLMN GLENN: I did not yield the floor, Mr. President. I still am speaking.

PRESIDENT BURKE: Mr. Glenn, if you do not vote on this particular resolution and you continue to violate this particular proceeding, I will have to have you removed.

CLMN GLENN: You can't do that. What rules am I neglecting?

PRESIDENT BURKE: You are not relevant to Resolution Number 7-2019 during a vote.

CLMN GLENN: Which is?

PRESIDENT BURKE: Which is the Rules of the Council at this time.

CLMN GLENN: What rule is that?

PRESIDENT BURKE: It's a Rule of Council, Mr. Glenn.

CLMN GLENN: What rule is it stated?

PRESIDENT BURKE: It's the Rule of Council. It's in our Charter.

CLMN GLENN: I didn't vote on it.

PRESIDENT BURKE: Very well. Are you going to vote?

CLMN GLENN: I did not vote on your rule.

PRESIDENT BURKE: It's not my rule.

CLMN GLENN: It's your job to vote the rules.

PRESIDENT BURKE: Mr. Glenn, you have the floor. Please make a vote or I will have to have you removed.

CLMN GLENN: Have me removed if you so wish.

PRESIDENT BURKE: Mr. Byrne, will you please remove Clmn Glenn from the floor of this evening.

LAW DIRECTOR TIM RILEY: There has to be a vote on that, I think, Council President.

PRESIDENT BURKE: Does anyone have to make a motion on that? I will make a motion that we remove Clmn Glenn this evening from the floor. All in favor signify by saying Yea. Any opposed?

AYES: Burke, Vaughn, LaMalfa, Nenadovich, Suster

NAYS: Dudley, Glenn

That is 5 Yeas, 2 Nays. Mr. Glenn, please leave.

CLMN GLENN: I will.

PRESIDENT BURKE: We can continue with the vote.

CLMN SUSTER: Before I vote, I'd just like to clarify a couple things that Mr. Glenn had said as far as the Administration being here and getting double paid, etc. Remember one thing. The Administration are the guests of City Council to be here. So that they can answer questions when residents come up and so that they can get the right answer that they're looking for. It isn't that they have to be here. If they so desire not to be here, they don't have to be. Like I say, they are guests here.

Another remark was made that we call one another and say Tom, I'm not going to make it tonight. Next month you take off and I'll excuse it. I've been on this Council for 20-some years. I have yet for somebody to call me and ask me to excuse them so they could excuse me for another meeting. That is not true. I just want people to understand that. It's good.

And as far as taking off for four months, we don't take off for four months. Last year I forget how many Special Meetings we had, which we don't mind coming to. So it isn't that we're not doing our job or you know, we're getting paid and we're not here. We're still getting paid. When somebody calls your house at two o'clock in the morning, do you think I have a time card there where I punch in? No, that doesn't work that way. I don't mind doing it because I enjoy it. I would not be here today if I didn't enjoy it.

But like I say, some of the remarks Mr. Glenn had made are non-truths. I'm sorry he put it to you this way. I know we're going to have Special Meetings in between these four months. Doesn't bother me any, but it's like going to the casino and taking a chance at the roulette table. So on that I vote Yes.

PRESIDENT BURKE: Before I vote, I want to clarify something. You know, Mr. Glenn had made a point that if we eliminate those four meetings that it's 25% of the meetings or

whatever, but Mr. Glenn fails to recognize that over the last month we have had four Council Meetings—two Special Council Meetings to address a sign issue. So I think this Council has been proven as a Council that will call Special Meetings to address whatever it is that is important for the city of Garfield Heights. To have somebody try to discredit that is appalling to me. It's completely appalling to me. With that, I vote Yes.

CLMN VAUGHN: Before I vote, I think everybody on Council knows over the past nine years I've never been in favor of this legislation. I feel that it's best to have two meetings/month and keep them scheduled. That way everybody knows when we're meeting. Yes, we do come together and we have these meetings when we're called. And yes the majority of time we have enough Council members there, but after what we just saw tonight and to make life simpler I am going to vote Yes and go along with that. So with that, Mr. Councilman, I vote Yes.

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

NON-VOTE: Glenn

PRESIDENT BURKE: Let the record show that Resolution 07-2019 passes with 6 Yes votes and one Non-vote from Clmn Glenn.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT BURKE: That concludes our Ordinances and Resolutions for this evening. We will move on now to Comments by Citizens. Will the Clerk please read the rules.

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

PRESIDENT BURKE: Are there any citizens out there wishing to make a comment this evening?

Michael Coretti, 9713 South Highland. The reason I'm up here is I'm frankly a little bit disturbed about the amount of garbage and trash I see thrown about the city. Mainly, my neighbors directly behind me at 9714 McCracken, whom I've spoken with Mr. Glenn about earlier today. The whole back yard is just filled with garbage. Obviously, there's nobody living there and it's been like that for quite some time.

The other thing I'd like to bring up is on South Highland the people speed up and down that street quite often. The speed limit is 25. I swear they have to be going 40/45 on that street. During the day shift now that I'm retired, I'm home and I see what's going on, there's a police officer quite often sitting almost directly across the street from my house. He stays very busy. He writes a lot of tickets, but there's nobody there afternoon shift or on the weekends and that's when it's really bad. Like this weekend was nice and there was a lot of kids running around and cars were just speeding up and down that street. Somebody's going to get hurt. That's all I'd like to say.

MAYOR VIC COLLOVA: Mr. Chairman, if I may?

PRESIDENT BURKE: Yes.

MAYOR VIC COLLOVA: Chief, I'm sure you're going to give that some attention, if you could? Talking about 9714 McCracken. The garbage that's in the back—is somebody dumping there? Or is it garbage that's been there for a long time?

MR. CORETTI: It's been there for quite some time.

MAYOR VIC COLLOVA: That house is vacant?

MR. CORETTI: It's vacant. I looked it up today and it's a double home, but I don't believe there's anybody in there at all.

MAYOR VIC COLLOVA: OK. We'll check into it.

MR. CORETTI: Thank you so much. I want to say the Garfield Heights Police Department does a great job.

MAYOR VIC COLLOVA: Fire Department's a little shaky.

PRESIDENT BURKE: Is there anyone else wishing to make a comment this evening?

Pat Dovak, 13240 Spruce Run Drive, North Royalton. I was a resident for Garfield for 30 years. I've come to a lot of Council Meetings. I tried going to Council Meetings. I've talked to Joe about this and I've talked to Mike in North Royalton and I just can't follow their procedures. It seems so different than you guys. I just want to say I miss living here, but I had to move on. I still talk to Joe and I respect everybody that is on Council. You guys do do a good job.

PRESIDENT BURKE: Thank you, Ms. Novak.

MAYOR VIC COLLOVA: Mr. Chairman.

PRESIDENT BURKE: Yes.

MAYOR VIC COLLOVA: Pat, I'm sorry that you had to go to North Royalton to find out how good Garfield Heights was. But I just wanted you to know that if you want to come back we have plenty of vacant houses.

PRESIDENT BURKE: Do we have anyone else to make a comment this evening?

MISCELLANEOUS BUSINESS:

PRESIDENT BURKE: If there are none, we will move on to our Miscellaneous Business. We will start with Clmn Nenadovich this evening.

CLMN NENADOVICH: I have no remarks.

PRESIDENT BURKE: Thank you, Mr. Nenadovich. Mr. Glenn isn't here so we will move on to Clmn Suster.

CLMN SUSTER: I have nothing this evening.

PRESIDENT BURKE: OK. My turn. The only thing I have to say is I do have a Community Awareness Meeting that is scheduled for tomorrow. We have Ohio Supreme Court Judge Donnelly to be our guest speaker. It will be right here at the Civic Center at 6:30 p.m. Wednesday evening.

You know the ribbon cutting. I think it's been awhile since there was one so I hoped we remember exactly how to use the scissors there, Mayor. It's good news. When you look at it, it's positive progress in the city of Garfield Heights and that's exactly what we're looking for. I remember it didn't seem like it was that long ago when this Council had to vote on that particular ordinance to allow the medical marijuana and the dispensaries. You know we certainly as a Council got together, we debated the issue. We didn't want to hold back the city of Garfield Heights by what was on our ordinances right now. So some things that we had to change, we voted to change.

Folks, that's what we do. We work for the residents of Garfield Heights. One of the things I'm very proud of about this Council is that we go and pass legislation. I'll give you a perfect example. My colleague, Clmn Nenadovich. He worked so hard on legislation for car dealerships here years ago. We put it all together and we passed it. But we didn't walk around and say hey, we just did this. We didn't walk around beating our chests and saying we just did this. This was our job. We just went ahead and did it. We didn't need the recognition for it. That's one of the very things that I'm very proud of this Council and the people that make up this Council is that we do our job. Once it's done, we move on to the next task at hand. That's really what we do. I'm proud of you guys. That's all I have. Mr. Vaughn.

CLMN VAUGHN: Thank you, Mr. Chairman. I'll say congratulations to the hockey team on a job well done. I'm really kind of glad, Mr. Mayor, that we didn't keep them around because they would have seen the fiasco that went on tonight.

I guess now I must explain why I missed last week's Council Meeting. I really never thought under a situation like this that I would have to do this. I did miss last week's Council Meeting and I missed it because my son coded in the emergency room over on 82 UH. It was a very touchy situation. We ended up down at University Hospital where he was admitted. When something like that's going on in my family, yes, I have to choose my family over a Council Meeting. So I apologize. If, Barb, you want to take the money out of my paycheck on the next month for missing, go ahead. But there are times where I have to and I think everybody up here puts family first. If Mr. Glenn has a problem with that, I apologize, but there's where I was last week. Believe me, I would have rather been sitting here for the 45 minutes than sitting down in the intensive care unit at Rainbow.

Mr. Chairman, I am asking again that we go over these Robert's Rules, Parliamentary Procedure, Sunshine Law and the Rules of Conduct for Council. I hope you will schedule a meeting. I'm really not sure what group that that will fall under.

PRESIDENT BURKE: Legislative Committee and I will do so. I will put together a meeting for that.

CLMN VAUGHN: Thank you. With that, that's all I have to say.

PRESIDENT BURKE: Mr. Dudley.

CLMN DUDLEY: OK. Meanwhile, back at the ranch. I'm not even going to make a comment because my colleague isn't here so I'm not going to address the issue because it is what it is. People understand too that we don't get benefits and leave it that our jobs pay our benefits. We'll leave it at that part there.

I do want to welcome Sam Sylk's chicken place. I don't know Sam for years and I tell you like the Mayor said, the food is good. I probably been there about four/five times since the opening I've eaten there too. It's a great place. He's a great business owner and he going to be a great fit for the city of Garfield Heights so I do welcome Sylk's Chicken and Fish up there. Like the Mayor and my colleagues say, you really have to get out and support these businesses because if you don't support them they come and they go. Then we get a bunch of vacant storefronts. You don't want that to happen. So do get out there, not just for Sam. Patronize some of the other businesses as well.

On Tuesday April 22nd we will be holding our Ward 1 Town Hall Meeting from 6:00 – 7:30 p.m. at Christian Kingdom Assembly, which is located at 12700 Broadway Avenue. That's the church at the corner of 131st and Broadway. We will be raffling off the prizes that was given to the African-American Black History Program. We will be raffling them prizes off that we didn't do that day because I failed to bring the raffle tickets. I take full responsibility for that. So the gifts is going to be raffled off and they will be raffled off free.

Congratulations to the hockey team. That's a proud moment once again. It shows the positiveness of some of our younger people within the city of Garfield Heights.

With that, Mr. Chairman, I suggest we know it getting warm out there and it's time to start cleaning up our yards and getting garbage out to the street. Some people can do it. If you're healthy enough like me and my sons, we did clean a couple catch basins, but do not send me a list because we're not going to get them all. But we did clean some off because if you don't and leave you that trash here and the leaves there, it's going to back all the water up and down the street. It only takes a minute if you got one in your house. Just go out there--rake them leaves out right quick. Throw them in a bag on a dry day. Then you won't have a problem on a rainy day.

With that, I think that's all, Mr. Chairman. Oh one thing. Our speaker for the 22nd is going to be our one and only Chief Byrne. Looking forward to you, Chief.

POLICE CHIEF ROBERT BYRNE: Am I supposed to be there or at the Council Meeting?

CLMN DUDLEY: On the 22nd? Who got a Council Meeting on the 22nd? The 23rd on a Tuesday. No, the 22nd is on a Tuesday, Chief. Correct. April 23rd. If you had a choice, you would have had to be at the meeting than with us, Chief. No. Correction on it. It's going to be April 23rd at

Christian Kingdom Assembly, from 6:00 – 7:30 p.m., located at 131st and Broadway. Thank you for the correction, Chief. That’s all, Mr. Chairman.

PRESIDENT BURKE: Thank you, Mr. Dudley. Mr. LaMalfa, do you have anything to add?

CLMN LAMALFA: I just wanted to add one thing that I hope we get money for those vehicles instead of have to pay them. Other than that, I move to make a motion to have the Meeting adjourned.

PRESIDENT BURKE: On the motion made by Clmn LaMalfa to adjourn tonight’s Meeting, all in favor signify by saying Yea. Any opposed? Meeting adjourned.

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

ABSENT: Glenn

MEETING ADJOURNED AT 8:00 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Matthew Burke
President of Council

Barbara Molin
Clerk of Council