

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

Monday, December 11, 2017

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

INVOCATION BY: Councilman Thomas Vaughn

PRESIDENT BURKE: Ms. Molin, will you please take the roll call.

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

EXCUSED: Nenadovich

PRESIDENT BURKE: At this time, I would like to make a motion that we excuse Clmn Nenadovich tonight. He had a personal matter to attend to and he cannot be here. All in favor of this motion.

CLMN GLENN: Point of Order. First, what does a personal?

PRESIDENT BURKE: I believe he's got some medical issues with his family.

CLMN GLENN: Very good. Thank you.

PRESIDENT BURKE: Thank you. On the motion set before us, all in favor signify by saying Yea. Any opposed?

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

ABSENT: Nenadovich

OK. Mr. Nenadovich is excused from tonight's meeting.

READING AND DISPOSAL OF MINUTES:

PRESIDENT BURKE: Let's move on to the Reading and Disposal of Minutes.

CLMN SUSTER: Mr. Chairman, I would like to make a motion that we accept the Minutes of the city of Garfield Heights Regular Meeting of City Council for Monday, November 27, 2017 as written.

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, November 27, 2017 as written, all in favor signify by saying Yea. Any opposed?

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

ABSENT: Nenadovich

That passes. Six Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT BURKE: We will move on to Reports of the Mayor and Directors. Mayor Collova, do you have a report for us this evening?

MAYOR VIC COLLOVA: Thank you, Mr. Chairman. Yes, I do. I have a short report tonight. I'm going to start off tonight with the legislation. Ordinance 74 incorporates the new tax mandates that have been adopted by the State. Ordinance 77 enforces the language that only homeowners do not need a permit to do work on their homes. Ordinance 78 is in regard to the Safety Director's position. Ordinance 79 is in regard to the continuing local collection of municipal income tax - not State collection. Ordinance 80. An ordinance to go out for bids for self-contained breathing apparatus. Ordinance 81 authorizes our Engineer Dave Krock to prepare the plans for the Midwest Sewer Program. Ordinance 82 and 83 are in regards to our final appropriations for 2017 and 2018. I'm sure Finance Director Barb Biro will get into that shortly.

As far as my personal report today, the only thing that I have is I want to wish everyone here, all of Council, all the Directors, all the residents, a very Merry Christmas, a very Happy New Year. I think 2018 with the Bridgeview Projects and the City View Projects on the move, I think it's going to be a very exciting and prosperous 2018 for the city of Garfield Heights. I'm looking forward to it. With that, Mr. Chairman, you have my report.

PRESIDENT BURKE: Thank you, Mayor. Does anyone have a question on the Mayor's report? Mr. Suster.

CLMN SUSTER: Mayor, you had mentioned Bridgeview. Do you know when they're going to start? Or do you have anything that you can tell us more about it? Or not?

MAYOR VIC COLLOVA: There's still a confidentiality regarding the whole project, but all indications are that some exciting news is in the very near future. I can tell you this. That the widening of the bridge goes out for bid on January 15th. I think that bid will be awarded February 5, 2018. That job is to be completed by the end of October 2018. Remember the reason they're widening that bridge and widening the ramps is for that Bridgeview Project to allow for the overflow of traffic or to stop the overflow of traffic back down the ramps on to the freeway. Obviously, somebody knows something big's coming to Garfield Heights. They probably know more than we do, Joe, but something's happening. Something's definitely in the works.

CLMN SUSTER: Thank you, Mayor.

PRESIDENT BURKE: Does anyone else have any questions for the Mayor on his report?

CLMN DUDLEY: Hey, I got a question, Mayor. When I drive around you go through all the other cities to see what they doing for us. When you pass through other cities and they have like the main bridge which is a transportation bridge and see if they can put the words Garfield Heights on it. Like when you go down 77, you pass through all the cities that always had a name of the city that you're passing through somehow embroidered on the bridge or something. Just a food for thought, Mayor.

MAYOR VIC COLLOVA: I think that's an excellent idea, Mike.

CLMN DUDLEY: Thank you, Mr. Chairman.

PRESIDENT BURKE: Does anyone else have any questions for the Mayor on his report this evening? If there are none we'll move on to our Law Director Tim Riley. Tim, do you have a report for us this evening?

LAW DIRECTOR TIM RILEY: No report tonight, Mr. Chairman. Thank you.

PRESIDENT BURKE: Thank you. We'll move on to our Police Chief Robert Byrne. Chief Byrne, do you have a report for us this evening?

POLICE CHIEF ROBERT BYRNE: Yes, I do, Mr. Chairman. Thank you. First off I just wanted to give a quick warning that once again we're experiencing a lot of theft from autos and vehicles being broken into really throughout the city. The best advice I could give is to take your valuables out of your cars. They are now forcing entry into these vehicles. We have the most success when people call us immediately. We have made a couple arrests but it just seems like there's enough knuckleheads out there to replace the ones we're arresting so if you see something in your yard or you hear something. Like I said somebody going through the yard or your neighbor's yard, please call us immediately. Call 9-1-1. If you can stay on the line and watch where the people are going, what they're wearing, it's extremely helpful to us. Like I said we have had a little bit of success when we work with each other. It's really a partnership between the community and the police. That's typically how we get these people, so if you see something going on at night, give us a call.

On a little more positive note, on Saturday we were able to send 20 local kids to go shopping with a cop. We've been doing this for quite a while. I wanted to take an opportunity to thank the community for your donations and purchasing tickets. I wanted to thank our guys, our Auxiliary officers, community volunteers, some of the teachers that went. It was a great success. I especially wanted to thank Officer John Marks. He's the liaison between F.O.P. and the Garfield Heights Police Department. He does a lot of work. I think he starts in end of October to get this thing rolling. He does a good job with it.

He also wanted me to pass along that the kids that went this year were very polite. They were very thankful. Their families were very appreciative to the community for those donations. So thank you very much and with that, you have my report.

PRESIDENT BURKE: Thank you, Chief Byrne. Does anyone have any questions for Chief Byrne on his report this evening? There are none. Then we'll move on to our Service Director Tim McLaughlin. Tim, do you have a report for us this evening?

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: Yes, I do. Thank you, Mr. President. The leaf program is over with for this year. Today I went out and tried to get a few

piles. Was half-way decent but we're done and the machines (a lot of them) broke down again. That's already sidelined but if there's any leaves out there by December 11th those that didn't rake them. I think bags are better because recently some of them put them in their garbage cans and they froze solid in the cans so we had problems with the rubbish truck if they banged them too hard they were going to split the cans so they called and I mean it was just a different kind of leaf season. We didn't start till really late. We did wind up going through the city four times. We did end up doing overtime trying to catch up. I think that a large portion that are out there are picked up.

The other thing I have is hopefully we've gone through everything and we'll be ready for the snow. That's all I have.

PRESIDENT BURKE: Thank you. Does anybody have any questions of Tim on his report this evening? Mr. Vaughn.

CLMN VAUGHN: Tim, I want to thank your guys for the great job they did. Especially going out up on Miles Circle and cleaning up the problem that exists up there. Those old oak trees will still hold their leaves probably. The majority of them did get picked up and they did a great job, so thank you.

PRESIDENT BURKE: Does anyone else have any questions on Tim's report? If there are none, we'll move on to our Parks and Recreation Director, Mr. Robert Dobies. Robert do you have a report for us this evening?

PARKS AND RECREATION DIRECTOR BOB DOBIES: I do. Mr. President and Council Members, good evening. First off our 21st Annual Skating Recital this past Saturday was a great success. Over 170 guests came out to watch our many figure skaters perform their routines. This is a benchmark on their seasons gearing toward the April Annual Ice Show. Thank you all for your support.

Second, futsal signups or indoor soccer program began today. The signups will run to Monday January 8th. This is a co-ed program for those 5 - 14 years old. Runs from mid-January through March. The program is held at Garfield Heights Middle School.

Next, I remind all that our Annual Skate with Santa is this Sunday the 17th from 3:00 - 5:15 p.m. This event is for residents. Come have a fun afternoon. Meet Santa. We'll have music. Children will get a gift and children under 12 must be accompanied by their parents.

Last, I have the Annual Overview on the Summer Grass Program. All Council was given a report containing the properties in their respective Wards for the 7 cuts during this season. This gives you an overview of when we were through the Wards, how many properties were cut off the Master List, how many were cut by our crews and how many were cut by residents or outside companies maintaining the properties along with the days and average cuts per day.

The next sheet you're given is a recap of other Wards. You may wish to review and see how your individual Ward compares against other Wards in the city.

The last sheet shows the overall totals of the last six seasons that the program has been in gear for the comparisons. As usual, we began the season at the end of March with posting vacant properties and ended up the season on November 9th.

We began the season with 540 properties on the Master List and ended up with 1,046 on the list. During the season, the crews checked 5,789 properties that go through the seven cuts. That's what those 1,000 properties turned into because in a sense they are not taken off the list, but they are checked every time when we go through each respective Ward. We cut 1,958 properties or 34% of the total properties. That's 14% more than last year. Three thousand eight hundred and twenty four properties were maintained by the owners or approximately 66%. This is 16% less than last season. So you see the variance there. We went up a little bit. Even though we had less properties, we cut a few more and the owners cut a few less. The average cut basically remains about the same over the six years. We cut about a third of the properties that we have on the Master List and the other 66% are maintained.

We continue to have owners calling the Building Department to inform the department of the new status of the property or they will have someone maintain. This year after the initial posting approximately 70 persons called. That's what you need to do if there's a change in the property. That's about 12% of the original list or if we used the 1,000 figure that's about 5%. So sometimes there's many more out there. There may be a change or somebody purchases a property, Building doesn't know, the grass crew doesn't know. We need to know that. County records are not updated so if there is anything that happens in that regard where property changes we need to know the status of it.

Would that happen again this season and will continue to happen as we've been digging deeper to research properties through the County Web to find ownership, either a posting will occur or a formal letter will be sent reminding them of their obligations of neglected properties. Once this is accomplished, either we will resolve and being the property's maintained or we will maintain it and bill accordingly.

That concludes my report. I, too, would like to wish all a Merry Christmas and a Happy New Year. Thank you for your generosity this night. Thank you. That concludes my report.

PRESIDENT BURKE: Thank you, Mr. Dobies. Does anyone have any questions of Bob on his report this evening? Does anyone have any questions of Bob on his report this evening? If not, we'll move on to our City Engineer. Sitting in for David Krock this evening is Jim Sickels. Jim, do you have a report for us?

CITY ENGINEER JIM SICKELS: I do. Thank you. The Mayor already mentioned the Granger Transportation Project. I'll move on to Ordinance 81. I do ask for your support for that one. Multi-Street Reconstruction Phase 3. The contractor finished up Hillside. They have the water main completed on that. They are currently working on Maplerow. For the Midwest Sewer Project the contractor mobilized this week. You will start seeing a little bit of activity on that project. That's East 102nd Street. That concludes my report.

PRESIDENT BURKE: OK. Do we have any questions of Mr. Sickels on the report this evening? Does anybody have a question?

CLMN GLENN: Not a question, but a comment. The 102nd Street residents will be very, very happy. The Midwestern Project took a long process, a lot of money with the leadership of the Mayor, Dave Krock, you guys done an excellent job. Not to mention all the grant money we received too. Thank you.

PRESIDENT BURKE: Thank you. Does anyone have any questions of Mr. Sickels on his report this evening? OK. We will move on to our Finance Director, Ms. Barb Biro. Barb, do you have a report for us this evening?

FINANCE DIRECTOR BARBARA BIRO: Yes, I do, Mr. President. Thank you. This evening we are asking for support for the Third Reading of Ordinance 74 in order to update the city's Municipal Income Tax Chapter. We are asking for Council's support on Ordinance 79. We are asking to authorize the Mayor to engage the firm of Walter Haverfield. They are being hired by the Regional Income Tax Agency and many other municipalities are joining in to initiate litigation in regards to the current House Bill 49 that instituted the collection of business profits tax at the State Level. They will be getting together to initiate litigation under the constitutionality of that.

Ordinance 80. We are asking for support to begin the process of going out for SCVAs, which we have received FEMA money for and also the help of Cuyahoga County and at the end there will not be a cost to the city of Garfield Heights for the self-contained breathing apparatuses for our firemen. We are asking also for Ordinance 81 in regards to the Midwest Neighborhood Project Phase 1. Ordinance 82 is the final appropriation measure to close out the year 2017. We are asking for support of Ordinance 83 to make appropriations for the year 2018 and that is my report, Mr. President.

PRESIDENT BURKE: Thank you, Ms. Biro. Does anyone have a question for Barb on her report this evening?

CLMN DUDLEY: Thank you, Mr. Chairman. Barb, could you let everybody know that that 79-2017 is going to be no cost to us in the city?

FINANCE DIRECTOR BARBARA BIRO: That is correct. It is no cost. The litigation cost is being picked up by the Regional Income Tax Agency on behalf of the participating municipalities.

CLMN DUDLEY: Thank you, Barb. Thank you, Mr. Chairman.

PRESIDENT BURKE: Does anyone have any questions of Barb on her report? If not, we will move on to our Social Services Director Kathy Rush-Parsson. Kathy, do you have anything for us this evening?

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON: Yes, I do. Thank you. We had another busy food bank distribution for Thanksgiving again this year. I would like to take the opportunity to extend my gratitude to the numerous businesses, organizations and individuals who again donated everything from food items, turkeys, money and gift cards to the Food Pantry Program. All of the following either made food or monetary donations:

- Systems Seals
- Johnson Dance & Gymnastics
- Elmwood School
- Maple Leaf Elementary
- Garfield Heights United
- St. John Lutheran Church
- Siemens
- Allstate Insurance Company
- Nova Care

Overdrive
Garfield Heights United Methodist Church
The Family of Kathryn Van Bolt
1-888-ohiocomp for their generous donations of 200 turkeys again this year.

I also like to thank Vince Liotta and our Court Community Service crew for all their assistance with picking up food, unloading, assisting clients, carrying the bags of groceries to their cars, separating and organizing all of the donations. Vince and I sat down last week and we figured it out and his crew contributed a total of 90 man-hours in service directly related to the Food Pantry Program. So I do want to acknowledge that. I also like to thank the Service Department for all their help. They love turkey and Thanksgiving time, but they were a big help, as always. So I just wanted to, on behalf of the city, acknowledge all of those organizations and businesses and thank them again for their contributions. That's all I have.

PRESIDENT BURKE: Thank you, Ms. Parsson. Does anyone have any questions for Kathy on her report this evening? If not, then we will move on to our Economic Development Director, Noreen Kuban.

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Thank you, Mr. President. I have no report this evening.

PRESIDENT BURKE: Thank you. We will move on to our Building Commissioner Mr. Mark Moro.

BUILDING COMMISSIONER MARK MORO: Thank you. I appreciate the consideration on Ordinance 77. I apologize for not coming down for Caucus. I just didn't think about it, but if you have any questions in regards to this ordinance and how it may affect anybody involved, please give me a call. I be happy to explain it to you.

I also like to thank everyone for these lovely gifts.

PRESIDENT BURKE: Does anyone have any questions for Mr. Moro on his report this evening? Does anyone have any questions for Mr. Moro on his report this evening? If not we will move on to Communications from Citizens 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 on tonight's agenda? If not, then we will move on to Ordinances and Resolutions beginning with Ordinance 74-2017. Will the Clerk please read the title?

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 74-2017

AN ORDINANCE AMENDING CHAPTER 183 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS REGARDING MUNICIPAL INCOME TAX.

Moved by SUSTER to CONSIDER BY TITLE:

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

ABSENT: Nenadovich

PRESIDENT BURKE: Because this is the Third Reading, I would like to go ahead and take a roll call vote at this time.

VOTE ON ADOPTION:

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

ABSENT: Nenadovich

PRESIDENT BURKE: Ordinance number 74-2017 passes with 6 Yes votes.

ORDINANCE NO. 77-2017

AN EMERGENCY ORDINANCE AMENDING SECTION 1309.07 OF THE GARFIELD HEIGHTS CODIFIED ORDINANCES RELATING TO REGISTERED CONTRACTORS PERFORMING WORK WITHIN THE CITY OF GARFIELD HEIGHTS.

Moved by DUDLEY to CONSIDER BY TITLE:

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

ABSENT: Nenadovich

CLMN DUDLEY: I'd like to make a motion that we move to pass this at a Second Reading.

Motion to PASS ON THE SECOND READING:

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

ABSENT: Nenadovich

LAW DIRECTOR TIM RILEY: Point of Order. You would need to pass this on a First Reading to get to a Second Reading.

PRESIDENT BURKE: Is that the motion you were making, Mr. Dudley?

CLMN DUDLEY: Yeah. I'm making a motion that we pass that it would pass on the second reading motion to pass when I meant to make a motion that we going to pass on a second reading and read the first reading. That it wouldn't be passed tonight. We'd just go through and pass it tonight. We don't want to pass it tonight. So wouldn't it be making a motion that we pass at a second reading so people don't think that it been passed tonight?

LAW DIRECTOR TIM RILEY: We would pass it for a second reading.

CLMN DUDLEY: Pass it for a second reading?

LAW DIRECTOR TIM RILEY: Yes.

CLMN DUDLEY: OK.

PRESIDENT BURKE: On the motion made by Clmn Dudley to pass for a second reading, all in favor signify by saying Yea. Any opposed?

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

ABSENT: Nenadovich

PRESIDENT BURKE: Ordinance 77-2017 will be read a second time at our next Council Meeting.

ORDINANCE NO. 78-2017

AN EMERGENCY ORDINANCE REPEALING GARFIELD HEIGHTS ORDINANCE 69-1990, REINSTATING THE POSITION OF SAFETY DIRECTOR.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Nenadovich

Motion to WAIVE RULE 24:

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

ABSENT: Nenadovich

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Nenadovich

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

VOTE ON ADOPTION:

CLMN VAUGHN: Before I vote, I wanted to say one thing. I really think it's time that we reinstate this. The Mayor puts in a lot of time serving as Safety Director and Mayor. It's time that he be compensated for what he does as Safety Director. It also entitles whoever comes along after our Mayor or whoever the Safety Director is to have this position. So with that, I vote Yes.

CLMN DUDLEY: Before I vote, you know, you was already doing the job anyway. We got to say that. You could have chosen anything, but you chose the minimum part you know. That shows where your heart is. With that, I vote Yes.

CLMN LAMALFA: I'd like to say that anybody could lead in good times, but it takes a real leader to lead in bad times. I vote Yes.

CLMN GLENN: Before I vote, I'd like to say that Mayor Collova when he took office eight years ago at a pay decrease for eight years this man has taken upon himself to lead the city out of bankruptcy, showing the way by example. He did not ask for a pay raise and eight years later merits a well deserved pay raise. You are just in line with other cities, but it's something for you. Thank you. I vote Yes.

CLMN SUSTER: I concur with the rest of the Members of Council. I vote Yes.

PRESIDENT BURKE: I also agree with the rest of Council here and I, too, vote Yes.

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

ABSENT: Nenadovich

PRESIDENT BURKE: Ordinance 78-2017 has been adopted with 6 Yes votes.

ORDINANCE NO. 79-2017

AN EMERGENCY ORDINANCE TO AUTHORIZE THE MAYOR TO ENGAGE THE LAW FIRM OF WALTER/HAVERFIELD JOINTLY WITH THE REGIONAL INCOME TAX AGENCY AND OTHER MUNICIPALITIES FOR PURPOSES OF INITIATING LITIGATION TO CHALLENGE THE CONSTITUTIONALITY OF AMENDMENTS TO CHAPTER 718 OF THE OHIO REVISED CODE RELATING TO MUNICIPAL INCOME TAX.

Moved by SUSTER to CONSIDER BY TITLE:

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

ABSENT: Nenadovich

Motion to SUSPEND THREE READING RULE:
AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Glenn
ABSENT: Nenadovich

PRESIDENT BURKE: On its adoption, beginning with Clmn Suster.
VOTE ON ADOPTION:
AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Glenn
ABSENT: Nenadovich
PRESIDENT BURKE: Ordinance 79-2017 passes with 6 Yes votes.

ORDINANCE NO. 80-2017

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING MAYOR, OR HIS DESIGNEE, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, AND TO GO OUT FOR COMPETATIVE BIDS, FOR SELF-CONTAINED BREATHING APPARATUSES (%CBA+).

Moved by VAUGHN to CONSIDER BY TITLE:
AYES: Vaughn, Dudley, LaMalfa, Glenn, Suster, Burke
ABSENT: Nenadovich

Motion to WAIVE RULE 24:
AYES: Vaughn, Dudley, LaMalfa, Glenn, Suster, Burke
ABSENT: Nenadovich

Motion to SUSPEND THREE READING RULE:
AYES: Vaughn, Dudley, LaMalfa, Glenn, Suster, Burke
ABSENT: Nenadovich

PRESIDENT BURKE: On its adoption, beginning with Clmn Vaughn.
VOTE ON ADOPTION:
AYES: Vaughn, Dudley, LaMalfa, Glenn, Suster, Burke
ABSENT: Nenadovich
PRESIDENT BURKE: Ordinance 80-2017 passes with 6 Yes votes.

ORDINANCE NO. 81-2017

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 1, AND AUTHORIZING PAYMENT OF COSTS THRU FUNDING BY THE NEORSD MCIP AND THE NEORSD/COMMUNITY COST SHARE PROGRAM (2018-2019 FUNDS).

Moved by GLENN to CONSIDER BY TITLE:
AYES: Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa
ABSENT: Nenadovich

Motion to WAIVE RULE 24:
AYES: Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa
ABSENT: Nenadovich

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

CLMN GLENN: Before I vote, I just want to say to the residents on 102nd Street the project has begun. They were out today cutting trees down. So this is a long overdue flooding problem. With that Mr. President, I vote Yes.

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

PRESIDENT BURKE: Ordinance 81-2017 passes with 6 Yes votes.

ORDINANCE NO. 82-2017

AN EMERGENCY ORDINANCE TO MAKE FINAL APPROPRIATIONS FOR CURRENT EXPENDITURES FOR THE CITY OF GARFIELD HEIGHTS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2017.

Moved by SUSTER to CONSIDER BY TITLE:

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

Motion to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 82-2017 passes with 6 Yes votes.

ORDINANCE NO. 83-2017

AN EMERGENCY ORDINANCE TO MAKE FINAL APPROPRIATIONS FOR CURRENT EXPENDITURES FOR THE CITY OF GARFIELD HEIGHTS, OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2018.

Moved by SUSTER to CONSIDER BY TITLE:

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

Motion to WAIVE RULE 24:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

ABSENT: Nenadovich

PRESIDENT BURKE: Ordinance 83-2017 passes with 6 Yes votes. That concludes our Ordinances and Resolutions for this evening.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT BURKE: We will move on to Comments by Citizens. Would the Clerk please read the rules.

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

PRESIDENT BURKE: Is there anyone wishing to speak this evening?

MISCELLANEOUS BUSINESS:

PRESIDENT BURKE: If not, we will move on to Miscellaneous Business.

CLMN VAUGHN: At this time, I would like to make a motion please to suspend our Council Meeting for December 27, 2017. We have wrapped up all the business for this year. If there is something that comes up, we will call a Special Meeting if needed.

PRESIDENT BURKE: On the motion made by Clmn Vaughn to cancel the Meeting on December 27, 2017 due to no agenda. If an agenda arises we will have a Special Council Meeting, all in favor signify by saying Yea.

CLMN VAUGHN: Point of Order. I think we should take a roll call on that please.

PRESIDENT BURKE: Barb, can you take a roll call vote on that.

CLMN DUDLEY: Yes. I agree with you 100% if needed. Thank you, Mr. Chairman. I vote Yes.

CLMN GLENN: Before I vote, because of the special holidays and in between Christmas and New Year and the activities are kind of minimal at best, I vote Yes.

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

ABSENT: Nenadovich

PRESIDENT BURKE: OK. So our meeting on December 27th will be canceled. Then if there is anything that should arise we will call a Special Meeting. Thank you, Mr. Vaughn. We will move on now to our Miscellaneous Business beginning with Clmn Vaughn.

CLMN VAUGHN: Why thank you, Sir. Back to me. I just want to take this time first of all to invite everybody to Ward 7 Block Watch, which will be on December 28th at 7:00 p.m. in the basement of the school at St. Monica. We are just going to have our annual Christmas party,

but come on up and join us. There will be plenty of food and a good time to just talk and relax as we prepare to go into the next year.

I want to wish everybody a Merry Christmas, a Happy New Year. Enjoy your family. Take it slow. It's a crazy world out there, with what happened today and everything else that's been going on. Do what's important. Stay with your family. With that, that's all I have Sir.

PRESIDENT BURKE: Thank you, Mr. Vaughn. Mr. Dudley.

CLMN DUDLEY: I don't know if I can follow such talent. First of all, I want to say thanks to the Shop a Cop Program. They do a great job of getting toys out. A lot of them kids that's the only toys or gifts they will get for Christmas. Nothing stops anybody else sometime when you know a kid who's a good kid and has nothing coming for the holiday season. See if you can't provide him with a toy or scarf or gloves or something just to give him a gift for the holiday season.

I'd also like to take a minute to thank Clmn Vaughn. He volunteered to donate a turkey to our Annual St. Timothy's St. Manor's Park residents. That's about 80 residents. We give them a Christmas dinner every year. We've been doing that for like the last 10 years or so.

CLMN VAUGHN: When do you need that by?

CLMN DUDLEY: Wednesday is good. Appreciate that.

I'd like to thank everybody for the gifts and the cards up here and I'd like to thank all of you all you know, that take the moment to come throughout the year to come to these meetings. Also, I wish the Neighborhood News a Merry Christmas because they always show up. So the Neighborhood News I wish you all a Merry Christmas to your families there.

I wish you guys a Merry Christmas and we got a New Year upon us. Remember we got that holiday coming up that's called New Year's. Be careful and watch out for them individuals who still continue to get behind the wheel. Happy holidays to you all and a safe New Year. I'd see you all in about a year. Thank you, Mr. Chairman.

PRESIDENT BURKE: Thank you. Mr. LaMalfa, do you have anything for us this evening?

CLMN LAMALFA: I just want to wish everybody a Merry Christmas and a Happy New Year.

PRESIDENT BURKE: Thank you. Mr. Glenn?

CLMN GLENN: Thank you, Mr. President. A couple things here. Again, I want to tell the people on 102nd Street the project has started.

I want to make special note of the fact that the Building Department that whole parking area by Save-a-Lot back there is all cleaned up. It's looking really, really nice. This goes to a large part of the new employee at the Building Department. I want to give a big thank you to Janice Tubbs. She is also working on Turneytown. It's starting to get cleaned up. It's starting to look a lot better. There's a couple issues we still are working on.

At this time, I would like to mention about freedom of speech. Freedom of speech is the First Amendment, right, as is Freedom of Religion. The Bill of Rights applies to all people- young and adults. There are responsibilities with Freedom of Speech and Freedom of Religion. You

cannot holler fire at a movie theater. When you're in school you have Freedom of Speech, but there are restrictions so you don't do destructive activities. The public schools are run by the government as this chamber conference is run by the city of Garfield so all the rules. I may repeat the rules of Freedom of Speech and Freedom of Religion do apply here.

With that, I wish everybody a Merry Christmas and a Happy New Year.

At this time, I normally don't talk too long. With the permission of Council, I would like to say a prayer.

PRESIDENT BURKE: You have the floor, Mr. Glenn.

CLMN GLENN: Pardon me?

PRESIDENT BURKE: You have your time, Mr. Glenn.

CLMN GLENN: This here prayer is dedicated to all the members of Service that are overseas. If you have time. If you know somebody in Service I can guarantee you a little thank you- a little Christmas card--goes a long way. With this here, I am going to say a prayer that's called %A Final Inspection+. This applies to any military person that is overseas. This is especially designated to the Marine Corp.

%The Marine stood and faced God which must always come to pass
He hoped his shoes were shining just as brightly as his brass.
"Step forward Marine, How shall I deal with you?
Have you always turned the other cheek? To My Church have you always been true?"
The Marine squared his shoulders and said, "No, Lord, I guess I ain't
Because those of us who carry guns can't always be a saint.
I've had to work hard most Sundays and at times, I talked very tough,
And sometimes I've been violent, because the world is awfully rough.
But, I never took a penny that wasn't mine to keep...
Though I worked a lot of overtime when the bills got too steep.
And I never passed a cry for help, though at times I shook with fear,
And sometimes, God forgive me, I've wept unmanly tears.
I know I don't deserve a place among the people here,
They never wanted me around except to calm their fears.
If you've a place for me here, Lord, I needn't be so glad,
I never expected or had so much, but if you don't, I understand."
There was a silence all around the throne where all the saints had often trod
As the Marine waited quietly, for the judgment of God.
"Step forward now Marine, you've borne your burdens well,
Walk peacefully on Heaven's streets, you've done your time in Hell."

With that, I thank you, Mr. President. I vote Yes.

PRESIDENT BURKE: Thank you, Mr. Glenn. I just wanted to remind everybody that next week on Monday, a week from today, I have my Community Awareness Meeting here at the Civic Center at 7:00 p.m. We are going to have like our Christmas party. County Councilman Parnell Jones is going to join us that evening and also our State Representative Stephanie Howes will also be joining us. The Mayor and the Chief of Police will be there as well (as always). I look forward to having a good time and really celebrating the holiday season.

I, too, would like to thank everybody for the gifts that we have gotten this evening. I want to wish everybody a very Merry Christmas and a Happy New Year holiday season and remind everybody that our next Council Meeting, should we not have anything come up, is scheduled for January 8, 2018. That's all I have this evening.

Mr. Suster, do you have anything for us this evening?

CLMN SUSTER: Yes, thank you. On behalf of my family, I would like to wish everybody, the Mayor's staff, residents that are in attendance here to have a Merry Christmas and a Happy New Year and if you're driving, drive safe so you come back to us safe. I, too, would like to thank all my colleagues for the gifts that were given this evening.

With that, I would like to make a motion that we adjourn.

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

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

ABSENT: Nenadovich

MEETING ADJOURNED AT 7:50 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Matthew Burke
President of Council

Barbara Molin
Clerk of Council