

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

Monday, February 12, 2018

**MEETING CALLED TO ORDER AT 7:00 p.m.** by Council President ProTem Michael Nenadovich.

**INVOCATION BY:** Council President ProTem Michael Nenadovich.

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

**ROLL CALL:**           **EXCUSED:** Council President Matthew Burke

**CLMN VAUGHN:** Mr. Chairman, before everybody sits down, could we have moment of silence for the two officers that we lost in Westerville?

**PRESIDENT NENADOVICH:** No problem. Mr. Vaughn.

**CLMN VAUGHN:** Thank you.

*(A moment of silence was held at this time.)*

**CLMN VAUGHN:** Thank you very much.

**PRESIDENT NENADOVICH:** Thank you, Mr. Vaughn.

**CLMN SUSTER:** Mr. Chairman, I would like to make a motion that we excuse Clmn Burke this evening.

**PRESIDENT NENADOVICH:** On the motion to excuse Clmn Burke this evening, all those in favor signify by saying Yea. Any Nays?

**CLMN GLENN:** Mr. President. Before I vote, can I ask the reason why?

**PRESIDENT NENADOVICH:** No, you may not, Sir. We covered that in a meeting and that is a moot subject right now. It is not in order.

**CLMN GLENN:** OK. Thank you.

**PRESIDENT NENADOVICH:** You are very welcome.

**CLERK:** And how do you vote?

**CLMN GLENN:** I vote Yes.

**PRESIDENT NENADOVICH:** Thank you.

**CLERK:** Thank you.

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** That passes 6-0.

**READING AND DISPOSAL OF MINUTES:**

**PRESIDENT NENADOVICH:** Reading and Disposal of Minutes for the last meeting.

**CLMN VAUGHN:** Mr. President, I would like to make a motion that we pass the Minutes as presented from our last meeting of January 22, 2018.

**PRESIDENT NENADOVICH:** On the motion made by Mr. Vaughn to pass the reading of the Minutes as written, all in favor--Yea. Any opposed?

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

ABSENT: Burke

That passes 6-0.

**WRITTEN COMMUNICATIONS TO COUNCIL:** None.

**COMMITTEE REPORTS:** None.

**REPORTS OF THE MAYOR AND DIRECTORS:**

**PRESIDENT NENADOVICH:** We will go into the Reports of the Mayor and the Directors. We will begin with our Mayor, Mr. Vic Collova.

**MAYOR VIC COLLOVA:** Thank you, Mr. Chairman. I have a brief report. First off, I'd like to read a letter that was addressed to myself from RTA. It says:

Dear Mayor Collova:

We are pleased to announce that RTA's County-Wide Bus Stop Consolidation and Safety Improvement Program is coming to your neighborhood. The most noticeable aspect of this program is the upgrading of bus stop signs to our new design that lists the destinations and days or hours of service in addition to the route number. Just as important, however, is the fact that some bus stops will be repositioned to improve safety and some bus stops will be consolidated with nearby stops so that we can provide faster service to residents and businesses on the routes. The program has been underway for several years and has been well received on routes 1, 3, 5, 9, 10, 14, 22, 25, 26, 28, 32, 41, 51, 53F and 55.

Our experience tells us that you may receive a few phone calls from concerned residents or businesses. Please refer the calls to RTA at (216) 621-9500. We will be happy to answer questions, listen to your concerns and clear up any misunderstandings. Only in rare cases are we unable to satisfactorily address concerns that have been brought to our attention.+

The most important part of this to repeat is please call RTA- not Mayor Collova. RTA is doing this and actually, I'm sure there may be some down side to it, but for the most I think it's going to be positive of the increase in safety for RTA's bus passengers.

The next thing I wanted to talk about is that we have been fortunate in Garfield Heights through Cuyahoga County to have many demos in our city from these houses that are unrehabitable. That are just too bad to fix up. We recently in that Five City Survey received some interesting statistics I'd like to share with Council today. From 2010 . 2017 there have been 450 houses demolished in these five cities:

- Euclid had 75 houses demolished,
- South Euclid had 64 houses demolished,
- Warrensville Heights had 46 houses demolished,
- Maple Heights had 98 houses demolished and

Garfield Heights had 167 houses demolished through the County programs at no cost to the city. This is an important statistic when you're talking about trying to increase property values and tearing down some of these blighted properties.

Just to add to that statistic, at one time, (and I don't have what year but many years ago) at one time the average selling price for a house in Garfield Heights was in the \$80,000.00 range. That was many years ago. When we hit rock bottom back in 2011 the property values in Garfield Heights the average selling price in Garfield Heights of a house was \$31,000.00. That was in 2011. In 2017 today the average selling price in Garfield Heights is \$53,000.00. That's a big jump. It's still not where we want to be but that shows the progress that we're making over the years. I think the statistics from that survey are really interesting. I received a report on that survey. It's about 190 pages long. There's a lot of interesting statistics that I will share with you as I come across them.

With that said, I am going to get into tonight's legislation. Ordinance 7-2018 allows us to give a small raise to our non-Union employees. The Unions have already been out for their raises and this is non-Union employees. Ordinance 9-2018 is a slight fee increase for the Rec Center. Ordinance 10 is for the purchase of eight sets of fire gear at the total cost not to exceed \$24,000.00. Ordinance 11. We're going to go out for competitive bids for the Midwest Neighborhood Storm/Sanitary Sewer System Reconstruction Project Phase 2 and authorizing payment of costs for funding by the NEORSD, OPWC and the Community Cost Share Program from the 2018-2019 funds. Ordinances 12 and 13. We are ordering and installing radio equipment for our new dispatch center that is coming back to Garfield Heights within the next few months. Ordinance 14 allows us to amend the appropriations for 2018.

Resolution 3 allows us to apply for a 2018 Community Recycling Awareness Grant. Resolution 4. We are adopting the Cuyahoga County 2017-2022 All-Hazards Mitigation Plan for the city of Garfield Heights. Mr. Chairman, you have my report.

**PRESIDENT NENADOVICH:** Thank you, Mayor. Any questions for the Mayor on his report?

**CLMN SUSTER:** Mayor, is there any way we could contact any contractors? You said we have 168 vacant lots from the demolishing. Is there anybody we might get a hold of or see if we couldn't get a group of contractors together to see if they would be willing to build new houses on those properties?

**MAYOR VIC COLLOVA:** Joe, what we're going to do is we're having Patty Salemi meeting with some real estate people. We are having a program to bring in real estate people to talk about the advantages of Garfield Heights, the pluses and negatives, the positives and negatives and at that point in time I think that would be an interesting time to bring that subject up. To get a list of those vacancies. Remember that this year and I did not include it in my report but this year as you brought up the subject, we're looking at taking down another 40-45 houses that will add to that total so. We certainly have some vacancies out there. I don't know if the timing would be right with the economy but I would certainly love to see some houses built for sure.

**CLMN SUSTER:** I mean I know people looking for houses that are not going to break them entirely, but you could get into houses that are smaller and downsizing some of the houses.

**MAYOR VIC COLLOVA:** We can certainly look into it.

**CLMN SUSTER:** OK. Thank you.

**PRESIDENT NENADOVICH:** Any other questions for the Mayor?

**CLMN DUDLEY:** I understand the Mayor about being cautious because in some other cities where you see that they are developing on their lots they kind of cheat the cities because the involvement tax abatement for themselves and they don't want to start giving the city tax money till after the families moving in for the first seven years it still belongs to the developer and they don't want to pay some of the city taxes and the seven years went up and the homeowner is there. That's when the taxes start. I know some cities on some properties they lose almost five/six years of tax only to the city because of that so I'm glad you're being cautious about that. Thank you, Mr. Chairman.

**PRESIDENT NENADOVICH:** Any other questions? OK. We'll move on to our Law Director Mr. Riley.

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

**PRESIDENT NENADOVICH:** Police Chief Mr. Byrne.

**POLICE CHIEF ROBERT BYRNE:** Thank you, Mr. Chairman. No report, but I would like to ask Council's support on Ordinances 12 and 13, both of which relate to the new dispatch center.

**PRESIDENT NENADOVICH:** Service Director Mr. McLaughlin.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Thank you, Mr. President. The last couple weeks it's just been the same as usual. Snow. Freezing rain. One thing I'd like to bring up is I had some people question the amount of salt, etc. that we use. So far this year we've used 4,600 ton. That's a lot of salt. We only have about 1,000 left from our allotment. The average is usually about 5,000. We went above that and still had some left over from last year. With the freezing rain, etc. the water breaks are a problem because we have to keep salting them. Some have been leaking for a month and a half to two months now. We have 30 of those. So it goes out there. I've had a few people question what we're doing with our salt, but I don't think anybody could take home buckets of it for 4,600 ton. Just one weekend alone two weeks ago we used 582 ton for the weekend. You put out four/five trucks and you just go 24 hours and you get freezing rain and refreeze, etc. It's going to go. We're taking a look at hopefully next week showing some good weather too. We're hoping that the 1,000 ton will carry us to the end.

We've called to see about getting some more if we need it but as most of you noticed on TV, there's a lot of cities that are already out of their salt. I saw a couple more on Friday night that were on talking about it. Everybody's running close to their allotments.

Today and hopefully, while the weather's good we had four crews out today trying to patch some of the bigger potholes. Hopefully in March, we'll get a good break in the weather and hot patch plants will open early. Right now, we're going to try to get the big ones on the mains. They're on Broadway. I had two crews on Broadway. It was really bad. Around Garfield Park. So we're going to keep going at it this week because long as the weather's good. That's all I have.

**PRESIDENT NENADOVICH:** Mr. Suster.

**CLMN SUSTER:** I would like to compliment you and your department on taking good care of the streets during all the snows that we have. I've talked to people that come from Seven Hills or somewhere like that. (*That's not picking on Seven Hills.*) Our streets were at least clean. There's still had all kinds of snow on them. I compliment you and all your men on that.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** I'll pass that along.

**PRESIDENT NENADOVICH:** Any more questions? Mr. Glenn.

**CLMN GLENN:** Tim, have you ever had any trouble with parked cars as far as snow?

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Not really. I mean we do. First of all, people ignore. Every city has a snow emergency parking. People ignore it all the time. Secondly, we have an overnight parking ban from 3:00-6:00 a.m. You'd probably have to put on five more policemen with all the stuff that they have going on normally during a snowstorm to go play with these cars. They're going to ticket them, but they're still going to be there. As long as I've been here and it's a long time, the only time I ever saw something is one time Mayor Stachewicz was so mad that he called in a bunch of tow trucks and he filled up the back of the Service Garage with about 40/50 cars. There were some very angry people. If they do have problems, we do call the police and they do try to find out whoever it is. Probably 99% of the houses in Garfield Heights have a driveway. I don't get it when I drive by and I see them parked out there and their driveways empty. If we do have problems the only thing that's bad is when you do plow a street and I can name certain streets with a lot of double houses you plow them and you leave and then the cars move later and it looks like nobody ever plowed them. Somebody calls and says you never plowed my street. We do try to call the police, but once a storm starts the police are between accidents, etc. I don't bother them that much.

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

**PRESIDENT NENADOVICH:** Tim, what does one of our salt trucks carry (the new one) as far as tonnage?

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** About 2.5 ton. I don't go that much higher because some of them are older trucks. You start blowing the springs, etc. We keep it around 2.5 ton. You figure that truck weighs 27,000 pounds, with another 2.5 ton on it, you wouldn't believe how many people challenge you on the thing. The blade alone weighs 2,000 pounds too. It's a heavy vehicle.

**PRESIDENT NENADOVICH:** OK. Thank you. We will go on to Parks and Recreation Director, Mr. Dobies.

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** Mr. President and Council Members, good evening. Just a few items this evening. I want to let everybody know our futsal and our soccer program is now into its second week of games. They remain very popular programs.

I know we are not thinking about it right now but we will be looking for lifeguards for the 08 season. Notice has been posted on the Website. It's a great opportunity for those who are at least 16 years old and are Red Cross certified. Those who already have certification will have preference. If you are considering becoming a lifeguard, we can help direct you in becoming one.

I would like to remind everybody this weekend we will entertain the 25<sup>th</sup> Annual Melt the Ice Hockey Tournament. This tournament starts Friday and runs through Saturday, Sunday and Monday. All days will begin at 7:00 a.m. and run till approximately 10:00 p.m. each day. Our Boosters kind of outdid themselves. We have over 30 teams that will be participating ranging from local area teams to out-of-State teams. This tournament benchmarks another end to the successful hockey season being held in honor of Mr. Chuck Kurelko, one of the Founding Fathers of the program. Please make room on your calendars for an excellent weekend of hockey and support our local youth.

I gave all Council Members a flyer. I know it's not the best quality. I made copies at the time because I only had one original. Over the years, there's been an interest in basketball within the city and of course with the schools and St. John's there's been some availability to our youth. I'm in contact with Mr. Len Shuba. He's a resident from our city. He's a certified OSHA official and he's garnered a place at the Elmwood Elementary School for an independent basketball league. This is the First Annual (it's a pilot program) they do do other cities. I know he has a men's league that he runs in Brunswick) but this is for boys and girls grades 3 . 8 and must live in the city of Garfield Heights. This is a three out of three basketball league so they're not full teams, with emphasis on learning skills. This will be open to boys and girls of course. In order to partake in this new venture you will have to register on-line. It's on the flyer and I'll get some up tomorrow to the center here. You have to go on-line to register. The window for this is a short window. It's from February 21<sup>st</sup> to February 28<sup>th</sup>. If you have any questions, additional information can be found at [www.leagueconnections.com](http://www.leagueconnections.com) Mr. Len Shuba, a resident of our city is the director. His phone number is (216) 213-5660. This is another program similar to the baseball league here in the city and the Garfield Heights Youth Football League. They are independent of the city, but we do try to help them in any way to garner interest for the children.

Basically, I went on the Website today. Part of their mission statement is we are a local sports management service for youths and adults interested in playing different basketball leagues. Tournaments are camps and lie within Cleveland, Akron and Medina and of course now they want to include Garfield Heights. So if anybody has any interest basically at the Rec Center all we can do is direct you as I have tonight between the Website and Mr. Shuba's number. Again, I emphasize that all registration must be done on-line.

Last I just ask for support on Ordinance 09-2018. There has not been a fee increase in the Rec Center during my term of tenure here and from what I understand has been for 10/12 years. We're staying within reason of all cities, still trying to make it reasonable for everybody to participate in many of our programs. I made a commitment when I came on we would not lose any. We haven't and we have not raised fees all the time we've been here so I think that's

something to be proud of. Unfortunately costs do go up mildly sometimes and sometimes painstakingly, but I think what we're putting forth basically is the entire fee structure anywhere from one dollar to five dollars on most parts. I'm sure as you've read through the ordinance you could see the changes that were made. I ask for your support on that. Thank you. That concludes my report.

**PRESIDENT NENADOVICH:** Joe.

**CLMN SUSTER:** Bob, with this three by three basketball league is there going to be a charge for that?

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** There is fees. I could not find the fees on-line. You would have to call Mr. Shuba. The one flyer he gave me there wasn't any information. This was the original flyer he dropped off yesterday for me. So either I can call him tomorrow and try to find out. I went on his Website today and could not find the registration form with the fees involved.

**CLMN SUSTER:** Thank you.

**PRESIDENT NENADOVICH:** Mr. Glenn.

**CLMN GLENN:** Bob, this is forming a new league of basketball. Are they looking for sponsors for teams?

**PARKS AND RECREATION DIRECTOR BOB DOBIES:** At this time, there is an established company. It's called League Connections. They are operating right now. So you would have to talk to Mr. Shuba again.

**PRESIDENT NENADOVICH:** Any other questions for Mr. Dobies? Thank you, Mr. Dobies. We will move on to City Engineer, Dave Krock.

**CITY ENGINEER DAVE KROCK:** Thank you Mr. President. I want to report on two things. First, I ask for your support on Ordinance 11. This is Midwest Phase 2. This is a \$1.9 million project. It is being fully funded through grants so there is no cost to the city. This is East 100<sup>th</sup> Street. It is the street that's being completed.

Also, I thought it would be good to update everyone on the 480 bridge over the valley. A couple weeks ago, I was at a meeting and effectively what they're going for the next three years. They started out here. You may have seen that. For the next three years they're going to build a third bridge in between the other two. That will be 2018-2019-2020 and in 2021, 2022 they will be redecking the existing bridges and then in 2023 they will finish up the painting, etc. and open it all up. It's going to be an interesting process. There will be so many things happening out there for the next several years. That's my report.

**PRESIDENT NENADOVICH:** Any questions for Mr. Krock on his report? There being none we will move on to our Finance Director, Ms. Barb Biro. Thank you, Dave.

**FINANCE DIRECTOR BARBARA BIRO:** Thank you. This evening, we are asking for Council's support on Ordinance 7-2018 in regards to the classification and compensation of our administrative staff in non-Union positions. We are also asking for your support of Ordinance 10-2018. This is the second round of purchasing for the fire gear for our Fire Department. This

is the second eight sets of gear. The last time we purchased this, it was done in, I think 2014. That was the first set of gear and that was done through grant funding.

And then we are asking for your support of Ordinance 14-2018, which makes additional appropriations for the purchase that we are asking for this evening at this meeting. And that is my report.

**PRESIDENT NENADOVICH:** Thank you, Barb. Any questions for Barb on her report? There being none, we will move on to Social Services Director, Ms. Kathy Rush-Parsson. Kathy?

**SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON:** Thank you, Mr. President, I have no report this evening.

**PRESIDENT NENADOVICH:** OK. We will move on to our Economic Development Director, Ms. Noreen Kuban.

**ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN:** Thank you, Mr. President. I would like to mention a couple of things. Happy\$ Pizza at Turneytown had an opening and ribbon cutting on Thursday. Just to note they do have a full takeout menu.

A Chamber of Commerce member of the Southeast Chamber also has job fairs for Everstaff. You can look up their Website at everstaff.com and it will periodically have staffing fairs, job fairs at the Happy\$ Pizza location. You can look that up on the Website.

Finally, we're looking at Resolution 3-2018 for our recycling grant. We will be doing some community awareness programs and to note that the recycling grant also pays for our two shred days. That concludes our report.

**PRESIDENT NENADOVICH:** Thank you, Ms. Kuban. Any questions for Ms. Kuban on her report? None. Thank you. Next we will have Building Commissioner Mark Moro.

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

**PRESIDENT NENADOVICH:** Thank you very much. Thus concludes our reports by the Directors and the Mayor. Next are Comments by Citizens on Tonight's Agenda. Barb, if you would 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 NENADOVICH:** Is there anybody that wants to speak on tonight's agenda? Again, is there anybody wishing to speak on tonight's agenda? There being none, we will move on to Ordinances and Resolutions starting with Ordinance 07-2018. Barb, will you please read the title?

**ORDINANCES AND RESOLUTIONS:**  
**ORDINANCE NO. 07-2018 (AMENDED)**



AN EMERGENCY ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE ~~04-2017~~ 40-2017, THE CITY OF GARFIELD HEIGHTS<sup>q</sup> PLAN OF CLASSIFICATION AND COMPENSATION OF NON-UNION PAY POSITIONS.

Moved by SUSTER to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On the adoption, starting with Clmn Suster.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** Ordinance 7 passes with 6 Yes votes.

ORDINANCE NO. 09-2018

AN ORDINANCE AMENDING ORDINANCE 34-2014 WITH RESPECT TO A FEE INCREASE AT THE DAN KOSTEL RECREATION CENTER

Moved by DUDLEY to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, beginning with Clmn Dudley.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** That passes with 6 Yes votes.

ORDINANCE NO. 10-2018

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE FIRE HOUSE FOR THE PURCHASE OF (8) EIGHT SETS OF FIRE GEAR FOR A TOTAL COST NOT TO EXCEED \$24,000.00

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with Mr. Vaughn.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** Ordinance 10 passes with 6 Yes votes.

ORDINANCE NO. 11-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING DAVID KROCK, CITY ENGINEER, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, PER THE OHM ADVISORS PROPOSAL, AND TO GO OUT FOR COMPETITIVE BIDS, FOR THE MIDWEST NEIGHBORHOOD STORM/SANITARY SEWER SYSTEM RECONSTRUCTION PROJECT . PHASE 2, AND AUTHORIZING PAYMENT OF COSTS THRU FUNDING BY THE NEORS MCIP, OPWC AND THE NEORS/COMMUNITY COST SHARE PROGRAM (2018-2019 FUNDS).

Moved by GLENN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with Mr. Glenn.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** Ordinance 11-2018 passes with 6 Yes votes.

ORDINANCE NO. 12-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT WITH MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE OF RADIO EQUIPMENT UNDER OHIO REVISED CODE SECTION 125.04 (C) PER THE ATTACHED SPECIFICATION PROPOSAL AND PRICING QUOTE.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with Mr. Vaughn.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** Ordinance 12-2018 passes with 6 Yes votes.

ORDINANCE NO. 13-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN AGREEMENT WITH B&C COMMUNICATIONS FOR THE PURPOSE OF INSTALLING DISPATCH EQUIPMENT PURCHASED UNDER ORDINANCE 12-2018.

Moved by VAUGHN to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with Clmn Vaughn.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** That passes-- 6 Yea votes.

ORDINANCE NO. 14-2018

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

Moved by NENADOVICH to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to WAIVE RULE 24:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with me.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** That passes 6-0. Thank you.

RESOLUTION NO. 03-2018

AN EMERGENCY RESOLUTION DIRECTING THE COMMUNITY / PUBLIC RELATIONS / GRANT COORDINATOR OF THE CITY OF GARFIELD HEIGHTS TO APPLY FOR THE 2018 COMMUNITY RECYCLING AWARENESS GRANT.

Moved by DUDLEY to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, starting with Mr. Dudley.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** Thank you. That passes 6 Yes votes.

RESOLUTION NO. 04-2018

AN EMERGENCY RESOLUTION APPROVING THE ADOPTION OF THE CUYAHOGA COUNTY 2017-2022 ALL-HAZARDS MITIGATION PLAN AS THE OFFICIAL HAZARD MITIGATION PLAN FOR THE CITY OF GARFIELD HEIGHTS.

Moved by SUSTER to CONSIDER BY TITLE:

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

ABSENT: Burke

Motion to SUSPEND THREE READING RULE:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** On its adoption, beginning with Clmn Suster.

VOTE ON ADOPTION:

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

ABSENT: Burke

**PRESIDENT NENADOVICH:** That passes 6-0. Thus concludes our Ordinances and Resolutions for this evening.

**MISCELLANEOUS COMMENTS BY CITIZENS**

**PRESIDENT NENADOVICH:** We will move on now 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 NENADOVICH:** Are there any comments by citizens this evening? Mr. Mays.

David Mays, 8250 Green Drive. Mayor, this is a question for you and possibly the Law Department. On December 30<sup>th</sup>, we had another birthday party at the dance studio. It was turned into a small riot again. This is the second one. The same excuse was given for the first one and for the second one. Didn't know it was going to be this big. Three other cities had to be called in just to handle it. Before one of our officers or one of the other city's officers get hurt, what are your plans on going to stop this? Have you had any plans to stop this? Are you planning in the future to stop this from happening again?

**MAYOR VIC COLLOVA:** Let me ask you this question, Dave. Are you saying that we should put a ban on birthday parties? I'm not sure where you're coming from. I'm not sure what the question is. What can you do to stop the birthday parties?

**MR. MAYS:** What are you planning on doing to stopping a birthday party from the dance studio that has no idea? And has no idea how big it's supposed to be? This is their second one. The first one was a real riot.

**MAYOR VIC COLLOVA:** I understand what you're saying. Would this pertain to the Knights of Columbus Hall?

**MR. MAYS:** No. This was in Turneytown.

**MAYOR VIC COLLOVA:** I mean if we make some sort of regulation we have to do it for the total of Garfield. We can't do it for one place. That's the tough part about this, Dave. How do you control if they think they're going to have 10 people coming to a party and 100 come, we don't know that beforehand. We certainly respond after we find out but it's very tough to tell this guy beforehand. The only thing you can do is say no more birthday parties at any businesses in Garfield Heights and then you have a problem with the Knights of Columbus. It's a tough situation. I understand where you're coming from. Nobody likes see that kind of stuff. We all know what happened down at one of our neighboring communities when they had hundreds of people there and it caused hundreds of thousands or at least thousands of dollars worth of damage. It's a hard thing to predict if you didn't know what is happening. Once we know or once we're advised we will certainly respond.

**MR. MAYS:** Can you hold these people responsible for the cost for the police department from this city and from other cities?

**MAYOR VIC COLLOVA:** I'm not sure of that.

**LAW DIRECTOR TIM RILEY:** I don't know. We could look into something like that, but if it's not a nuisance call or is it three calls, Chief, to be a nuisance?

**POLICE CHIEF ROBERT BYRNE:** Send out a warning after one. After it's established it's a nuisance a warning goes out then they do it again and then it's declared a nuisance. If on again we can charge.

**MR. MAYS:** This is the second one from the Dance Studio and I believe it's from the same dance studio even though they moved.

**POLICE CHIEF ROBERT BYRNE:** Honestly, you kind of caught me by surprise here tonight, but I do recall it. I think it's also an issue with social media and kids so an adult might think if they're going to have 30 kids to the dance studio when those 30 kids send out a message to 30 other kids, which become another 30 kids. Sometimes it's just hard to predict. That could happen at a house as well. We've had the issue at houses. Fortunately, if we get the calls, we will take care of them. Sometimes we do have to depend on other departments to do that. We would give them the same assistance if they called for us as well. To answer your question, and like the Mayor said I'm not sure how we could prevent that, but if it happens, we'll take care of it.

**MR. MAYS:** I understand if it happens, you'll take care of it, but like my question is, can we charge these individuals that hold these parties and they get out of hand for the cost of our police department and the other cities police departments?

**POLICE CHIEF ROBERT BYRNE:** I don't know of a way, but perhaps the Law Department.

**LAW DIRECTOR TIM RILEY:** No, no. Afraid not. There's nothing that can be done at this point. You can. Then you'll have to charge everybody. You can't just say we're going to charge you because we don't like the fact that you had the police called there. You can't do that, Dave. You're looking for us to predict future crime here and that can't be done.

**MR. MAYS:** I'm not looking for future crime.

**LAW DIRECTOR TIM RILEY:** It's so I mean like the Chief said you can't these people can't predict how many people are going to show up. There's nothing we can really do about it. It happens and the police respond.

**MR. MAYS:** But if you can set up something where these people know that if it happens they will be held responsible and have to pay for it, they might control it.

**LAW DIRECTOR TIM RILEY:** We would have to do that to everybody then.

**MR. MAYS:** That's fine.

**LAW DIRECTOR TIM RILEY:** I don't really think you can set up a system where you charge everybody every time the police come.

**PRESIDENT NENADOVICH:** Dave, that's five minutes. Do you have a comment?

**CLMN GLENN:** I do have a comment. How about the occupancy? Like the Knights of Columbus say have a certain amount of people they can allow in that room. The dance studio has a certain amount of people they are permitted to have inside there. Would that enter into this?

**LAW DIRECTOR TIM RILEY:** The Fire Department can be called at any time for that for an occupancy problem.

**CLMN GLENN:** OK. Does the Fire Department have to get involved then?

**LAW DIRECTOR TIM RILEY:** Yes. That's the issue. Sure.

**CLMN GLENN:** OK. Thank you.

**PRESIDENT NENADOVICH:** Mr. Suster.

**CLMN SUSTER:** On the same subject with the dance studio, the first time they had 100 people. The second time they said 200-250 people. That's when they moved down to Turneytown. So it isn't just having it in that building. Both times they had to move out into the streets, etc. That's where the problems came from.

**LAW DIRECTOR TIM RILEY:** Yes.

**MAYOR VIC COLLOVA:** The hard part again as we said, how do you predict that? If you did occupancy for a birthday party, do we do that at a house party?

**LAW DIRECTOR TIM RILEY:** No.

**MAYOR VIC COLLOVA:** Do we tell people at a house party how many people they can have? Do we put up a stipulation you have 12 people if you are in a small house; 15 people in a large house? I'm not trying to be argumentative. I'm just saying that this is a tough situation to just come up with an answer and say it can be solved. It's a very tough issue. Hopefully when things start getting out of hand they notify the police quick enough so we can stop it right there. But trying to stop it beforehand, I mean if there was a way, we could do it, I'd be all for it, but I can't figure it out.

**PRESIDENT NENADOVICH:** OK. Any other comments on the subject? Anybody else wishing to speak tonight? Anybody else have comments?

**MISCELLANEOUS BUSINESS:**

**PRESIDENT NENADOVICH:** There being none, we'll close the Comments section and go to Miscellaneous Business starting with Mr. Suster.

**CLMN SUSTER:** OK. I only have one thing this evening. I already thanked Tim for the great job they did with doing the snow.

Cleveland Clinic's going to have a Ask the Experts session over at the Embassy Suites on Rockside Road. The address is 58000 Rockside Woods Boulevard, Independence, Ohio 44131. There is a \$20.00 charge for it because they're going to serve you a meal if you go and from 5:30-6:30 p.m. they will be taking blood pressure and they will have other booths there that you can stop and talk to different vendors and get information on the different illnesses. At 6:30, they will have the dinner. At 7:00 p.m., they will have a panel presentation and discussion with the Cleveland Clinic experts. If anybody's interested, I can give you this flyer or you can contact me for it. That's all I have.

**PRESIDENT NENADOVICH:** Thank you, Clmn Suster. Clmn Vaughn.

**CLMN VAUGHN:** Thank you, Sir. Our Ward 7 Block Watch will be Thursday February 22<sup>nd</sup> at the school at St. Monica. Please join us. I hope we don't have to cancel like we did last month because a lot of us had the flu. People were sick. It was a bad night so we decided to cancel that meeting. Please come and join us. We will be setting up our calendar for this coming year.

I'd like to take this time now to wish everybody a Happy Valentine's Day. Please drive safely out there. Don't drink too much. Take your loved ones out for a nice dinner, but please come home safely. That's all I have.

**PRESIDENT NENADOVICH:** Thank you, Clmn Vaughn. Clmn Dudley.

**CLMN DUDLEY:** OK. First of all, I'd like to remind everybody that this coming Friday we're going to be doing our African-American Heritage/Black History Program. It's going to take place at 6:30 p.m. at the Garfield Heights Performing Arts Center, 4900 Turney Road. This year's special guest speaker will be Herb Wilborn, Jr. His accreditations are national recording artist, the Cleveland's finest jazz flautist, by the Cleveland Plain Dealer and winner of the Midwest Urban Music Award for Best New Artist of any category. He's great. His music is great.

We will also have what we call the Distinguished Citizenship Award, which is presented to past and present leaders in this community. It is a family friendly program. Most of all, it's free. It's open to the public. Includes prizes and refreshments. There's no charge for anything there. Also no charge for the raffles. Like I said, I'm doing this program. Nobody, myself nor Mrs. Tubbs nor Pat. For those who don't know John Tell, he don't even live in Garfield Heights, but God knows he done a lot of programs, been on Halloween parties with me, Christmas parties with me and he been a member of this program, this Black History Program which I done now for 12-13 years. So I tell you come out and bring your families. Join us. Have a great time. You will enjoy yourself. We also have refreshments from Subway. Also Mr. Hero and there's also pizza there. It costs your family nothing.

Also what I'd like to mention is we have a young man and I'm proud to say coming from the Ward 1 community and I'm proud to say I'm one of the individuals that give him a recommendation. He will be attending the Air Force Academy this year. His name is Joshua Crayton. I want you all to keep him in the prayers and hope everything work all right, but as of this moment he has been accepted and I'm recommending him for it so he will be gone upon graduation. He will be going to the Air Force Academy.

I also wish everybody a Happy Valentine's Day. Enjoy your loved ones during that day. That's all, Mr. Chairman. Thank you.

**PRESIDENT NENADOVICH:** Thank you, Clmn Dudley. Mr. LaMalfa, have you anything?

**CLMN LAMALFA:** Yes, I want to ask Tim about the potholes on Silver Road. I talked to the Mayor a couple weeks ago. I'm close to my points now. Keep me in mind, OK?

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** Yeah, they're out on the mains right now. Today is the first day that we got everybody out.

**CLMN LAMALFA:** I just wanted to let you know I was close to my points. That's all. That's the important thing.

**SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN:** I'd mark it down, Mr. LaMalfa.



**PRESIDENT NENADOVICH:** Anything else, Joe?

**CLMN LAMALFA:** No, that's it. Thank you.

**PRESIDENT NENADOVICH:** OK. Mr. Glenn.

**CLMN GLENN:** No comments.

**PRESIDENT NENADOVICH:** OK. I have very little to say tonight, but at the beginning I sort of messed up on Rule 3. For the life of me, I could not think of the word waiver. That upset me for the rest of the meeting. I could not think of that word until Joe mentioned it.

**CLMN SUSTER:** It happens. We're not perfect.

**PRESIDENT NENADOVICH:** I wish everybody a Happy Valentine's Day. Thank you for your info. What was that, Mr. Suster?

**CLMN SUSTER:** I make a motion that we adjourn the meeting.

**PRESIDENT NENADOVICH:** All those in favor of Mr. Suster's motion to adjourn the meeting, signify by saying Yea. Any opposed? Thank you.

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

ABSENT: Burke

**MEETING ADJOURNED AT 7:53 p.m.**

**APPROVED:**

**RESPECTFULLY SUBMITTED:**

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Michael Nenadovich  
President of Council Pro Tem

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Barbara Molin  
Clerk of Council