

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, May 11, 2020

(Note: This meeting was conducted by teleconference.)

MEETING CALLED TO ORDER AT 7:01 p.m. by Council President Matt Burke.

ROLL CALL: **PRESENT:** Council Members Donahue, Nenadovich, Davis, Blake, Burke, Vaughn

EXCUSED: Dudley

CLMN VAUGHN moved to excuse Clmn Dudley from the Council Meeting.

PRESIDENT BURKE seconded his motion and said all in favor signify by saying Yea? Any opposed?

AYES: Vaughn, Donahue, Nenadovich, Davis, Blake, Burke

ABSENT: Dudley

Clmn Dudley was excused from the Council Meeting.

PRESIDENT BURKE moved to suspend the Invocation, Pledge of Allegiance, Written Communications to Council, Committee Reports, Miscellaneous Business and Reports from Directors except for the Report of the Mayor. His motion stood approved by 6 Yes (Burke, Vaughn, Donahue, Nenadovich, Davis, Blake) and 1 Absent (Dudley) votes.

CLMN BLAKE reported that Millette Tucker, Board of Education Member, had written to him to ask him to announce that the next meeting of the Garfield Heights Board of Education would be on Monday, May 18, 2020 at 6:00 p.m.

READING AND DISPOSAL OF MINUTES:

PRESIDENT BURKE made a motion to accept the Minutes of the Regular Meeting of Garfield Heights City Council for Monday, April 27, 2020 as submitted. He then said on the motion made by myself to accept the Minutes of the Council Meeting for Monday, April 27, 2020, as submitted, all in favor say Yea. Any opposed?

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

PRESIDENT BURKE said that the Regular Meeting Minutes were accepted with 6 Yes votes.

REPORT OF THE MAYOR:

MAYOR VIC COLLOVA advised that Giant Eagle had donated a great deal of sanitizer to local employers. He appreciated their generosity and thanked them for it. He was grateful that, although Giant Eagle's location is not the best, they have remained there from the start. The Mayor encouraged residents to use the store's new curbside pickup service.

Furthermore, Dave's had made donations to Garfield Heights. They are currently hiring employees to work in numerous departments in the store. Candidates must be 18 years of age or over and may apply on-line at www.davesmarkets.com.

Social media was encouraging residents to shop for groceries outside of Garfield Heights. On the other hand, if local stores closed many residents would complain about it.

The First Federal of Lakewood Bank had begun a Payment Protection Program. For information, please call Chalana Williams, Vice President of Community Development at (216) 534-9922.

The city of Garfield Heights could be headed to Court, possibly as soon as August, to defend itself against a lawsuit that claims the city breached a contract with the Environmental Protection Agency in relation to conditions at City View Center by failing to abate and control the nuisance caused by noxious odors emanating from a prior landfill. Call Law Director Tim Riley if you have any questions.

Many residents have been complaining about high grass on lawns. The city is trying its best to hire employees to cut grass, but it is hard. The Court Community Service crew was supposed to begin that day but they never showed up. Please be patient.

Mayor Collova then turned to the evening's legislation. Ordinance 39 would have a Second Reading. Ordinance 41 allowed Council to change the dates of Council Meetings conflicting with Memorial Day and Columbus Day. Ordinance 42 allowed the city to accept NOPEC grants for 2020. Ordinance 43 concerned the Mayor declaring a state of emergency in response to the Covid-19 pandemic effective March 9, 2020. Ordinance 44 allowed the Mayor to apply for a program to purchase bulletproof vests. Ordinance 45 allowed the Mayor to apply for a grant from the Patrick Leahy Bulletproof Vest Partnership. Ordinance 46 allowed the Mayor to apply for a FEMA grant to purchase fire prevention and arson equipment. Ordinance 47 allowed the Mayor to enter into an agreement with FEMA to purchase equipment for the firefighters to respond to the Covid-19 pandemic. Ordinance 49 authorized David Krock to prepare plans and go out for competitive bids for the Antenucci Sidewalk Phase One. Ordinance 50 authorized David Krock to prepare plans and go out for competitive bids for the Broadway Watermain Replacement Project.

Resolution 13 allowed the Mayor to apply for funding for the Garfield Heights Municipal Court.

The Mayor concluded his report.

PRESIDENT BURKE thanked the Mayor and asked whether anyone had any questions for the Mayor on his report.

CLWN DAVIS asked the Mayor to repeat the name of the organization to call regarding the Payment Protection Program. He replied that it was the First Federal of Lakewood Bank.

PRESIDENT BURKE again asked whether anyone had any questions for the Mayor on his report, but no one did.

COMMENTS BY CITIZENS ON THE AGENDA:

PRESIDENT BURKE asked whether any resident wished to speak on the evening's agenda.

Cheryl Troha, 11505 Granger Road, proposed organizing a committee of volunteers to cut grass since the city was falling behind on that.

PRESIDENT BURKE informed her that she ought to ask her question during the second Comments by Citizens part of the meeting. He then asked whether anyone else wished to speak on the evening's agenda. No one did. So he moved on to Ordinances and Resolutions.

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 39-2020 SECOND READING

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BONDS IN THE MAXIMUM PRINCIPAL AMOUNT OF \$3,475,000 FOR THE PURPOSE OF REFUNDING AT A LOWER INTEREST COST CERTAIN OF THE CITY'S OUTSTANDING VARIOUS PURPOSE IMPROVEMENT REFUNDING BONDS, SERIES 2010, DATED AS OF NOVEMBER 10, 2010.

MOVED BY BURKE TO VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 39-2020 passed with 6 Yes votes.

ORDINANCE NO. 41-2020

AN EMERGENCY ORDINANCE PROVIDING FOR HOLIDAY COUNCIL MEETING CHANGES FOR THE YEAR 2020.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 41-2020 passed with 6 Yes votes.

ORDINANCE NO. 42-2020

AN ORDINANCE AUTHORIZING ALL ACTIONS NECESSARY TO ACCEPT NORTHEAST OHIO PUBLIC ENERGY COUNCIL (NOPEC) ENERGIZED COMMUNITY GRANT(S) FOR 2020.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 42-2020 passed with 6 Yes votes.

ORDINANCE NO. 43-2020

AN EMERGENCY ORDINANCE RECOMMENDING THAT THE MAYOR DECLARE A STATE OF EMERGENCY IN RESPONSE TO THE COVID-19 PANDEMIC AND DO ALL THINGS NECESSARY TO PROTECT THE HEALTH, SAFETY, AND WELFARE OF BOTH THE RESIDENTS AND THE EMPLOYEES OF THE CITY OF GARFIELD HEIGHTS, EFFECTIVE MARCH 9, 2020

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 43-2020 passed with 6 Yes votes.

ORDINANCE NO. 44-2020

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO APPLY FOR AND ACCEPT THE 2019-2020 OHIO LAW ENFORCEMENT BODY ARMOR PROGRAM FOR THE PURCHASE OF BULLETPROOF VESTS.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 44-2020 passed with 6 Yes votes.

ORDINANCE NO. 45-2020

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO APPLY FOR A GRANT AVAILABLE BY THE PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP CREATED BY THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998 FOR THE GARFIELD HEIGHTS POLICE DEPARTMENT.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 45-2020 passed with 6 Yes votes.

ORDINANCE NO. 46-2020

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, OR HIS DESIGNEE, TO MAKE APPLICATION AND ENTER INTO AN AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FISCAL YEAR 2019 ASSISTANCE TO FIREFIGHTERS GRANT TO PURCHASE FIRE PREVENTION AND ARSON EQUIPMENT.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Ordinance 46-2020 passed with 6 Yes votes.

ORDINANCE NO. 47-2020

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, OR HIS DESIGNEE, TO MAKE APPLICATION AND ENTER INTO AN AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FISCAL YEAR 2020 ASSISTANCE TO FIREFIGHTERS GRANT TO PURCHASE EQUIPMENT FOR THE RESPONSE TO THE COVID-19 PANDEMIC.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Ordinance 47-2020 passed with 6 Yes votes.

ORDINANCE NO. 49-2020

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING DAYID KROCK, CITY ENGINEER, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, PER THE OHM ADVISORS PROPOSAL, AND TO GO OUT FOR COMPETITIVE BIDS, FOR THE ANTENUCCI SIDEWALK PHASE ONE, AND AUTHORIZING PAYMENT OF COSTS THRU FUNDING BY THE CUYAHOGA COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT AND THE CITY OF GARFIELD HEIGHTS.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake
ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 49-2020 passed with 6 Yes votes.

ORDINANCE NO. 50-2020

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING DAYID KROCK, CITY ENGINEER, TO PREPARE THE NECESSARY PLANS AND SPECIFICATIONS, PER THE OHM ADVISORS PROPOSAL, AND TO GO OUT FOR COMPETITIVE BIDS, FOR THE BROADWAY WATERMAIN REPLACEMENT PROJECT, AND AUTHORIZING PAYMENT OF COSTS THROUGH FUNDING BY THE CITY OF CLEVELAND, DIVISION OF WATER.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Ordinance 50-2020 passed with 6 Yes votes.

RESOLUTION NO. 13-2020

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO DO ALL THINGS NECESSARY TO APPLY FOR GRANT FUNDING THROUGH THE FEDERAL CORONA VIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM FOR THE GARFIELD HEIGHTS MUNICIPAL COURT.

Moved by BURKE to CONSIDER BY TITLE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to SUSPEND THREE READING RULE:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Motion to WAIVE RULE 24:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

VOTE ON ADOPTION:

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

Resolution 13-2020 passed with 6 Yes votes.

That was the conclusion of Ordinances and Resolutions.

MISCELLANEOUS COMMENTS BY CITIZENS:

PRESIDENT BURKE next invited Ms. Troha to comment.

Cheryl Troha, 11505 Granger Road, wished to withdraw her comment, because she felt that with so many unemployed seeking jobs, it was not realistic. Perhaps they should be paid for that work. She understood that it was more involved than she thought and thanked Council.

PRESIDENT BURKE suggested that Ms. Troha send anyone she knew who would be interested in mowing lawns to the Mayor.

MS. TROHA said that she would get the word out.

MAYOR VIC COLLOVA advised Ms. Troha that he was currently accepting applications for part-time grass cutting positions. Candidates had to be 18 years of age or older and have a driver's license. Having volunteers do such work would be difficult but he was glad to hire people. The Mayor thanked Ms. Troha for her thought.

PRESIDENT BURKE thanked Ms. Troha and asked whether there were any other residents logged on to the Meeting who wished to speak. There were none.

PRESIDENT BURKE moved to adjourn the Meeting and said all in favor signify by saying Yea. Anybody opposed? Meeting adjourned.

AYES: Burke, Vaughn, Donahue, Nenadovich, Davis, Blake

ABSENT: Dudley

MEETING ADJOURNED AT 7:52 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Matt Burke
President of Council

Barbara Molin
Clerk of Council