

MINUTES OF A SPECIAL MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Thursday, January 3, 2013

MEETING CALLED TO ORDER AT 6:00 p.m. by President of Council Nancy Marincic.

ROLL CALL: PRESENT: Council Members Dudley, Marincic, Nenadovich, Suster, Mahoney

EXCUSED: Glenn, Vaughn

CLWN MAHONEY: Mme. Chair, I'd like to make motion to excuse Clmn Vaughn and Clmn Glenn.

PRESIDENT MARINCIC: All in favor of the motion to excuse Clmn Vaughn and Clmn Glenn from this evening's. Say Yea. The Yeas have it.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

PRESIDENT MARINCIC: Before we go on any further I know the Mayor and our Law Director and our Police Chief would like to make some comments.

MAYOR VIC COLLOVA: Thank you, Mme Chair. We're here today for two pieces of legislation and before I get started, Je'Nine, this is your last chance to accept and to take back your resignation and stay on. We certainly wish you would but I just want to say for the record that we're going to miss you very deeply. You've done a great job for the city. You made it easy for me to come in and be Mayor. Told me what to do and what not to do. The Law Department has a habit of doing that quite often but I appreciate it. You did a great job. You will be sorely missed. The good news is we certainly have a great replacement for you. Pat Cooney, we know you are going to do a good job and you got a great background and we hope you stay with Garfield for a long time to come. So with that said, I thank you both.

PRESIDENT MARINCIC: Mr. Riley?

LAW DIRECTOR TIM RILEY: I'd just like to say a few words too. Anybody that's ever worked anywhere you work with people and they work for you and you always have a go to person and Je'Nine was always my go to person. I needed something all I had to do was call her and it got taken care of. I think the Police Department will reflect the same thing. When she came in and told me she was leaving I really, really wanted to talk her out of it you know, but I couldn't because it's such a great opportunity for her and I didn't want to not be fair with her and I knew that this was a great step for her so I couldn't in good conscience try to talk her out of it and she will be missed greatly I think throughout the city and Pat, you're going to have some tough shoes to fill, but I'm confident you're going to be able to do it. Welcome aboard. Thanks.

PRESIDENT MARINCIC: Thank you. Chief?

POLICE CHIEF ROBERT SACKETT: Thank you. Je'Nine, I just want to say on behalf of the Police Department it's been a pleasure working with you. The detectives and myself appreciate your responsiveness and the professionalism. When you started you had some pretty big shoes to fill. It seems like we were kind of spoiled for a lot of years with Jim McGrath and our current Law Director,

Tim Riley, but you certainly upheld their high standards. I wish you were staying. I'm sorry you're going, but I certainly wish you all the luck in the world in your new endeavor. Thanks.

PRESIDENT MARINCIC: Anyone else?

CLWN MAHONEY: I would like to say something. Je'Nine, I am so proud of you. You do an amazing job. When I first got on I was here for a couple years before you came and when you came on you were just like this ray of sunshine that came and you were so intelligent and smart and you worked so hard and you left and I was sad and then you came back and I was glad and I appreciate your friendship and I hope you do amazing g things in your life and I still have this little glimmer of hope that maybe like last time you'll come back to us again. That's all I have.

PRESIDENT MARINCIC: Anyone else?

CLMN NENADOVICH: Je'Nine, I have seen you in action and you're calm, but ruthless. That's the way we like it. They don't know where you're coming from. You got that uppercut there, but I wish you the best in your new endeavor. I hope to read about you in the paper that success keeps following you in its footsteps. Thank you.

CLMN DUDLEY: First time I'm speechless. I'm going to tell you something, Je'Nine, you know, I feel almost speechless, you know. I tell you these been some good years and you really made an impact on the community because anybody ever came down here to see you all and been in court, it's like seriously we never had a problem with them, and I know almost everybody in that neighborhood, but I can't think of one not even one of them individuals you prosecuted up there that even had anything bad to say about you and that was unusual. It's like the Chief and the arresting officer they mad at them. They was not even upset. You done a lot. You stopped some of the young individuals probably from being future people in prison, etc. by taking care of them and actually not punishing them but imposing a punishment at the early stage to set them straight. I tell you, boy, I'm going to miss you. Like I tell Chief, to my family you was like an added member of my family like an additional sister. I can just say I love you and I'm going to miss you, but I know down at Juvenile Court man when you get some of them younger people down there I ain't got to worry about them later. It's like a blessing from God. You know, you go from one spot. You took care of us and now another home and I thank you for all them years. I really do love you for that. That's all.

CLMN SUSTER: I'd like to wish you the best of luck and I know when you have an opportunity to better yourself you never want to look back and say maybe I should have done it or maybe I shouldn't. That decision has to be made by yourself. I know you made that decision for yourself and I just want to say the best of luck to you. Welcome to Pat.

PRESIDENT MARINCIC: I guess I'm the only one left. Je'Nine, I was so impressed with you from the very beginning. You are so knowledgeable, you're fair, you consider all aspects of every case that comes in and out of the city and you give equal attention to the large ones and the small ones. You've been a real blessing to our community and I want to wish you well. I'm going to miss you, but I want to wish you well. Having said that the first Ordinance is--actually it's a resolution--Resolution 01-2013. Will the Clerk read the title?

RESOLUTION NO. 01-2013

AN EMERGENCY RESOLUTION RATIFYING THE APPOINTMENT BY THE LAW DIRECTOR OF PATRICK J. COONEY TO ACT AS ASSISTANT TO THE LAW DIRECTOR AS THE POLICE PROSECUTOR FOR THE CITY OF GARFIELD HEIGHTS, OHIO, DURING THE PERIOD COMMENCING JANUARY 14, 2013, TO SERVE AT THE PLEASURE OF THE LAW DIRECTOR

Moved by MAHONEY TO CONSIDER BY TITLE:

PRESIDENT MARINCIC: All in favor say Yea. All opposed.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

Motion to WAIVE RULE 24:

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

Motion to SUSPEND THREE READING RULE:

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

VOTE ON ADOPTION:

PRESIDENT MARINCIC: Roll call on the adoption beginning with Clwn Mahoney.

CLWN MAHONEY: Before I vote, I would like to welcome you to the city of Garfield Heights and look forward to working with you. I vote yes.

CLMN DUDLEY: Before I vote, I just would like to say welcome to the city--best city in the nation--I always tell people when I'm out of town, etc. I tell you I'm quite sure you can do just as good a job. I'm going to miss you, girl. Do just as good a job as the young lady and welcome aboard. I look forward to us working with you , but it is a great city. I tell you, I love it here and I'm quite sure you're going to love it here too. I vote yes.

PRESIDENT MARINCIC: Welcome to Garfield Heights. I'm sure you'll do well and if you don't Je'Nine, remember this place. Come back and haunt. I vote yes.

CLMN NENADOVICH: Pat, welcome aboard. I vote yes.

CLMN SUSTER: I already said welcome, Pat, and I look forward to working with you and I vote yes.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

PRESIDENT MARINCIC: I'm pleased to say that Resolution 01-2013 stands adopted with 5 Yes votes. Next item on the agenda is Resolution 02. I'll have the Clerk read the title.

RESOLUTION NO.02-2013

A RESOLUTION ON BEHALF OF THE MAYOR HONORING GARFIELD HEIGHTS POLICE PROSECUTOR JE'NINE NICKERSON

Moved by MAHONEY TO CONSIDER BY TITLE:

PRESIDENT MARINCIC: All in favor say Yea. All opposed.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

Moved by MAHONEY TO READ RESOLUTION IN ITS ENTIRETY:

PRESIDENT MARINCIC: All in favor of reading this piece in its entirety say Yea. All opposed.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

(The Clerk read Resolution 02-2013 in its entirety.)

Motion to SUSPEND THREE READING RULE:

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

VOTE ON ADOPTION:

CLWN MAHONEY: Before I vote, Je'Nine, I am so very proud of you and I am so thankful for your friendship. Give 'em hell. I vote yes.

CLMN DUDLEY: You're breaking my heart here. Before I vote, I'd just like to say I'm going to miss you honestly. You done a great job and like I said you was a real strong part of building our community. People don't realize prosecutors build because they do build. They don't let the wrong elements come back too quickly into the community and we, not I, but we, thank you for that. We really do. I vote yes.

PRESIDENT MARINCIC: I'm going to miss you and I vote yes.

CLMN NENADOVICH: Good luck in the future. Hope to read good things about you and I vote yes.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

PRESIDENT MARINCIC: Resolution 02-2013 stands adopted with 5 Yes votes and that concludes.

CLMN SUSTER: I'd like to make a motion we adjourn.

PRESIDENT MARINCIC: All in favor.

CLWN MAHONEY: I would like to see if Je'Nine would like to say anything.

PRESIDENT MARINCIC: First of all I would need Clmn Suster to.

CLMN SUSTER: I'll withdraw my motion

PRESIDENT MARINCIC: OK. Je'Nine, is there anything you wanted to say? Come up to the microphone.

Ms. Nickerson: I wasn't sure if it was permissible under the rules, but I just appreciate all of your sweet words. I love each and every one of you up there. I've had a wonderful time working for the city. Tim, you're like the best boss ever, even when you'd had to sort of reprimand me so to speak for some maybe naïve moves that I've made but you built me up and you've gotten me to where I am today. I couldn't ask for a better mentor and a better boss. And Mayor Collova, thank you very much for the opportunity because as we know, a lot of times these are if a new Administration comes in you're not guaranteed to continue with your position and I appreciate that. I'm sure there were people who you passed upon to keep me on your staff and that you had faith in me to be able to carry on my work so I appreciate that opportunity as well. Chief, your department and you have always treated me with respect and care and love and I appreciate that as well. I remember the first time that I was there and I came back and as a prosecutor and the guys were kind of yapping in the background and of course as boys will be boys they may have said a few inappropriate things and when they realized I was there and they said oh and they quickly realized that I was just as bad if not worse than they were, so I fit right in. And Council, you know I remember the first day that I was sitting here as Mr. Cooney is and your votes and your words of wisdom and I definitely took that with me and I appreciate the opportunity that all of you gave to me and I will carry that love with me as I move on so thank you all very much.

PRESIDENT MARINCIC: Pat, did you want to say anything?

Mr. Cooney: I would just like to thank the Mayor and Mr. Riley for the opportunity to serve the city and also for your vote of confidence in me. Based on what I've heard today I know I have very large shoes to fill. Ms. Nickerson, obviously you've done a great job. Everyone's been pleased with her performance and I want to carry on the good work that she has done with all of you, the Mayor and the Police Department and I'm grateful for the opportunity and I'm looking forward to serving and working with all of you. Thank you very much.

PRESIDENT MARINCIC: Thank you. Would you like to make a motion now?

CLMN SUSTER: Sure. I'll make a motion we adjourn.

PRESIDENT MARINCIC: All in favor say Yea. All opposed.

AYES: Mahoney, Dudley, Marincic, Nenadovich, Suster

ABSENT: Glenn, Vaughn

The meeting stands adjourned.

MEETING ADJOURNED AT 6:14 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Nancy Marincic
President of Council

Barbara Molin
Clerk of Council