

MINUTES OF A REGULAR MEETING OF COUNCIL

CITY OF GARFIELD HEIGHTS, OHIO

Monday, October 22, 2018

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

INVOCATION BY: Councilman Thomas Vaughn

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

READING AND DISPOSAL OF MINUTES:

PRESIDENT BURKE: Reading and Disposal of the Minutes for Tuesday, October 9, 2018.

CLMN NENADOVICH: Mr. Chairman.

PRESIDENT BURKE: Mr. Nenadovich.

CLMN NENADOVICH: I would like to make a motion that we accept the meeting Minutes from Tuesday, October 9, 2018 as submitted.

PRESIDENT BURKE: On the motion made by Clmn Nenadovich to accept the Minutes of the Regular Meeting of Council for October 9, 2018, as written, all in favor signify by saying Yea. Any opposed?

AYES: Nenadovich, Glenn, Suster, Burke, Vaughn, Dudley, LaMalfa
The meeting Minutes are passed with 7 Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

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

MAYOR VIC COLLOVA: Yes, Mr. Chairman, I do. Thank you. I want to start off tonight's report by talking about some excitement going on in the city of Garfield Heights. We have a lot of good things going on in the city: that Transportation Boulevard Bridge is getting almost completed, they are putting the road in off of Granger Road, they are doing the rock fall on Granger Road. We have a lot of exciting things going on. We have a lot of leaves getting reedy to fall off the trees. There are many things being talked about in the town right now, but I got to tell you what.

The talk of the town and the most exciting thing going on right now in the city of Garfield Heights, in my estimation, is the Garfield Heights Bulldog Varsity Team. These young men are doing a fabulous job. They are 9 and 0. They have already clinched a spot in the playoffs and it's just a matter of who they are going to play in the first game. They have one more game to

go. They are playing Normandy in this next game and it should be an interesting game. It surely would be great to see these young men go 10 and 0. It's not often that any team goes undefeated through a season and these guys certainly have the respect of all of us. Coach, it comes down from the top. I know you guys have done a great job. We've had the basketball players here on a couple different occasions. This is the first time we have the football players here. I tell you we couldn't be prouder. If you would, Coach, I'd like you to introduce the players on your team that are here tonight and talk a little bit about the team.

Head Coach Lance Reiland. Thank you, Mayor Collova, for having us. Council, thank you very much. The Mayor said it. We are currently 9 and 0. We qualify for the playoffs for the fourth time in the school history. With a win Friday night, we could host a game for the first time ever at Garfield. We have not been 10 and 0 in 41 years. The credit goes to my coaches and my players. I'd like to introduce. We have a fantastic senior class. We have a fantastic junior class. A fantastic sophomore class, but if you're going to win, you win with seniors. Like I said, I have a fantastic senior class but these guys are kind of what I like in terms of they're student athletes. They are great players. All of them are great players. Most of them are going to play in college, but they're much better people and they represent us very well. I, too, live in Garfield and am very proud to live in Garfield. I'm very proud of my school and my team and I know that you guys are as well.

So starting from the right, we have Donald Willis, who is a line back receiver. Donald is currently committed to the University of Minnesota. Once again a very good student athlete. We have Jordan Sims, who is lineman for us. He's a leader of our line. I have Leon Webb, who is an inside linebacker and also plays running back. We have Marlin Jordan, who is our quarterback, who unselfishly moved to quarterback for us for the rest of our seniors and our whole team. We have Tyree Smith, who is our slot receiver. Once again a great student athlete, a great kid. Last, but certainly not least, Ethan Buford, who of all the guys and they are all great student athletes, also carries a 3.8 GPA.

Once again, they are great kids. I tell everybody we have a great football team and it's not because of coaches. It's because of the players and the work they put in all year. We start in January. We work very, very hard, but they've run it all year. It's an honor to be their coach. Like I said, I'm proud to live here in Garfield. I'm very proud of these young men. They've been a great representative of what we all want here in Garfield. So thank you very much for having us.

(Applause)

PRESIDENT BURKE: As always, I like to say you don't have to stay for the entire Council Meeting if you don't want to. We would certainly love to have you.

MAYOR VIC COLLOVA: Hold on one second, guys. I got some personal interest in this. I checked on the different teams that are coming in the playoffs. I think you guys are going to play Nordonia, but I'm not sure how that's going to work out so it could change. I tried to figure out when and if you guys are going to play Maple Heights because I've already made a nice bet on you guys against the Mayor of Maple Heights so you may have to go through Hoban to get to them and I expect you to be there. Thanks, guys. It really is great watching these guys play. They got a defense. They got a great offense, but their defense is unbelievable. If you guys get a chance to watch, it's well worth it. I tell you they are really good.

OK. I wanted to just read this e-mail from the Sewer District. It's about dye testing that's going to be going on.

Hello,

This e-mail is to inform you of an upcoming sewer dye testing within each of your communities. The purpose of the dye test is to determine if there is any infiltration between the local storm sewers and the local sanitary sewers. Please note that during this testing, fire hydrants will be used to provide the water. Using the hydrants to provide water is similar to routine hydrant flushing commonly performed in the summer and fall. This will cause temporary rusty discoloration of the water in your residents' homes. Should your residents notice this colored water, please have them run the cold water only until the water runs clear. For your convenience I have included the anticipated schedule for this effort.

For the city of Garfield Heights, their intended start date is October 24th and it will go through October 31st. So keep that in mind. This is something that we do periodically. It's for everyone's benefit.

Also please note the field inspection crews will not require access to private properties. All work associated with this will be performed within the right of way.

So that's coming up in the next few days.

The only other thing I got on my report before I get into legislation is November 6th is Election Day. Whether you're voting Democrat, Republican, Independent or whatever else it may be, it's important to vote. Let's get out there. This is important for our city. We need these State Representatives, the local representatives because those are the ones that bring in funding. They say either Yea or Nay at any funding coming in for municipalities. It's important to get out and vote. Like I say regardless of who you're going to vote for, I would prefer you vote for who I like. Give me a call. I would be glad to tell you who that is, but seriously, we need you to get out and vote. So that's November 6th, Tuesday.

On tonight's legislation, Ordinance 80 is an ordinance to change your Codified Ordinances of the city of Garfield Heights to adopt the latest edition of the Ohio Fire Code. Ordinance 81 is to allow the engineers to bid the Broadway Paving Project.

Resolution 25 allows us to apply for a Firefighters' Grant. Resolution 26 is a resolution commemorating October as National Breast Cancer Awareness Month. It is a terrible disease that too many people are getting and all the research going into it hopefully someday they're going to find a cure for this breast cancer and all cancer. And with that Mr. Chairman, you have my report.

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

CLMN SUSTER: I don't have a question, but I wanted to add to when the County comes out to do these lines, if anybody's washing clothes and you have anything white in your washing machine, you're in trouble. All you have to do is call the County and they'll have somebody stop by with a bottle of I don't know what it is, but all you have to do is put your clothes back in the washer with this cleaner and your clothes will become white instead of red. So remember that.

MAYOR VIC COLLOVA: Thank you, Joe.

PRESIDENT BURKE: Thank you, Mr. Suster. Does anybody else have any questions for the Mayor on his report for this evening? If not, we will move on to our Law Director, Tim Riley. Tim do you have a report for us this evening?

LAW DIRECTOR TIM RILEY: Not this evening. I do not have a report. Thank you.

PRESIDENT BURKE: Thank you, Tim. I don't see the Fire Chief with us this evening so we will move on to our Police Chief, Chief Byrne. Chief, do you have a report for us this evening?

FIRE CHIEF KENNETH STROPE: Absent.

POLICE CHIEF ROBERT BYRNE: Yes, I do, Mr. Chairman. Thank you. Next Wednesday, the 31st is Halloween. Halloween hours are from 6:00 p.m. . 8:00 p.m. Just a couple reminders. Please make sure that young kids are accompanied by parents or a responsible adult. If you are going to participate, please keep an exterior light on. If you go out and about, trick or treating, if a light is not on at a home, please avoid those houses. Motorists, please use extreme caution and kids that are crossing with parents, please cross at crosswalks or corners. If there's any suspicious activity observed or seen, please call 9-1-1 or 475-1234. We will have extra officers out there as always. Please be careful. That's it.

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

SERVICE DIRECTOR TIMOTHY MCLAUGHLIN: Yes I do, Mr. President. Thank you. We're continuing to work on work tickets. The weather's going to hold now fairly decent. The leaves are seven-ten days behind in color and falling off the trees. I've been watching it on TV. We had such a warm September in the '90s and they didn't change. They said that probably in the next week most of them will have changed and they'll start falling off the trees. A little bit came off with the storm Saturday but last year at this time, we were out on the 23rd. We started it. I'm not going to bring a crew out now. There's nothing out there yet. So it's probably going to be another week. We'll probably go into the first week in November.

From the storm Saturday night, we had limited tree damage. We were out for a while on Saturday. Had to move some tree limbs and I think there was one whole tree off the streets so the cars could move by. We got everything that was moveable safe and they went back out today and cleaned up. I'm not sure if they finished but I know it's what they were doing.

Last week we started handing out warnings on the rubbish cans. We wrote 200 warnings last week and starting this week if you're on there and already got your warning and it's out there you will start getting your tickets. It went down a lot from a month ago when we had 1,000 for a week. Just the letters going out. I've had some calls and some people don't believe that it's a big problem because they don't want to take theirs in. Actually one of my foremen was out Saturday, handed the guy the warning, was outside his house smoking his cigarette, and then went through the whole route and came back and the guy wasn't there and his cans were still outside. We'll see what happens. Starting tomorrow if you got a warning and yours is still out there you will start getting the tickets. And with that, you have my report.

PRESIDENT BURKE: Thank you Mr. McLaughlin. Does anybody have any questions for Mr. McLaughlin on his report this evening? If there are none, we will move on to our Finance Director, Ms. Barb Biro. Barb, do you have a report for us this evening?

FINANCE DIRECTOR BARB BIRO: No, I do not. Thank you, Mr. President.

PRESIDENT BURKE: Thank you, Barb. We'll move on to our City Engineer, Mr. David Krock. Dave, do you have a report for us this evening?

CITY ENGINEER DAVID KROCK: I do. I just want to recommend approval of Ordinance 81. This is for the re-paving of Broadway Avenue. This goes the entire length of Broadway from Cleveland to Maple Heights. So 80% paid by ODOT. It will be done in 2020, but we need approval tonight to get things moving. That's my report.

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

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON: I do. Just a reminder. I announced at the last Council Meeting that I wanted to remind all of our residents that we will be holding our annual Food Pantry Registration sessions beginning tomorrow, Tuesday, October 23rd from 2:30 p.m. until 3:30 p.m. Then again, Friday October 26th from 11:00 a.m. until noon and Wednesday November 7th from 11:00 a.m. until noon. Yearly registration is mandatory for all households prior to the November monthly food pantry distribution days. Proof of residency, income and household members is required. If anyone needs more information on acceptable forms, verification and requirements, they can call the Senior Center. All of their registrations will be held on the first floor of the Civic Center. That is all I have.

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

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Yes I do, Mr. President. I mentioned at the last Council Meeting that the Urban Housing Services of Greater Cleveland is offering counseling services to people who are tax delinquent on paying their property taxes. Our next event will be held on Wednesday, November 14th, from 5:30 p.m. . 7:30 p.m. You can meet with a counselor in the evening and you can discuss a payment plan and you can reach an agreement on a time period and a dollar amount that you can repay monthly. You should also contact Neighborhood Housing Services for priority placement. The phone number is (216) 205-4468 and ask for Stephanie. You can still come if you have not made an appointment, but it's always a good idea to do so.

Finally, we had our Harvest Fest this past weekend. It was a great time. It did rain and hail. Council President Burke was one of our hayride drivers so he endured a little bit of hail there. Everyone had a really good time. So thank you everyone who was involved in that. That concludes my report.

PRESIDENT BURKE: Thank you, Noreen. For the record, I was underneath a hooded tractor. It basically was not enclosed, but there was a roof over me and I felt bad for the people that were getting hailed on. Does anyone have any questions for Ms. Kuban on her report?

BUILDING COMMISSIONER MARK MORO: Absent.

PRESIDENT BURKE: If there are none, that actually will conclude our reports of the Mayor and the Directors. We will move on now to the communications from citizens on tonight's agenda. Will 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 speak tonight on tonight's agenda? There are none. We will move on to our Ordinances and Resolutions.

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 79-2018

AN EMERGENCY ORDINANCE ENACTING CHAPTER 909 ENTITLED "USE OF PUBLIC WAYS FOR SMALL CELL WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES" OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS

Moved by VAUGHN to CONSIDER BY TITLE:

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

PRESIDENT BURKE: At this time, I would like to make a motion that we pass for a Third Reading.

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

PRESIDENT BURKE: Ordinance No. 79-2018 will be placed on the agenda at our next Council Meeting for a Third Reading.

ORDINANCE NO. 80-2018

AN ORDINANCE AMENDING SECTION 1501.01 OF THE CODIFIED ORDINANCES OF THE CITY OF GARFIELD HEIGHTS TO ADOPT THE LATEST EDITION OF THE OHIO FIRE CODE.

Moved by VAUGHN to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 80-2018 passes with 7 Yes votes.

ORDINANCE NO. 81-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO AN AGREEMENT WITH OHM ADVISORS TO PROVIDE ENGINEERING, BIDDING AND CONSTRUCTION TASKS FOR THE CUY-14-6.09; PID89259; BROADWAY PAVING, PURSUANT TO THE AGREEMENT ATTACHED HERETO AS EXHIBIT "A".

Moved by DUDLEY to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

LAW DIRECTOR TIM RILEY: Point of Order. I think you need a Rule 24 on that.

Motion to WAIVE RULE 24:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Ordinance 81-2018 passes with 7 Yes votes.

RESOLUTION NO. 25-2018

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR, OR HIS DESIGNEE, TO APPLY FOR THE 2018 ASSISTANCE TO FIREFIGHTERS GRANT THROUGH THE DEPARTMENT OF HOMELAND SECURITY.

Moved by VAUGHN to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

Motion to WAIVE RULE 24:

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

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

VOTE ON ADOPTION:

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

PRESIDENT BURKE: Resolution 25-2018 passes with 7 Yes votes.

RESOLUTION NO. 26-2018

A RESOLUTION COMMEMORATING OCTOBER AS NATIONAL BREAST CANCER AWARENESS MONTH.

Moved by VAUGHN to CONSIDER BY TITLE:

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

Motion to SUSPEND THREE READING RULE:

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

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

VOTE ON ADOPTION:

CLMN VAUGHN: Before I vote, as you guys know, my family has been touched by breast cancer. My wife fought it for seven years and was finally put into remission and she is now listed as a survivor. Seeing what a lot of these women go through and men as well and hopefully someday with stem cell research and other protocols that are going on, we can put a stop to this. With this, I vote Yes.

CLMN DUDLEY: Before I vote, I would like to echo what Clmn Vaughn said. With that, I vote Yes.

CLMN NENADOVICH: Before I vote, I echo what Tom said and I vote Yes.

CLMN SUSTER: I, too, echo what Clmn Vaughn said. I vote Yes.

PRESIDENT BURKE: I also concur with all my colleagues here. I vote Yes as well.

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

PRESIDENT BURKE: Resolution 26-2018 passes with 7 Yes votes.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT BURKE: That concludes tonight's Ordinances and Resolutions. At this time, we will move on to Miscellaneous Comments by Citizens. Will the Clerk please read the rules.

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

PRESIDENT BURKE: Is there anyone wishing to make a comment tonight to Council?

Kathina Voss, 4845 East 135th Street off of Broadway. Good evening Mayor, City Council and residents of Garfield Heights. My husband and I received a grant from the U.S. Department of Agriculture to purchase and install a hoop house in the amount of \$5,200.00. The hoop house would be installed on a lot that we purchased adjacent to our property. The length of the lot is more than 3,606 feet in length so combined the two are more than two acres worth of land. We spoke with our Councilman, Mike Dudley. We also spoke to the Building Commissioner Mark. Both Mr. Dudley and Mark visited our property.

We have completed the necessary forms and appeared before the Zoning Board of Appeals on Wednesday October 15th requesting variance. At this meeting, it was voted that we must consolidate the lots before the variance would be approved. We declined for the following reason. Consolidating the lots would pose a significant financial expense and which would supersede the grant in the abundance of \$5,000.00 or more just for the land. An increase on our already increased property taxes an increase to our insurance rates, as we would be required to purchase rider policies. Based on the current ordinance, if any of our children decided to return home or needed to build on that lot we would have to de-consolidate, incurring additional costs.

Some of the statements that were made at the Zoning Board I would like to address at this time. Statement 1. We don't want to set a precedence. We made others consolidate to put a fence on an adjacent lot. With the current state of the real estate market, not every situation should be painted with the same brush. Requests should be viewed on a case-by-case scenario and in the case of the woman with the pets, her mother was moving in and they had a dog. After doing some research later, several cities bordered to Garfield Heights do not require this variance.

Another statement, statement 2. I don't want orphaned property and orphaned lot. Meaning that if we didn't consolidate ours it would be an orphaned lot. My parents bought their home in Garfield Heights in 1971. I and five of my siblings are alumnis of Garfield Heights city schools. A matter of fact the football team 41 years ago I was in that graduating class. My kids and two of my grandchildren also are alumnis of Garfield Heights. I currently have a grandchild enrolled in the district. I have first hand knowledge as a student, as an employee of the school district, a

member of the Garfield Heights Community Relation Board and more. I have witnessed the evolution of this city for as well over 45 years. The worst orphaned property within the city is that thousands drive by daily which is City View and bridge gate, not to mention the vacant lots on Dressler and Broadway formerly Roosevelt Elementary School, which I attended. Also known as the Garfield Heights Community Center, which I sat on the Board of Trustees just to name a few. We have spent tens of thousands of dollars improving our property to this date. We plan to further improve our properties. The hoop house would be an asset to the health and the environment. It would be a replica and should be replicated on a case-by-case base. Our sole purpose is to increase and extend the growing season. We have no desire for not a profit, but set examples for our grandchildren, our neighbors and youth within our church community that it's possible to grow fruit and vegetables with little or nothing but dirt and a seed. Thank you.

PRESIDENT BURKE: Thank you.

CLMN DUDLEY: Ms. Voss, very well spoken. I asked Ms. Voss to come here today and she explained why she was coming here. I always said that everything had to be taken on a case-by-case basis that we can't say what is good for one side of a piece of property the same when it come to another side. She said it would also involve some of the younger people in the church and our family community teach them about growth. My concern to her was that she has this grant and she runs a chance of losing this grant. I believe that people apply for grants that they lack something that could be easily obtained, etc. I asked her to come here and speak to Council and it would end up on some agenda because she does want to challenge the ruling of the Zoning Board. I looked at the property. It's very well maintained. I believe Mark looked at it. I would like for them to take into consideration what she said tonight because I believe she should be allowed. Her property is large. Two acres and a hoop house takes up a small piece on that property. I understand her situation that in her case make a consolidation that because of the size of the property that her taxes would be unaffordable. With that, that's all I have to say, Mr. Chairman.

PRESIDENT BURKE: Thank you, Mr. Dudley. Mayor, did you want to address that?

MAYOR VIC COLLOVA: Yes, Mr. Chairman. Ma'am, unfortunately tonight our Building Commissioner isn't here. He could not make it tonight. He would be able to explain the process much better than I can explain it to you. I would ask you to do a couple of things. Number one let me, tomorrow or sometime this week check on what you are able to do at this point in time. What would be your next step. Let me check on that and find out legally what's right. Then I would like you, if you would, to come back to the next Council Meeting and we would be able to explain this whole thing to you. If there's an avenue you can take or if you want to call me prior to that, call me like on Thursday and I'll tell you exactly what can happen. I'll let you know then. If he's not here I can't tell you what your next step would be.

MS. VOSS: May I speak?

PRESIDENT BURKE: Absolutely.

MS. VOSS: I did speak with Mark as well as his assistant, Allison. I did follow up with what the Zoning Board did say. I contacted the County and they said that I would have to have both lots surveyed in order for them to combine. I also told the Zoning Board that our current principal residence we have a mortgage. I contacted our mortgage holder and that additional property would become part of our mortgage. So because of our land, it's hilly, it's woods the survey would be close to \$6,000.00. That's just for the survey.

MAYOR VIC COLLOVA: And I understand. What I want to find out about is is there an appeal process you can take from this point with the Zoning Board. I don't know that right now. I don't want to quote you something without knowing. That's the only thing I'm saying. I'm not going to dispute what the Zoning Board said. I was only there for a part of that meeting. I left before the decisions were made. I would like to research it a little further so I don't give you some bad info from here. So if you just give me a few days and give me a call let's see where we can go on that.

MS. VOSS: OK.

MAYOR VIC COLLOVA: All right? Thank you.

PRESIDENT BURKE: Mr. Suster.

CLMN SUSTER: You said you were up against a time frame. How much time do you have to resolve this?

MS. VOSS: I have until November 1st. I did also talk with the USDA. So they're trying to figure out if there's a way that they could extend my grant until this is resolved.

CLMN SUSTER: OK. Thank you.

MS. VOSS: Thank you.

PRESIDENT BURKE: Thank you, Ms. Voss. Is there anyone else wishing to address Council this evening? There are none, we will move on to Miscellaneous Business.

MISCELLANEOUS BUSINESS:

PRESIDENT BURKE: Will the Clerk please read the rules.

CLERK: This involves the business of Council in the legislative function; any other problems should be directly dealt with by the department involved. This area of the agenda shall be limited to legislative business, Ward business, lack of attention toward problems, etc.

PRESIDENT BURKE: Tonight we will start off with Clmn Suster since it was his turn to do the invocation. Him and Clmn Vaughn worked out an agreement. I'm not sure what the agreement was, but I'm just dying to find out. Mr. Suster.

CLMN SUSTER: On that note, I have nothing this evening.

PRESIDENT BURKE: All righty. Mr. Vaughn.

CLMN VAUGHN: Thank you, Clmn. Folks, I echo the words of the Police Chief. Please be careful on Halloween night. And for our Senior citizens if you do not want the kids coming up to your house please don't turn on your light. Mayor, could we please put those times possibly out on the board out there so people are aware. I received some phone calls. Please be safe out there. Last thing we want to see is somebody get hurt or killed.

My Block Watch will be on Thursday evening at 7:00 p.m. in the Augustine Room at St. Benedict's School. All are welcome. Please come and join us.

Football team, congratulations. I wish you the best of luck. I hope that you go on and beat Normandy, Hoban to get to Maple. That would be a great game. Again, anybody that beats Padua on my book, they're A-OK. That's all I have.

PRESIDENT BURKE: Thank you, Clmn Vaughn. Since I skipped over myself, I have time now. I just would like to say also congratulations to the Bulldogs. Hope they do go undefeated. I would love to see them go all the way, so it would be great.

November 6th is Election Day. I would please ask that you get out and vote. It's our Constitutional right and we should exercise it.

I want to thank the members of the Boy Scout and Cub Scout Pack 137 for attending our meeting tonight. Hopefully that will help you folks with your merit badges.

I also would like to echo October 31st Halloween night. Please drive safe. In the past, I've seen cars speeding up and down the streets, etc. Be safe out there.

Last but not least, I would also like to welcome back our Clerk of Council, Barb Molin. Even though we had a really good sit-in Clerk, Barb, you were missed and welcome back. I'm glad that you're back.

CLERK: Thank you very much. I appreciate that.

PRESIDENT BURKE: And that's all I have. We'll move on to Clmn Dudley.

CLMN DUDLEY: I'd like to congratulate the Bulldogs. Wish them all the best, etc. Hope they do make it to a championship. Not just make it. I hope they win.

I echo what Chief and other colleagues said. Be cautious on Halloween when driving because of little kids and bigger kids running across the street point blank. They don't even look when they crossing. Be cautious on your driving out there.

I echo what they are talking about on voting. I always say don't get angry. Get out and vote. Never get angry. Your vote tells people how you feel about them. You got to remember there's a lot of things on that ballot. A lot of people on that ballot so make the decision what benefits you.

Due to a scheduling conflict, I will have to once again move the meeting from the town hall Thursday so we would not be doing that CKA. All right. That's all. Thank you, Mr. Chairman.

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

CLMN LAMALFA: I do not have anything tonight. Thank you, Mr. President.

PRESIDENT BURKE: Thank you, Mr. LaMalfa. Mr. Nenadovich, do you have anything you'd like to share?

CLMN NENADOVICH: Yes, Mr. Chairman, I do. First of all, I want to congratulate the Bulldogs for a successful season. Again, I hope they go all the way. We need more good publicity in this city.

Also, November 11th before our next meeting is Veterans Day. It's going to be observed on a Monday but Sunday is the actual day. Remember the Veterans. They are what make it easy to get back around in this world.

Happy Halloween for everybody that's going to be trick or treating. Be safe. Cross the street. Wear light colors. Carry a light. Carry something so at least the drivers can see you. In the enthusiasm, a lot of kids just dart across the street.

Getting back with the vote, we had a meeting and at our meeting 23% of the voters voted in the city of Garfield Heights. 23%. That says that there's a lot of people that complain but they don't want to go take that time. It's so easy to vote. Early voting. Mail in voting. You'd probably go on-line. If they had that people still wouldn't vote. Twenty-three percent out of 27,000 people. That's not too good of a number.

Tim brought the statistic that we've down to about 200 cans for the week from 1,000. Why is it we only get things done when we penalize people? Why do we have to penalize? It's the ordinances, ladies and gentlemen. Just read them. We'd save ourselves a lot of grief. We always argue why can't we. Let's argue one time why could we. We got to start picking up in front of our houses, putting our cans away. This is your neighborhood. This is my neighborhood. I'm proud of the city. I just don't want to keep hearing Garfield Heights Garfield Heights is this. We got something good going here with the football team. We're getting Auxiliary Officers, which is good. We're moving ahead. Let's keep that momentum going. Let's not take Garfield's charging me because I didn't put my garbage cans away. The key word is you didn't put them away. It's not the city's job. It's yours. Just like it's our job to sweep the streets and patch them when they go bad and we're doing a very good job on that. It's not 100% but we're limited. It's up to you to take part in this too and give us a little bit of cooperation. With that, I have nothing else.

PRESIDENT BURKE: Thank you, Mr. Nenadovich. Mr. Glenn, do you have anything you'd like to share?

CLMN GLENN: I think I do. Not as long. Vote November 6th on Election Day. Those that do vote all the people that don't vote your vote means that much more. So you have no reason to complain if you vote. So vote.

Sunday, November 11th, Veterans Day service at the Civic Center.

Also, I'd just like to mention I wish the Fire Department Chief was here because I noticed some fire hydrants on Garfield Boulevard. They got painted. Maybe good things can happen. Maybe the Fire Chief can give us a little on what's happened with the fire hydrants. That's all I have to say. Thank you.

PRESIDENT BURKE: Thank you, Mr. Glenn. Just one other thing. Our first Council Meeting for November will actually be held on Tuesday, November 13th. We're going to observe Veterans Day on Monday, November 12th so we will not have a Council Meeting on Monday, November 12th. It will actually be rescheduled for November the 13th.

With that, I would like to make a motion at this time that the meeting be adjourned.

CLMN NENADOVICH: I second.

PRESIDENT BURKE: All in favor signify by saying Yea. Any opposed? Meeting adjourned.
AYES: Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn, Suster

MEETING ADJOURNED AT 7:46 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Matthew Burke
President of Council

Barbara Molin
Clerk of Council