

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

Monday, March 26, 2018

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

INVOCATION BY: Council President Matt Burke

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

READING AND DISPOSAL OF MINUTES:

PRESIDENT BURKE: Reading and Disposal of Minutes.

CLMN SUSTER: Mr. Chairman, I would like to make a motion that we accept the Minutes of March 12, 2018 as presented.

PRESIDENT BURKE: On the motion made by Clmn Suster to accept the Minutes of the Regular Meeting of Council for Monday, March 12, 2018 as written, all in favor signify by saying Yea. Any opposed?

AYES: Suster, Burke, Vaughn, Dudley, LaMalfa, Nenadovich, Glenn
That passes with 7 Yes votes.

WRITTEN COMMUNICATIONS TO COUNCIL: None.

COMMITTEE REPORTS: None.

REPORTS OF THE MAYOR AND DIRECTORS:

PRESIDENT BURKE: We will move on 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, but before I get into my report, I wanted to once again be able to say that I'm very proud tonight to be swearing in a young man into our Garfield Heights Fire Department, which is one of the best Fire Departments in the country. The Police Station is also the best too, Chief, so. I don't need to make an enemy with the Chief. Before I do this though, I'd like to bring up Fire Chief Nemetz. Would you like to tell a little bit about who we're swearing in tonight?

CHIEF NEMETZ: First of all, I'd like to thank Mayor Collova. If it wasn't for him, none of this would have been possible. For everything that he's done for the city. The Fire Department appreciates everything you do and all your support for the Fire Department.

Also, Council, thank you very much for all of your support through the years. I mean I feel kind of sad tonight because this might be one of the last times that I can together with you guys. I appreciated all that you have done for the Fire Department. Thank you.

I'd like to talk a little bit about our new firefighter-to-be, Firefighter Bob Wolf. He has come into our department with experience from two fire departments and one of the fire departments quite a few of my guys worked with him there. I've heard nothing but high praise for this young guy. So, Bob, we have high expectations for you.

What I am going to say to you all too is that you're going to be joining a great bunch of guys with a lot of experience. You're going to be gaining a lot of experience from these guys. With that, I want to say you're really going to be an asset to the Fire Department and to our residents. I just want to congratulate you and welcome you to the Garfield Heights Fire Department.

MAYOR VIC COLLOVA: I'd like all of your family to come up here.

(At this moment, Mayor Collova swore in Firefighter Bob Wolf. Afterwards pictures were taken.)

MAYOR VIC COLLOVA: Congratulations. To the family, you are welcome, to stay if you would like. It's not very exciting so if you want to leave and celebrate please do. Congratulations. Mr. Chairman, I will move on with my report.

Just a few items this evening. I want to remind everyone that Thursday night at 6:00 p.m. right here at the Civic Center is a Viet Nam Veterans' Event. This is held here annually for about the last six/seven years. It's a great event. It's something you have to see to believe. These guys put on a super remembrance for all those young men and young ladies that were in Viet Nam. That's this Thursday at 6:00 p.m. right here at the Civic Center.

Another thing I want to talk about is the orange barrels will be heading up. You can probably see them on the side of the road. It's a good thing. Traffic congestion means money for the city so those orange barrels are a good thing. Turney Road is going to start about mid-April and we also have the widening of the bridge on Transportation Blvd. going to start around the same time. We are actually looking forward to that. Turney Road will be finished of course some time this summer and at the end of October/beginning of November, the widening of the bridge on Transportation Blvd. and the ramp should be complete.

The other thing I want to talk about is, we have through our Democratic Party, invited a young man that's running for the Governor of the State of Ohio. He asked if he could come and speak to the people of Garfield Heights. So the Dem Club will be hosting this event Tuesday, April 3rd right here at 6:00 p.m. The gentleman's name is Senator Joe Schiavoni. We are certainly not endorsing anybody that is running in this election, but we open our doors to anybody that wants to come to talk to us because we think it's important the people know who these people are; who the candidates are to run for Governor. I think it's going to be a great event. I have heard him speak before. He does a wonderful job. Again, his name is Joe Schiavoni, Tuesday April 3rd at 6 :00 p.m.

Getting into tonight's legislation, Ordinance 21. We are renewing the Court Community Service once again and this is a program that we started a few years back. It has been one of the most successful programs that we've had. They work for us four days/week throughout the year. They do a great job. Headed up by Vince Liotta. Once again, this year there is no increase in

the charge to the city of Garfield Heights so that's truly a good thing. Ordinance 22. We're applying for a grant for the bulletproof vests. Ordinance 23. We are applying with FEMA for a grant for fire prevention equipment. Ordinance 24 allows us to apply for Federal funding for a fire truck.

Resolution 5 is the moratorium on interior Point of Sale inspections. This has been amended to show that if a person wants to have a Point of Sale, we will do it for him so it's voluntary. If you want an interior Point of Sale inspection, we will do it for you. With that, Mr. Chairman, you have my report.

PRESIDENT BURKE: Thank you, Mayor. Does anybody have any questions for the Mayor on his report? Does anyone have any questions for the Mayor on his report this evening?

CLMN DUDLEY: On a voluntary part of Point of Sale, because we already say we're going to do the outside anyway, is there going to be an additional charge? Because this individual requested that the interior be done? Or is that going to be included on a Point of Sale general?

MAYOR VIC COLLOVA: That will be included in the Point of Sale.

CLMN DUDLEY: All right. Appreciate it Chairman. Thank you Mayor.

PRESIDENT BURKE: Does anyone else have any questions for the Mayor on his report this evening? Does anyone else have any questions for the Mayor on his report 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: No report tonight, Mr. President.

PRESIDENT BURKE: Thank you, Tim. We will move on to our Police Chief, Chief Byrne. Do you have a report for us this evening?

POLICE CHIEF ROBERT BYRNE: Yes, I do, Mr. Chairman. Thank you. I just wanted to ask for Council's support of Ordinance 22-2018 for the vest grant. We've gotten this for a long time and obviously, it's beneficial to the city. We're reimbursed 50% for those vests.

I also wanted to report that we're scheduled for Wednesday to have the fixed license plate reader installed at Turney and Granger Roads. So when you see that's what's going on over there--these read license plates. They are not used to issue tickets, etc. It's a great investigative tool for our officers and they are going to be going up throughout the County. With that, you have my report.

PRESIDENT BURKE: Thank you, Chief. Does anyone have any questions?

CLMN SUSTER: Chief, is that the only place they are going to have it on Turney and Granger?

POLICE CHIEF ROBERT BYRNE: Turney and Granger is the only location in Garfield Heights.

PRESIDENT BURKE: Thank you. Does anyone else have any questions for the Chief on his report? If not, we will move along to our Service Director Mr. Tim McLaughlin. Tim, do you have a report for us?

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: Yes, Mr. President. I have a short report. Last couple of weeks we've kind of been salting. Still playing with the snow time. Hopefully it's over. I guess it's supposed to rain the rest of the week. We are setting up to be ready. Next Monday the patch plant will be open and running to full capacity. They did open today to interrupt some of their equipment, etc. but we didn't participate. We are getting everything together, the rollers, etc., to be ready to be ready to go. We'll be starting Ward by Ward, street by street. That's the way it works out best instead of running around where we get some complete and move on. Usually it takes from now until the end of June. We'll start with the mains. Broadway is very bad especially around Garfield Park. We spend some time there. The curb leg there is completely gone so we will be spending some time, money and effort this time. That's all I have.

PRESIDENT BURKE: Thank you, Tim. Does anyone have any questions on Mr. McLaughlin's report this evening? Mr. Suster.

CLMN SUSTER: Tim, when they're patching streets and they come to one that is in implorable condition, is there a way to put them on a list this year to have them repaved?

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: We do that every year. Whether we repave or not. I go out with one of the foremen and we go street to street and evaluate them. We also have to look if there are on notice from Cleveland Water to replace water lines. You know there is always something going on. One time I had two Cleveland streets on there and thank God I looked back at the Cleveland Water list because we've had looked awful bad repaving and have them come along and dig them back up so sewers and different things that go on. Yeah we go through it every year. The Mayor asked me last week. I was just waiting for the weather to get better so here I go street to street and check it out. I should have that list shortly.

CLMN SUSTER: The only reason I asked is because I've had several calls about the Andover Club Apartments. The street is horrible.

SERVICE DEPARTMENT DIRECTOR TIM McLAUGHLIN: We are well aware of it. There's been tons of water breaks and we've been trying to hold it together. I had a conversation with Dave Krock. We're trying to put on the waterline. If you drive down that street like every 10 feet you're going to find where a waterline's broken. This has been going on for about three years. I know it's terrible. I took the Mayor down there last week to show it to him. We are trying to see if we can be pushed up on Cleveland Waterline Replacement.

CLMN SUSTER: OK. Thank you.

PRESIDENT BURKE: Are there any more questions on Tim on his report this evening? If not we will move along and have a report from our Parks and Recreation Director, Mr. Robert Dobies.

PARKS AND RECREATION DIRECTOR BOB DOBIES: Mr. President and Council Members, good evening. First, I would like to congratulate all our futsal participants on completing another successful season last week. A big thanks goes out to our volunteer coaches, parents, staff and backers who continue to make this a very popular program for the children of our city. This year's Divisional Champs were the Blast in the Peewee Division, Arrows in the Minor and Arrows in the Major Division.

As I reported last meeting, this is the last week for t-ball signups. Please get your registrations in this week. We have hours today and tomorrow till 8:00 p.m., Wednesday till 7:00 p.m. and Thursday till 9:00 p.m. Friday we will be here till 4:30 p.m. and Saturday (the last day) from 11:00 a.m. till 3:30 p.m.

Girls softball signups begin on April 2nd and will run through Friday April 29th.

I remind all as we wind up on the ice season I would like to remind all of you we will be hosting again the 50th Annual Ice Show the weekend of Saturday April 7th at 7:00 p.m. and Sunday April 8th at 2:30 p.m. for a matinee. This year's theme will be 50 Years of Fabulous. It will feature all our figure skaters from tots to advanced soloists displaying their talents and grace they developed during the season. Along with our current skaters and because of the 50th anniversary, many alumni who started their careers here reached out and will be here on hand to reminisce and some will be performing while we celebrate our golden anniversary. We are very fortunate to have this facility and dedicated coaches who spend countless hours developing our children's talents. Tickets are available the day of the show or in advance beginning Wednesday March 28th during regular business hours. Adults one day are \$7.00. Youth are \$4.00. Two day passes are \$13.00 and \$7.00. Seniors 65 and over and five and under are free.

Still speaking of ice, as our hockey season came to an end our hockey program has many successes this year. Some of the highlights this season. Our eight and under team took a championship at the Annual Melt-the-Ice Tournament. Council, the Mayor recognized our TENU. They took runner-up honors at the Melt-the-Ice Tournament, garnered a championship at the Annual Gold Cup Tournament while completing their seasons as Divisional Champs and taking runner up in the CSA General Division Series Playoff. Our 14 youths continued the season's success becoming champions at both Annual Gold Cup Tournament and Melt-the-Ice Tournaments. They earned their runner up honors at the Freedom Cup Tournament over the St. Patty's Day weekend at Philadelphia to complete the season. I would like to thank all our hockey players for their hard work and determination and dedication to compete at a high level that their abilities allow. A big thanks goes out to our parents for standing behind our children, not only to learn the skills of hockey, but also to prepare the children for the future by being supportive, understanding, giving direction and having our children learn life skills by being part of a team. Thank you goes out to our coaches and staff for their tireless dedication to our children and the program. Last, a big thank you goes out to both my Commissioner, Brian Carson and Booster Club President Joy Jordan, the officers and members for all their hard work and dedication. These efforts are made by so many unselfish people who continue to care. Thank you. That concludes my report.

PRESIDENT BURKE: Thank you, Mr. Dobies. Does anyone have any questions for Mr. Dobies on his report this evening? Mr. Nenadovich.

CLMN NENADOVICH: Mr. Dobies, I just want to congratulate you for putting on such a great program. I do think you hit on the key element- the parents and the people involved with the kids. That's what keeps a program successful and the direction that you've been giving. Thank you for that. Thank you.

PRESIDENT BURKE: Does anyone else have any questions/comments on Mr. Dobies' report this evening? If not, we will move on to our Finance Director, Ms. Barb Biro. Barb, do you have a report for us?

FINANCE DIRECTOR BARBARA BIRO: Yes, Mr. President. A very short one. We are asking Council for their support of the Ordinance 21-2018 for Court Community Service. Also we are asking for your support on Ordinances 23 and 24 on behalf of the Fire Department for fire prevention training equipment for our firefighters and also to assist in purchasing and upgrading a fire truck for the city. With that, you have my report, Mr. President.

PRESIDENT BURKE: Thank you, Ms. Biro. Does anyone have any questions for Ms. Biro tonight? If not, we will move on to our City Engineer, Mr. David Krock. Dave, do you have a report?

CITY ENGINEER DAVE KROCK: Thank you, Mr. President, I do. I just want to follow up on one item from the Mayor's report. The other thing regarding Turney Road. We've asked the contractor to come out and restripe all those lines. Pretty much they're all gone from last summer. We're happy to see it paved but of course it would be nice to have some stripes out there. They intend to do that in April at some point when the weather clears up. That's my report.

PRESIDENT BURKE: Does anyone have any questions for Mr. Krock on his report this evening?

SOCIAL SERVICES DIRECTOR KATHY RUSH-PARSSON: Absent.

PRESIDENT BURKE: If not, we will move on to our Economic Development Director, Ms. Noreen Kuban. Noreen, do you have a report?

ECONOMIC DEVELOPMENT DIRECTOR NOREEN KUBAN: Thank you, Mr. President. No, I do not have a report this evening.

PRESIDENT BURKE: All righty. Last but not least our Building Commissioner Mr. Mark Moro. Mark, do you have a report for us this evening?

BUILDING COMMISSIONER MARK MORO: Yes, I'd just like to thank the Mayor and Council for considering the amendment to the resolution on the moratorium. Thank you.

PRESIDENT BURKE: Thank you. Does anyone have any questions for Mr. Moro? If not we will move on to Communications from Citizens on Tonight's Agenda. Would the Clerk please read the rules.

COMMENTS BY CITIZENS ON THE AGENDA:

CLERK: Comments shall be strictly limited to brief statements not to exceed five minutes with comments limited to legislation on the current evening's agenda. No citizen shall speak more than once.

PRESIDENT BURKE: Is there anyone wishing to speak on tonight's agenda?

David Mays, 8250 Green Drive. Resolution 05. Mayor I know this was your idea. I think it's fantastic, but I have a question. Since you are only doing the outside, which cuts the time at about 50%-60% are you planning on cutting that price which is over \$100.00 to do in the next year or is it going to be the same?

MAYOR VIC COLLOVA: That's something we're going to have to discuss. When we said that we would also allow for a volunteer without adding money on if we cut the interior out and change the price but it would have two prices on but it's something we can certainly talk about,

MR. MAYS: If you are only doing one, it's a question for somebody to pay for doing both of them. If they are doing both I think they should pay for both. If it's just one cut the price for just the exterior.

MAYOR VIC COLLOVA: We will take a look at that.

MR. MAYS: Thank you.

PRESIDENT BURKE: Thank you, Mr. Mays. Does anyone else have any comments on tonight's agenda?

Jamie McMillan, 9100 S. Hills Blvd., Broadview Heights. Good evening Council President, Council Members, Mayor Collova, staff and guests. I am the Vice President of Government Affairs for the Akron-Cleveland Association of Realtors or ACAR. Our office is located at 9100 South Hills Blvd., Suite 150 in Broadview Heights.

ACAR represents more than 5,500 real estate professionals in Northeast Ohio including those living and working in Garfield Heights. We appreciate the efforts of Mayor Collova and this Council for considering updates to the city's Point-of-Sale inspection ordinance. Garfield Heights is one of the few cities in Cuyahoga County that has been forward thinking and open to making homeownership more achievable when it comes to Point-of-Sale inspections.

As an organization, ACAR does not support Point-of-Sale inspections. Our policy is to support a systematic exterior only inspections of all homes in their jurisdiction. Not just those that are for sale or recent. In general, cities without Point-of-Sale tend to have a more robust real estate market and data backs that up. Actually, for Garfield Heights, this city has seen higher improvements in the market compared to neighboring cities that have not made the adjustments that this administration has. Anytime we share news about possible changes to Point-of-Sale communities, realtors are enthusiastic and welcome the change to make homeownership more achievable for their clients. In just the last year, we had thousands of hits on our Website about Point-of-Sale-related information. Realtors care a lot about this topic. When news about the Court case rulings in Portsmouth, Oakwood and here locally in Bedford came out, we had an influx of inquiries as to when we might see positive change in other Point-of-Sale communities.

I am not an attorney and will not offer commentary on those Court cases but what we have seen is that there are typically concerns regarding 4th Amendment privacy rights, fees imposing unnecessary burdens on sellers and when escrow is required it can impact financing or slow the closing process. So we want to thank you for being pro-active on this topic and we look forward to working with you on this and any other related real estate topics moving forward. ACAR is a resource free to you. Thank you for your time.

PRESIDENT BURKE: Thank you.

CLMN DUDLEY: Can I make one comment? I wanted to make it now. I understand you are from real estate and you oversee some real estate. It's so easy to come up with all of that and mention that and say you not in agreement when you're not an individual who has to reside in the city.

MS. McMILLAN: Sure.

CLMN DUDLEY: It's different in the city when you have to go look at the apartments and look into them houses, etc. and know that people got to live like that. When you mention that part where you're against it it says a lot of people who are just as much for having them inside inspectors and I appreciate the fact that they did put that new amendment inside because the way it was initially I was in just total disagreement with you all in your organization. Just wanted to do outside vs. inside. Thank you, Mr. Chairman.

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

MS. McMILLAN: Thank you.

PRESIDENT BURKE: Anyone else? Is there anyone else wishing to make a comment on tonight's agenda? Moving right along we will move on to Ordinances and Resolutions beginning with Ordinance 21-2018. Will the Clerk please read the title?

ORDINANCES AND RESOLUTIONS:

ORDINANCE NO. 21-2018

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO RENEW AN AGREEMENT ON BEHALF OF THE CITY OF GARFIELD HEIGHTS WITH COURT COMMUNITY SERVICE.

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

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 21-2018 passes with 7 Yes votes.

ORDINANCE NO. 22-2018

AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR TO APPLY FOR A GRANT AVAILABLE BY THE BULLETPROOF VEST PARTNERSHIP GRANT ACT OF 1998 FOR THE GARFIELD HEIGHTS POLICE DEPARTMENT.

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:

CLMN VAUGHN: Before I vote, anything we can do to help our Police officers that are out there on the street, I am in favor of. So with that I vote Yes.

CLMN DUDLEY: Before I vote, I know that no vest can save lives. They putting they lives on the line between us and harmø way. With that Mr. Chairman, I vote Yes.

CLMN NENADOVICH: Yes, we expect the Police force to make it safe for us. I vote Yes to make it safe for them.

CLMN SUSTER: The way things are going today I think we need to equip our Police Department with the best equipment that we have. I vote Yes.

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

PRESIDENT BURKE: Ordinance 22-2018 passes with 7 Yes votes.

ORDINANCE NO. 23-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, OR HIS DESIGNEE, TO MAKE APPLICATION AND ENTER INTO AN AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCYø FY 2017 ASSISTANCE TO FIREFIGHTERS GRANT TO PURCHASE FIRE PREVENTION AND SAFETY EQUIPMENT.

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:

CLMN VAUGHN: Before I vote, anything we can do to help out our Fire Department and give them better safety equipment, I vote Yes.

CLMN DUDLEY: Before I vote, I concur with Clmn Vaughn. I vote Yes.

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

PRESIDENT BURKE: Ordinance 23-2018 passes with 7 Yes votes.

ORDINANCE NO. 24-2018

AN EMERGENCY ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR, OR HIS DESIGNEE, TO MAKE APPLICATION AND ENTER INTO AN AGREEMENT WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCYø FY 2017 ASSISTANCE TO FIREFIGHTERS GRANT FOR THE PURPOSE OF PURCHASING A FIRE TRUCK.

Moved by VAUGHN to CONSIDER BY TITLE:

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

CLMN NENADOVICH: Mr. Chairman, didnø we just vote on that?

PRESIDENT BURKE: Not on this one.

CLMN NENADOVICH: OK.

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:

CLMN VAUGHN: Before I vote, this one is different than the one we just previously did. This is for the purchase of a fire truck; The other was for safety equipment. With that, I vote Yes.

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

PRESIDENT BURKE: Ordinance 24-2018 passes with 7 Yes votes.

RESOLUTION NO. 05-2018 AMENDED

AN EMERGENCY RESOLUTION PLACING A TEMPORARY MORATORIUM ON THE REQUIREMENT TO COMPLETE AN INTERIOR POINT OF SALE INSPECTION ON ANY DWELLING OR BUILDING THAT IS BEING SOLD, TRANSFERRED, OR CONVEYED IN THE CITY OF GARFIELD HEIGHTS.

Moved by NENADOVICH to CONSIDER BY TITLE ALONG WITH THE AMENDMENT:

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

Motion to SUSPEND THREE READING RULE:

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

VOTE ON ADOPTION:

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

CLMN GLENN: Before I vote, on the Point-of-Sales I had reservations on this. Seeing an amendment was put on the ordinance, I vote Yes.

CLMN SUSTER: Mr. Chairman, before I vote, I have a question if I might. We went to consider by title and we jump into the whereas clauses. Is that appropriate, Mr. Riley? Actually what you are doing, according to the amendment is taking that whereas clause and including it in with the title.

PRESIDENT BURKE: I believe the motion that was made, Mr. Suster, for the record was that we consider by title along with the amendment.

CLMN NENADOVICH: No, the motion was made due to the amendment.

PRESIDENT BURKE: Due to the amendment.

LAW DIRECTOR TIM RILEY: Yes, so that would cover it.

CLMN SUSTER: OK. I vote Yes.

CLMN VAUGHN: Before I vote, I want to just read what the amendment is so everybody understands.

~~W~~hereas, during the period of moratorium, Point of Sale Inspections will be offered to residents who request or volunteer to have the interior of their property inspected,+

With that, I vote Yes.

CLMN DUDLEY: Before I vote, I wanted to make sure myself that there was something that was going to protect the people who are concerned about families moving into homes and the inside the home was strongly the fabric of the outside of the home that defines the city when you selling a home. That was my opinion. With this amendment placed in there that the family would have an opportunity to have an inside inspection done when a Point-of-Sale without additional cost to them then that is the reason why I will support it with a Yes vote. With that, I vote Yes.

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

PRESIDENT BURKE: Resolution 5-2018 Amended passes with 7 Yes votes.

MISCELLANEOUS COMMENTS BY CITIZENS

PRESIDENT BURKE: That concludes our Ordinances and Resolutions for this evening. At this time, we will move on to 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 speak tonight?

James Deka, 12316 Havana Avenue. I'm up here because I watched on TV the Council Meeting where the Council wants to put basketball nets out in the open again for these kids. Bad idea. Sitting as a Council Member, we went through all this. Across the street they took the hoops, etc. down. You don't see any schools with them. Go down to St. Martin of Tours. They had them there, which is on the borderline of Garfield and Maple Heights. They took them down. St. Monica's - there's no way they're coming there. They had them at St. Monica's, they destroyed them, they knocked the Baby Jesus's Mother's head off and graffiti. What we need to do in this city is the Council and the school board needs to get together. Ninety percent of the kids in Garfield Heights are good kids. We have great kids going to our schools. We have great parents up here. I'm sure Mr. Dudley if you came home tonight and somebody called you and said your son was nasty to them, I'm sure you wouldn't say you know what? It's all right son. They're picking on you. You wouldn't say that. Clmn Vaughn. His son came to the fish fry. Clmn Vaughn was out of town. His son came out and said Mr. Deka, what can I do? I don't know his son. He said what can I do to help? The kids from Trinity come. We have a lot of good kids and the problem is if you put these on the outside we have a curfew so after 9:00 p.m. I saw we hired one fireman today. Are we going to hire 10 policemen to watch all these places? You know that when the policemen tell these kids to leave and the policemen go they're going to go back.

CLMN DUDLEY: Mr. Chairman, let me respond because I see you making eye contact with me. Let me give you something straight first Sir. What happened was called fearmongering. Nobody said we're going to put that on a corner. The Mayor said if you want me to do it he made a statement if you would like them on a corner if I respond. The Mayor said the media would use the stuff. Nobody wants a hoop on every corner. Second of all, if you knew my son you would know my son is some good kids.

MR. DEKA: That's what I said. I was complimenting you.

CLMN DUDLEY: Let me put that out there because you don't know my sons, Sir, with all due respect, right? Another thing I don't want a basketball court. I want a better recreation and if you heard my words and if the news media write that correct and write nothing else, I say you'd of heard me say it was about organized recreation. You don't want a free for all recreational programs. I do not want a basketball hoop on every corner, but I want the kids to have somewhere to go. I want somewhere to go. I pay taxes into recreation. I'd like to have somewhere to go after work to chill out with my family and friends. That is what I'm talking about. Nobody said, not a Member of Council said they wanted a basketball hoop on every corner. So whoever wrote that story they misinterpreted it and wrote what they wanted to put

out to create an act of fear in the people to stop the people from supporting some type of alternative recreation. That's what you fell prey to Sir. Nobody said anything about recreational goals on the corner.

MR. DEKA: I didn't say anything about putting one on every corner. You wanted to put one in the church. Clmn Glenn here. I didn't say you. I'm just saying that I feel that you're a good parent because if your kids did something wrong you're going to stand up.

CLMN DUDLEY: I know I'm a good parent.

MR. DEKA: Right. Nobody's saying. And so is Clmn Vaughn and the other ones here. What Council needs to do is you need to sit down with the Council as a whole and the Judges. We need to do this because when a kid is bad and the policemen bring him home and he pass go to get him they get that little piece of paper he got to go to Juvenile Court. They're not going to go to Juvenile Court next week. It does not happen that fast. So what happens is Johnny's a good little boy for three/four months and he goes there and the Judge says you're been a good boy. What we need in this city is to bring the parents and there is an ordinance somewhere in the book there that fines the parents and the parents are going to say I can't afford \$150.00, but you want to get the parents' attention? You put them on this work service. Let them do it on Saturday and Sunday on the streets in Garfield Heights cleaning it up. I guarantee you that 10% will go down to 5%.

CLMN DUDLEY: Sir, what would it have to do with recreation?

MR. DEKA: Here's the thing for recreation. You have all these schools. Open the schools up for these programs where they can do things. The schools have weight rooms. You go to the high school. They have weight rooms for people to use.

CLMN DUDLEY: But that's a school.

MR. DEKA: The school is part of the city and the city does not have the money to build a fabulous place.

CLMN DUDLEY: You don't have to build no fabulous place.

MR. DEKA: If you want to have all the stuff for people to be able to join it, because you're not going to give it to them for free.

CLMN DUDLEY: No you're not going to give it for free, but just like you came up now in front of Council, there's a recreational committee going to take place. You and some other ones bring your suggestions to that. Don't be fearful.

MR. DEKA: Trust me. I'm not fearful, but I think the Council should sit down with the Judges and you need to make these parents responsible because they're not and they don't care.

CLMN SUSTER: Tim, correct me if I'm wrong. We did pass that ordinance years ago but it was found to be unconstitutional. Am I right or am I wrong?

LAW DIRECTOR TIM RILEY: It's a tricky ordinance because you're actually putting responsibility for somebody else's conduct on somebody else.

MR. DEKA: There's the thing. I didn't do that when I was on Council. We passed it. It was \$150.00. If a kid under 18 years old, he goes across the street and breaks a window who is responsible?

CLMN SUSTER: He is.

LAW DIRECTOR TIM RILEY: He is. The child is responsible.

MR. DEKA: if a kid can't pay for it who is responsible?

LAW DIRECTOR TIM RILEY: There is a certain limit on how much they would have to pay.

MR. DEKA: We need to have these parents be responsible for their kids.

PRESIDENT BURKE: Mr. Deka, your time is up. I want to tell you. I was going to make this announcement in my Miscellaneous Business that there will be a Recreation Committee Meeting at 6:30 p.m. right here at the Civic Center on Monday, April 2nd.

MR. DEKA: Thank you.

PRESIDENT BURKE: Thank you. Is there anyone else wishing to make any comments tonight? Is there anyone else wishing to make a comment tonight?

MISCELLANEOUS BUSINESS:

PRESIDENT BURKE: If not, we will move on to Miscellaneous Business. 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: I will start since I had the invocation this evening. Again, I wanted to reiterate that we are going to have a Recreation Committee Meeting here on Monday April 2nd at 6:30 p.m. One of the things I'd like to talk about at that meeting, I'd like to come up with some solutions. For years now, we have talked about problems. We have talked about what we need, what we don't need, what we don't have, etc. But one thing that we need to start talking about are some solutions. I'm hoping that this Recreation Committee Meeting that we put together on Monday is not a session where people can come to and complain about what we have or what we don't have or what we need. I hope we can come out of this with some solutions.

On top of that, the only other thing I would like to say is that on Granger there are some of the residents that asked me what's going on on Granger between 135th and Maple Heights border. It's the waterline going in there. Replacement of the water line. I guess I was on the schedule so it's something that is being done.

Hopefully we'll see a new paved part of Granger there. It gets tore up by the trucks that come off at exit.

Last but not least, I want to wish everybody a Happy Easter on Sunday. Be safe. God bless everyone. Mr. Vaughn.

CLMN VAUGHN: Thank you, Mr. Chairman. At this time, I really like to thank Al Sluka for coming out to our Block Watch last week. It was a good Block Watch. We learned a lot. It was informative. I appreciate him taking an hour and a half out of his time to spend with us. He explained a few things. A little bit better understanding of a few things that are going on in the school board.

At this time, I really like to ask everybody to slow down around the churches this week folks. Lot of church activity. Remember a lot of traffic going in and out. There will be a lot of kids running around because they will be excited getting out of school for a few days vacation. So keep it slow.

With that, also I want to wish everybody a Happy Easter. Enjoy your families and enjoy the week. With that, that's all I have.

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

CLMN DUDLEY: We will be announcing our Town Hall Meeting for the month of April at the next Council Meeting. I will let you know what date that's going to take place in April.

I also like to congratulate our newest firefighter. I wish him the best. Keep him safe.

I was proud of the Garfield Heights Bulldogs Sunday. They done a great job. I believe next time we going to get it so I was proud of them guys, etc. They get to the very top and they put on a show.

Service is aware of the street. Tim, we do talk about the streets in Ward 1 have to be done. Nothing has ever been ignored. At the Building Committee Meeting, they discussed the hills that is mountains that is on Broadway that you can see it drive up and down. That's something that's been looked into. It has not been ignored. We are taking care of heat.

Happy Easter to everybody, etc. As Clmn Vaughn said, you got to kind of watch it out there. Kids are happy with their new clothes on and they just running out into the street so make an extra attention to detail when you're deriving this weekend, etc.

I continue to ask God to pray over our community and keep us all safe. Thank you, Mr. Chairman.

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

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

PRESIDENT BURKE: Mr. Nenadovich.

CLMN NENADOVICH: Yes, I have a few things. First of all I like to wish everybody a Happy Easter.

Then I want to congratulate the new firefighter. I believe his name's Bob Wolf.

This Wednesday March 28th at 7:00 p.m. here at city hall I am interested in starting up the Ward Block Watch again. Everybody's welcome. That will be at seven o'clock this Wednesday at city hall. I have nothing else. Thank you.

PRESIDENT BURKE: Thank you, Mr. Nenadovich. Mr. Glenn, do you have anything for us?

CLMN GLENN: I do. First of all Happy Easter to everybody.

We are having our Block Watch April 3rd, seven o'clock at Fire Station No. 1. That's McCracken and Turney.

I'd like to respond to some of the things that were said here in regards to recreation. I heard a lot of complaints. I heard we're going to have a meeting. I heard we're going to talk about some notions, equivocate solutions with money. I have not heard any ideas so hopefully at the recreation Meeting there will be some ideas put forth to talk about. Rather than complain some constructive. That's all, Mr. President.

PRESIDENT BURKE: Thank you, Mr. Glenn. Last but not least, Mr. Suster. Do you have anything for us this evening?

CLMN SUSTER: Yes, I do. If I could have Jim Feeney and Mr. Mays come up please? (*Mr. Feeney and Mr. Mays distributed lists of activities to the audience.*) Last month at the end of the meeting there was a remark made that there's nothing for these kids to do in this city. I went ahead and I called Mr. Dobies and I called the School Superintendent Terry Olsewski and I asked hem to each give me a list of everything that's available for these kids to do throughout the city. There is nobody that I don't think anymore once they get this list can say that there isn't anything for these children to do. There's something for everybody.

If there isn't anything for anybody on these two lists (which are quite long) think of something to do. I mean we did it when we were kids. I was thinking about it the otheday when I was going over this list. When we wanted to play football, my father didn't have money to buy me a football, we rolled up a newspaper, put some rubber bands around it and we played football. Those were the old things. That's the same things for a lot of things. We made scooters. They could do whatever they want, but they don't want to do it. Their parents don't give them the opportunity to use their heads. If you have any questions on what's available on there, you can also get a hold of Mr. Dobies or you could call the Superintendent, Mr. Olsewski. Here again, as I said, I don't want to hear again heres nothing for these kids to do. All they have o do is e willing to give up their time and use their heads. That's all I have.

CLMN DUDLEY: Mr. Chairman. It's not really a reference but when you circle the Garfield Heights city school programs, we have a lot of children who don't go to Garfield Heights city schools. Some of them are in private schools, charter schools, Cleveland School District so that kind of eliminates them from the Garfield Heights City School programs right there. That's all I have, Mr. Chairman.

CLMN SUSTER: Mr. Chairman, may I respond?

PRESIDENT BURKE: Yes.

CLMN SUSTER: There are no city school programs. There are some from the Recreation Department and there's also some from the schools. So there is something in there for them to do.

PRESIDENT BURKE: Thank you, Mr. Suster.

CLMN SUSTER: Thank you.

PRESIDENT BURKE: At this time I would like to make the motion that we adjourn tonight's meeting. All in favor signify by saying Yea. Any opposed? Meeting adjourned.

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

MEETING ADJOURNED AT 7:58 p.m.

APPROVED:

RESPECTFULLY SUBMITTED:

Matthew Burke
President of Council

Barbara Molin
Clerk of Council