

## COUNCIL MINUTES

April 21, 1997

The regular City Council Meeting was held on Monday, April 21, 1997 at 7 PM in the Euclid City Hall Council Chamber. President Cervenik presided.

Members Present: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Others Present: Mayor Oyaski, Service Director DiNero, Law Director LeBarron, Finance Director Balazs, Parks & Recreation Director DeMinico, CS&ED Director Koran, Commissioner Apanasewicz, Housing Manager Tolliver, Asst. Service Director Gulich, Fire Chief Dworning, Cpt. Maine, Sgt.-at-Arms Stankus, Clerk of Council Cahill.

### Council Minutes

Councilwoman Miller moved to receive and approve the Council Minutes of April 7, 1997. Councilman K. Farrell seconded.

### Communications

Council has received the following communications:

- A Resolution from the City of Rocky River regarding the transfer of liquor permits to businesses qualifying as economic development projects.
- A letter from the Friends of the Henn.
- A memo from Mayor Oyaski attaching the Legislative Bulletin pertaining to the Residency Bill Defeat.
- An invitation from Director DeMinico to attend this year's Arbor Day celebration.
- A letter from Mayor Oyaski to the Ohio Department of Transportation regarding comments on the interim policy developed by the Ohio Department of Transportation on the Transportation Review Advisory Council.
- A memo from Director Johnson regarding the legislation for ADC Broadband Communications.
- A memo from Director DeMinico regarding an Urban Forest Update.
- A Notice of Appeal regarding the transfer of ownership application to Pyramid Lounge.
- From Director Koran, the Euclid Community Concerns March report.
- From Director LeBarron, a summary of legislation on tonight's agenda.

### Administration Reports and Communications

Mayor Oyaski - I'd ask Mr. Johnson to briefly update the Council on the Public Access Facility.

Director Johnson - Briefly, where we are, as you noticed, we still have the cameras in place that we previously had. We have some of the parts for our remote control cameras are still not delivered yet, but we are still continuing with taping the Council meeting. Our next major step is, we hope this week, we will be able to playback this Council meeting. This will be the first time that we are playing back the Council meeting tape. We previously would submit them to Cablevision and they would play them back for us. I hope that you will bear with us and be patient. We expect too that the tape will be played back on Channel 51. A lot of the citizens are accustomed to watching the Council meeting tape on Channel 24. That channel will not longer be used. We will be using Channels 50, 51 and 52. Specifically we are anticipating playing back this Council meeting tape and future Council meeting tapes on Channel 51.

Mayor Oyaski - Administered the oath of office as President of Council to Bill Cervenik.

Mayor Oyaski and Parks & Recreation Director DeMinico presented the Shade Tree Commission (Chairman Jack Fraier) Resolution No. 100-1997 celebrating Arbor Day, April 25, 1997.

Mayor Oyaski - Presentation of Proclamation of congratulations to President of Euclid Youth Soccer Organization, Mirko Zudic.

Recreation Director DeMinico - This year marks the 20th anniversary that Briardale Greens was put forth through the homes, and on Saturday, May 3 at 11:00 a.m., Mayor Oyaski will be celebrating the 20th anniversary with a special ceremony on the No. 10 tee. All residents of the City of Euclid are invited to play a free round of golf, nine holes, beginning at 12:00 noon. The only requirement is that you call up and make a tee-time reservation and show proof of Euclid residency. We look forward to seeing everybody there on Saturday, May 3rd at 11:00 a.m. and we'll have some fun golfing.

Councilman K. Farrell - I want to direct this to Jack Johnson concerning the cable television. Are we going to be the only program on Channel 51 - the Council meetings - and what are the times that they will be shown?

Director Johnson - At this point, yes, we are working feverishly to generate additional programming, but initially you'll be the only program. What we're anticipating is that we will run an informational bulletin board at the time when the Council meetings are not being broadcast. The times that we are anticipating, we're going to try to -- so that the community can adjust to this -- we're going to try to broadcast it at the same times as they were previously broadcast. The advantage for this being once we become familiar with it and are more comfortable with it, is that now we can broadcast the Council meetings as many times as we want and at any time that we want. So if there are some time frames that are more preferable, I'd be glad to hear them. We are right now going to try to broadcast at the exact same times that they had been previously, at 5:00 on Wednesdays and Thursdays. However, we will try to run them even more frequently.

Reports & Committee Minutes

Councilwoman Miller moved to receive and approve the Fire Report of March, 1997; Humane Officer's Report of March, 1997; Shore Cultural Centre Report, Community Television Commission Minutes of March 6, 1997; Planning & Zoning Commission Minutes of March 18, 1997; and Board of Control Minutes: 3/24/97, 3/31/97 and 4/7/97. Councilman Dallos seconded. Yeas: Unanimous.

Committee of the Whole

Councilman Dallos moved to go into Committee of the Whole for Legislative Matters Only. Councilman Vadnal seconded. Yeas: Unanimous.

Madeline Scarniench - 1511 E. 221st Street - Item 4 on the Agenda, I'm just speaking in support of it. This is not one of the usual storefronts that you do in the city because most of the time it's something that's very visible. This is not, but this whole area is sort of blighted and this would, I hope, be the beginning of fixing up that whole area. I know the residents in that area would appreciate it, so I would hope that everyone would support this.

Dale Vernon - E. 196th Street - For the record, I would be interested in how this body will justify voting in favor of giving, not loaning, the \$14,500 to a commercial enterprise for renovation in face of the recent tax increases for the sewer/water lines repairs. This is in regard to Item 4.

Councilman K. Farrell moved to rise and report. Councilman Flowers seconded. Yeas: Unanimous.

LEGISLATION

Ord. 101-1997 (407-97) Self-Insurance Settlement

An emergency ordinance pursuant to Section 107.04(d) of the Euclid Codified Ordinances authorizing and approving a settlement agreement with Mr. George Byrne as part of the Self-Insurance Program. (Sponsored by Mayor Oyaski by request of Law Director)

Councilman K. Farrell moved for passage, Councilman Vadnal seconded.

Councilman Vadnal moved to close debate, Councilwoman Miller seconded. Yeas: Unanimous.

Councilwoman Miller moved to suspend the rules, Councilman Dallos seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Passed.

Ord. 102-1997 (411-97) Police Vehicle

An emergency ordinance authorizing the Ex-Officio Director of Public Safety of the City of Euclid to purchase one (1) new police vehicle from Clay Matthews Pontiac. (Sponsored by Councilwoman Miller by request of the Police Chief)

Councilwoman Miller moved for passage, Councilwoman McGarry seconded.

Capt. Maine - This is a car that we are asking to be replaced that was damaged, totalled, in an accident on Highland Road at the beginning of the year as a result of pursuit. This car will be replaced by Clay Matthews Pontiac along with the other cars that we are purchasing.

Councilman Flowers - You indicated the funds to pay for the expenditure is \$13,436 insurance settlement. Is that the total cost of the new car or is there an additional amount?

Capt. Maine - There will be additional monies that Director Balazs has been authorized to look for that money.

Councilman Flowers - It will come from capital?

Director Balazs - Yes it will. It will come from the Permanent Improvement Account. They do have a savings in their account that we originally reported to City Council. We'll take it from the Permanent Improvement Fund.

Councilman Flowers - I was concerned. I noticed the \$13,000 and I knew it had to come from somewhere else. Thank you.

Councilman Flowers moved to close debate, Councilwoman Miller seconded. Yeas: Unanimous.

Councilman K. Farrell moved to suspend the rules, Councilman Flowers seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Passed.

Ord. 103-1997 (414-97) Doors Municipal Garage

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract after advertising for bids for the labor and materials needed to replace the garage doors at the Municipal Service Garage. (Sponsored by Councilman Dallos by request of the Service Director)

Councilman Korosec moved for passage, Councilwoman McGarry seconded.

Director DiNero - I don't know if any of our Councilmen have been by our Service Garage lately but if you look at our overhead doors, they are patched up with panelling and they are about ready to fall apart. The doors were installed when the garage was originally built in 1972. There's approximately 19 doors that have to be replaced. There are 6 doors that are 22' x 12'. Then we have 13 that are 12' x 16'. It takes care of our whole municipal garage where Motor Maintenance is and also the bus garage. The funding is from the emergency building improvement fund in the capital budget. There was \$100,000 and we are estimating the cost to replace the doors is approximately \$50,000. The bids could come in cheaper.

Councilman Flowers - Was this in the appropriations?

Director DiNero - This is in the capital budget under emergency building improvements. There was \$100,000. These garage doors are an emergency. If you look at them, you'll understand what I'm talking about. We estimate the cost of approximately \$50,000.

Councilman Korosec moved to close debate, Councilwoman McGarry seconded. Yeas: Unanimous.

Councilman Dallos moved to suspend the rules, Councilman Vadnal seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Passed.

Ord. 104-1997 (409-97) California Ceramic Supply

An emergency ordinance authorizing, empowering and directing the Mayor of the City of Euclid and Director Community Services and Economic Development to enter into a Special Storefront Renovation Agreement with California Ceramic Supply, owner of the property located at 19451 Roseland for the provision of a grant in the amount of \$14,500 as reimbursement of 40% of the estimated \$36,250 cost of improvements. (Sponsored by Councilman Dallos)

Councilman Dallos moved for passage, Councilwoman Miller seconded.

Director Koran - Before you tonight is an ordinance authorizing the Mayor and myself to enter into an agreement with California Ceramic Supply which is currently located on Roseland to assist them in the renovation of this unique industrial building in the community. This Council last year passed a rezoning to permit this company to move into this location. It is an out of the way, somewhat blighted area and we are happy that a new owner has purchased this building and that we are able to assist them in fixing the property up. You can see it is a fairly minor amount of assistance however this is a significant project to the owners of the building. They will be spending over \$36,000 on tuck pointing, metal siding, significant amount of glass block, power washing and fence repairs. We will be reimbursing the owners after the work is done 40% or a maximum of \$14,500.

Director Koran - To answer the gentleman's question previously, this money is derived from the Community Development Block Grant Fund which this City Council appropriated earlier in the year. These funds have been set aside specifically for projects like this. These funds cannot be used for example water or sewer lines.

Councilman Dallos - This building is located in Ward 4. This building hasn't been occupied that frequently for a long period of time. I went down and into the California Ceramics place located in Cleveland. They were located at Dille Road and St. Clair. I'm happy that they are moving into the City of Euclid. Mr. Koran already answered the question about, this is federal funds, it has nothing to do with our general fund or capital improvement funds. It is hard to explain to people in the audience and also to our constituents all the different funds that we have in the city. They think that it is all mangled into one and it is not. I wish that the federal government would give us \$10 million to fix our water lines and sewers and I would be happy. I am certainly for this and I hope the rest of Council is.

Councilwoman McGarry - I just want to speak to the program because I deal with this program on a daily basis. The larger issue to me is the effect that it will have on the adjoining neighborhood. It looks like a small amount of money, this will have multiple effects of bringing up the level, the economics all around it. It is just like the yeast in the dough, so to speak. It will do an awful lot, \$14,500.

Councilwoman McGarry moved to close debate, Councilwoman Miller seconded. Yeas: Unanimous.

Councilman K. Farrell moved to suspend the rules, Councilman Dallos seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik  
Passed.

Res. 105-1997 (410-97) Urban Forestry Grant

A resolution in support of establishing a statewide, Urban Forestry Grant Program to benefit Ohio communities and the environment. (Sponsored by Councilwoman McGarry by request of the Parks & Recreation Director)

Councilwoman McGarry moved for passage, Councilwoman Miller seconded.

Director DeMinico - From the years 1992-1995, the City of Euclid received over \$80,000 in grants for tree planting programs. We were able to plant over 1,500 trees during that span with the assistance of a 50% match through federal funds. In 1994, there was a pilot program in Stark County where they took fines from the Ohio EPA and earmarked them in for Stark County for a tree planting program, using matching funds through communities. By your support of this Resolution, we hope to make this a statewide situation where they can use those funds and earmark them for grant monies available to communities that are aggressive in tree planting such as Euclid.

Councilwoman Miller moved to close debate, Councilwoman McGarry seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik  
Passed.

Res. 106-1997 (408-97) Land Use

A resolution urging the Governor and General Assembly to address the land use and economic development needs of rural, suburban and urban Ohio. (Sponsored by Mayor Oyaski)

Councilwoman Miller moved for passage, Councilman Vadnal seconded.

Mayor Oyaski - This Resolution I commend your attention. It is the latest in a series to the State asking them to take appropriate action to deal with urban sprawl in the metropolitan, Greater Cleveland area. The Governor did appoint the Task Force on Farmland Preservation and there is no farmland in the City of Euclid and hasn't been for 60 years. The way the State preserves farmland in Geauga County does has an impact on how investment occurs in Euclid and other eastern Cuyahoga County suburbs. We are anxiously awaiting the recommendations of the Task Force. This Resolution is timely in that it continues to ask the State to address this issue, face forward, to deal with the issue of sprawl conscientiously. The first ring suburb organization has asked for an opportunity to meet with the appropriate Council Committee. Director Koran and I have been involved in a series of meetings on the subject. There are a number of policy initiatives that have come out of this group.

Mayor Oyaski - Right now we are very interested in the farmland preservation issue because the Governor's Task Force may have some very key recommendations to make that will focus reinvestment on older areas in Cuyahoga County. There was a letter in your packet. I think it came up, Councilman Flowers asked about it at the last meeting. This Council previously objected to the Transportation Review Advisory Council guidelines. I wrote a letter that was included in your packet making specific objections to those guidelines and making some specific proposals. This Resolution, while not particularly controversial does maintain the city's position on the overall issue of the state's responsibility for sprawling conditions in Metropolitan Cleveland.

Councilman Flowers moved to close debate, Councilman Korosec seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Passed.

#### CEREMONIAL RESOLUTIONS

##### Res. 97-1997 (404-97) Days of Remembrance

A resolution of intent recognizing the week of May 4, 1997 through May 11, 1997 as "Days of Remembrance" of the victims and survivors of the Holocaust, as well as their liberators in their honor, and in an effort to strive to overcome bigotry, hatred and indifference through learning, tolerance and remembrance. (Sponsored by Mayor Oyaski and the entire Council)

##### Res. 98-1997 (405-97) Euclid Alumni Assoc.

A resolution of congratulations to the eight new inductees to the Euclid Public Schools Alumni Association Distinguished Achievement Hall of Fame. (Sponsored by Mayor Oyaski and the entire Council)

##### Res. 99-1997 (406-97) Day of Prayer

A resolution designating May 1, 1997 as "A Day of Prayer" in the City of Euclid, Ohio. (Sponsored by Mayor Oyaski and the entire Council)

##### Res. 100-1997 (413-97) Arbor Day

A resolution celebrating Arbor Day, Friday, April 23, 1997, in the City of Euclid, and urging the residents to observe the day in appropriate fashion designed to appreciate the value, benefits and significance of trees to our City. (Sponsored by Mayor Oyaski and the entire Council)

Councilman Dallos moved for passage, Councilwoman Miller seconded.

Roll Call: Yeas: Dallos, K. Farrell, Flowers, Korosec, McGarry, Miller, Vadnal, Cervenik

Passed.

#### COMMITTEE OF THE WHOLE

Councilman K. Farrell moved to go into the Committee of the Whole. Councilman Dallos seconded. Yeas: Unanimous.

Mrs. Dorothy Fike - 20271 Delaware Road. A few months ago during the storm, there was some trees damaged on Grand Blvd., nice trees. The City through the Parks Department has taken down all the trees on both sides of Grand Blvd. leading from where it makes the curve all the way up to, I'm not sure what street. I've asked the Parks Department if they are going to replace them and I was told no. I'm here to complain about it. We had nice trees there and they took old trees down and some newer trees down. They've left stumps and they are big treelawns and I would like to bring it to all of your attention, tonight you are talking about Euclid being a tree city, I don't know how many trees were cut down along Grand Blvd. and I would like to see them replaced. Mr. DeMinico said that the trees were bending. There are many different kinds of trees. There are trees on my street, which is nice, but I would like to see trees go back on Grand Blvd. because I travel it all the time and I would like to see trees replaced.

Director DeMinico - Since our Recreation Commission Meeting that you brought that to our attention, the Councilman of that Ward has contacted me. I have been in contact with our Superintendent and we do have some trees in the area that you were looking at to be planted there. Those were Bradford Pears. They are made to self-destruct under heavy snow that we had if you recall. We had to take them down. It is on the agenda to have that area cleaned up along the hill.

Mrs. Fike - You will replace them with something?

Director DeMinico - Some of them.

Mrs. Fike - This year?

Director DeMinico - It will be this year. It may not be this spring, however, it will definitely be this fall.

Mrs. Fike - There is a meeting in Executive Session Tuesday night. You quote the Codified Ordinances of the City. I don't have the Codified Ordinances, but I do have a copy of the Charter. I would like to know under what Section you are having an Executive Session to interview candidates for the Council Ward One Seat? I know that the Sunshine Law covers personnel, but I thought it was personnel matters that had to do with the city employees. Will you explain to me how you are now using it for interviewing candidates for Ward One Council Seat? I know when the School Board interviewed candidates for the Library Board, they were public meetings and anybody could go and sit and hear them being interviewed.

Director LeBarron - Mrs. Fike, in answer to your question, Euclid Codified Ordinance 125.05 allows for an Executive Session when there is going to be the consideration of the employment of a public employee or official. A council person is considered a public official.

Mrs. Fike - This ordinance goes beyond the Sunshine Law, what's allowed under the Sunshine Law?

Director LeBarron - I don't believe that your statement is correct. I do not have the relevant Revised Code Section.

Mrs. Fike - I didn't make a statement, I'm questioning you.

Director LeBarron - Yes and what I'm saying in response to your question is that I do not have the relevant section of the Revised Code memorized, but I believe and I will check on this that our ordinance mirrors State law on this issue. I will have to check the Revised Code to be absolutely certain if that is correct.

Mrs. Abby Vernon - East 196 Street. When I hear somebody refer to our general neighborhood of East 196 and Roseland as being blighted, I find it really offensive. If you drive around the neighborhood, I think you would find that in proportion percentage, the ratio of houses that are a problem to the ratio of businesses that are a problem, the businesses are definitely a bigger problem. In the 19 years that I've live on 196 Street, I've never seen a business move into the neighborhood that did anything to improve it. We've had beverage stores where people throw beer bottles and things out on the street. We have Burger King and you get all the bags and attendant things that go along with that. Right now we have a restaurant at the end of our street that has an inadequate dumpster in the back. It is attracting the neighborhood cats, raccoons, probably rats, although I haven't seen any. It needs to be taken care of, although I don't see the city doing anything about that. That is probably the biggest blight that you see in the area.

The other thing we are encountering is speeding. Traffic coming in off Euclid Ave., down to Roseland. I would say from 7:00-7:30 in the morning, we are seeing cars doing 60-70 mph coming down the street. We are going to get more of that with the ceramic store. The City ought to look to some of that. Thank you.

Gloria Gillette - 246 East 214. I would like to know how as a citizen of Euclid we could get a report on Shore Cultural Centre? The report that has been given to the Committee, is that available to the public?

Director DeMinico - Yes, I could have a copy for you made sometime this week. You can call my office and I'll make sure it is earmarked and it would be up front.

Gloria Gillette - What kind of public involvement will there be in the review of that and looking at the future of Shore Cultural Centre?

Mayor Oyaski - This Council received a report in its packet pursuant to the study that you authorized by an architect, who was commissioned to consider various alternatives. One particular alternative is very interesting to me. Obviously you will have to make this decision on which alternative and how it is funded. I would ask that the Council set this for a hearing in a particular committee at your earliest convenience before Council goes into recess. We welcome maximum public input not only from the current tenants at Shore but from the public at large.

Gloria Gillette - So there will be public involvement in the Committee in the decision?

President Cervenik - There is going to be an Executive Committee Meeting on May 21st. We are going to have a presentation given to us by the architect. It will be an open meeting.

Gloria Gillette - I hope that you would consider, I am a tenant but I also run a regional training center for the State of Ohio in conjunction with Euclid City Schools. We've contributed \$25,000 in the last two years to the building. I hope that you consider that in the proposal I was very concerned because it shows eliminating a lot of the tenants and I'm wondering how you are going to replace the money that those 30 permanent tenants bring in. I certainly hope that is considered. If the Centre is moved to be a senior citizens center, 10% of our community is senior citizens. I have strong concerns about what is going to happen to the 15% of the city that is functionally illiterate and uses the Centre? The Boy Scouts, Euclid Community Concerns. I hope it is looked at as a community centre. A lot goes on in that building. I hope that if you drive by and try to find a parking space there, you might see how important that is to the city. I hope there is a lot of community input in that. Thank you.

Mr. Harvey Mlachak - 23831 Lake Shore Blvd. Strange as it may seem, this is not about the Henn House, but it is about Sims Park. Just about a year ago I asked Mr. DeMinico for and was promised speed limit signs and speed bumps to protect our children who use Sims Park from inconsiderate and reckless speeding drivers. We got one 15 mph sign, it is about 20 ft. up on a pole. Pulling into the Park, unless you look up there, you can't see it. Speed bumps, nope. Is there any wonder that I'm a little disturbed about this? Are we waiting for a tragedy to happen with our children in that park? Can't we give these kids a little bit of safety? Thank you very much.

Councilman Dallos moved to rise and report. Councilwoman McGarry seconded. Yeas: Unanimous.

#### Councilmen's Comments

President Cervenik - I have a few announcements. We will have an Executive Committee Meeting on May 21st at which time we will discuss Shore and some other items that are in Executive Committee. I've asked the Law Director to get me a copy of any items that are in this Committee so we can do some work on them. May 12th, Finance Committee Meeting. It will entail the General Fund and Capital through April of this year. It will be 7:00 pm on May 12th.

The Executive Committee Meeting next Tuesday, interview the candidates. We have asked that applications be given to Regina in the Clerk's Office no later than Friday at 4:00 on April 25th. Council will meet in Executive Session on Tuesday, April 29th at 6:30. Regina will have each applicant assigned an interview time so that they are not here all at one time. We have at least 10 applicants at the moment and I would imagine there will be a few more before Friday's deadline. I would ask each candidate to have a 3 minute opening statement for Council. I would like each Council person to forward to Regina questions that we would like each of the candidates to answer uniformly. That will take about 5 minutes of the interview. The final 2-3 minutes of the interview, I would say that we would open up any specific questions of each candidate that you have. If you have any questions you would like to hear all 10-12 candidates address, get them over to Regina by Thursday. That will give some uniformity to the interviews. We must vote at the regular Council Meeting, Monday May 5th. If we do not act by May 8th, at that time the Mayor makes the appointment. I think we can make an appointment by May 5th without any problem at all. Any questions, suggestions? Does that seem okay to everyone?

Councilman K. Farrell - You said that there is going to be 10 people and possibly more, do you think one day isn't enough?

President Cervenik - If we can hold them to 15 minutes, we could probably get this done in 2 1/2 hours.

Councilman K. Farrell - I can perceive 15 minutes not being enough and running over. It is an important decision and 15 minutes doesn't seem like a ton of time.

President Cervenik - The calendar we have would dictate it to be that Thursday. That Thursday, all members of Council would not be there. That's the reason we went to Tuesday in the first place. Can everybody make it on the 29th? That's one of the reason for the one day on the 29th. A number of Council members cannot make it on May 1st and 2nd. We may just have to put in for a long evening and get it done. We are under a time restriction and we did want to give each candidate enough time to send in a resume with their skills and background.

Councilman Flowers - The cut off is the 25th and you want us to have the questions in by the 24th?

President Cervenik - Give Regina a couple of questions between now and Thursday afternoon.

Councilman Flowers - When I go through the interview process, you look at someone's resume. Based on that, you ask questions.

President Cervenik - The questions would be a question you would like to ask all of them. Not based upon their own specific skills or any items that concern their specific qualifications. Such as, as a Council person in Ward One, what do you think the top three items of concern are. Those are the questions I'm asking you to forward to Regina. We will have a 3-4 minute period at the end of the interview to ask specific questions to each specific candidate without any uniformity. That would be based upon the resume. We will all get a copy of the resume before hand. Regina will send those out Friday. We are under a tight schedule. We don't have a whole lot of choice, some people will be out of town. It is important for all Council to be present.

Councilman Vadnal - We then nominate at that Meeting?

President Cervenik - In Executive Session we cannot nominate unless we opened it up to the public. If we have a consensus at that time, the official vote will be at the Council Meeting of May 5th.

Councilman Vadnal - Majority vote?

Director LeBarron - Majority vote, whoever gets the most votes gets the position.

Councilman K. Farrell - In the event of a tie?

Director LeBarron - It is possible and under Robert's Rules, which is what this Council follows if you don't have your own rule on it, which you do not; under Robert's Rules you keep nominating until you no longer have a tie.

Councilwoman Miller - Will this be by ballot or voice vote?

President Cervenik - Let me know which way you feel comfortable. We can either take nominations from the floor, we can take nominations from secret paper ballot, whatever you suggest we can do.

Councilman K. Farrell - The Golf Outing on May 3rd, there is going to be closest to the pin competition and a "hole in one" competition that is co-sponsored by Clay Matthews Pontiac and the Kiwanis Club. The residents will have a chance to win a car.

Councilman Flowers - East 250, a resident asked me, is that a four lane highway?

Capt. Maine - To be 4 lane it has to be designated with lane dividers and it is not.

Councilman Flowers - They also mentioned it had a double yellow line and because of that there is not to be any passing. What is the law on that? Or, is that something we just kind of overlook? I'm not suggesting that we start patrolling it either.

Capt. Maine - If people decide to use it as a four lane highway, they are doing so at their own risk, that is the only thing I can tell you. It is not a designated four lane road.

Councilman Flowers - You are allowed to pass?

Capt. Maine - You can't cross over the double yellow line.

Councilman Dallos - Capt. Maine, yesterday in the Sunday Plain Dealer I got a phone call from an individual. On page 4A, there is a garage door opener that was advertised that will open up 10-20 different garage doors. Can you check into that to see if that is true?

Capt. Maine - I'll look into it, I'm not familiar with what you are talking about.

Councilwoman McGarry - I would like to remind our citizens and all of my colleagues and the Administration of the Parks & Recreation Committee Meeting, April 28th Monday and 7:00 pm, concerning issues related to the Henn, zoning and leasing issues. I would like to direct a question to Mr. DiNero concerning the retaining wall status at Edgecliff & E. 224th St.?

Director DiNero - We got three proposals from 3 engineers. We'll make a decision before the end of the week on who the engineer is. Then we'll have plans and specifications drawn up and proceed with the construction of the wall. I was in Columbus a week ago Thursday seeking some emergency funds from Issue 2. We were petitioning the Corps of Engineers trying to get some financing. We are trying all means. We will write a letter to Rep. Stokes to see if he can help us in this matter. We are going to proceed with the plans and specifications. If that wall has to be repaired this year, we have to start that wall sometime in June to get it done in the little season that we have that we can work on the lake. It will be the same idea of what we are doing with the outfall sewer. We have a window from June to middle of September that it has to be done. When we have further information, we'll make sure that the residents in that area know about it.

Councilwoman McGarry - Is it under surveillance now as far as the Army Corps goes? Who's keeping an eye on this?

Director DiNero - There isn't too much that we can do with that. The engineers have been out there and looked at it. It is not a threat to any of the road as of right now. The utility poles were already moved to the other side. We don't have any heavy trucks going there. Waste Management is picking up the solid waste with a pick-up truck, not the heavy trucks through there. I don't think there is any immediate danger to anything right now.

Councilwoman Miller - Wednesday, May 7th is a Safety Committee Meeting at 7:00 dealing with the "dog" ordinances.

Adjournment

Councilman K. Farrell moved to adjourn, Councilwoman McGarry seconded. Yeas: Unanimous.

Attest:

\_\_\_\_\_  
Clerk of Council

\_\_\_\_\_  
President of Council