

COUNCIL MINUTES
SEPTEMBER 20, 1999

The regular City Council Meeting was held on Monday, September 7, 1999 at 7 PM in the Euclid City Hall Council Chamber. President Cervenik presided.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Others Present: Mayor Oyaski, Service Director DiNero, Finance Director Balazs, CS&ED Director Koran, Capt. Skrajner, Capt. Maine, Parks & Recreation Director DeMinico, Law Director Murphy, Building Commissioner Apanasewicz, Zoning Commissioner Hayes, Housing Manager Tollerup, Sgt.-at-Arms Stankus, Clerk of Council Cahill.

Communications

Council has received the following communications:

A letter from Director DeMinico to the Jean Reilly President of the Friends of the Henn Mansion regarding a complaint filed last Council Meeting.

A letter from Ronald Tober, General Manager of RTA, to Mayor Oyaski regarding the need for late evening service to residents who live on E. 260 St.

A summary of legislation on tonight's agenda from Law Director Murphy.

An update from Cuyahoga County Treasurer Rokakis on the progress of the HELP program.

A memo from Law Director Murphy on Lakeshore Tavern

A bulletin from Jim Petro State Auditor on amended Senate Bill 201- Election matters.

Council Minutes

Councilwoman Miller moved to receive and approve the Council Minutes of September 7, 1999.

Councilman Vadnal seconded. Yeas: Unanimous.

Administration Reports & Communications

Director DeMinico – This Saturday and Sunday is the Parks & Recreation's Annual Fishing Derby. Information and registration is available through our office at 289-8114. Five hundred pounds of rainbow trout will be dumped into Memorial Pool on Wednesday, ready for everyone to try their angling at catching them.

We are also going to be informing Council that on Saturday, October 2, at 1 PM, we will be having a ribbon cutting ceremony of our new skate park. It is ¾'s complete over this past weekend. We will give Council additional information for that ceremony.

Mayor Oyaski – We want to invite the Council, members of the public, to attend a special ceremony this Sunday for the departed Florence Humphrey. It will be at the North Street Historical Museum, just north of Euclid Ave., from 1-4 PM. The program is scheduled to begin at 2:00. A number of Florence's friends and former associates from a number of different organizations will be joining together to celebrate her life's accomplishments. We certainly hope the Council and all interested members of the public can attend.

Mayor Oyaski and Capt. Skrajner gave orders and swore in new firefighter Adam Reichman.

Mayor Oyaski presented Chrissy Wojtila with Res. No. 195-1999.

Mayor Oyaski presented Proclamations to Eagle Scouts: Andrew Campbell, Andrew Matas and David Fitzsimmons Graham.

Reports & Committee Minutes

Councilwoman Miller moved to receive the Fire Report – August, 1999; Humane Officer's Report – August, 1999; Board of Control Minutes: 8/30/99 & 9/7/99. Councilwoman McGarry seconded. Yeas: Unanimous.

Committee of the Whole

Jerry Corbran – 24250 Maplewood Dr. I know items #12 and #15 are regarding hiring an architect. After a long career in engineering, I can appreciate the value of planning on a professional level. #12, the design of a club house for the golf course comes as a surprise to me. Because, in my opinion, sufficient ongoing profitability there has not been established. This year a safety fencing measure was put on hold due to a lack of funds. Now, I realize that the golf course is an enterprise fund, that means it is paid for its expenses out of golf related revenues. Perhaps unclear here is an outside funding source will be used. Now, let me clear that up.

Mr. Corbran - The hiring of architects for a preliminary design is a good thing and seems to be in style at Shore Cultural Centre, the designs for partial demolition and renovation were reviewed and then another architectural hiring was made for complete demolition of the community center.

Addressing #15, a highly publicized escape from the jail is forcing an action there. Hiring an architect when you have a problem makes some sense. I wish this Council would be consistent and use that philosophy on a long suffering lakefront where high rise zoning blunders of the 60's squelched the use of upscale building there and in the rest of the city. Now, the Council approved an expensive professional master plan in 1995. It revealed that only 142 homes valued over \$150,000 exist in the city. It also noted that 2600 families can buy housing in that price range. Now, that's a real first class problem. Council put dragging on hiring of a first class architect...

President Cervenik - Mr. Corbran, you need to address the issues on the agenda.

Mr. Corbran - Thank you.

Dennis Berzinskas - 20890 South Lake Shore Blvd. On the agenda, #12 and #13, the golf course, as we understand it, as we were told, they just started paying for themselves, we were told. Until they can pay for themselves and pay off most of the debt to cover a new golf house, I think you better wait. We have more things on our plate than we can handle. We don't have the money, the golf course is not making that much money. And, to take it from our pockets when we need streets and sewers is a shame. You want to go, upscale housing there. Thank you.

Councilman Gallagher moved to rise and report. Councilwoman Holzheimer Gail seconded. Yeas: Unanimous.

LEGISLATION

Ord. 197-1999 (480a-99) Rezone/27861 Euclid Ave.

An ordinance rezoning P.P. #648-30-13, located at 27861 Euclid Ave., from U-3 to U-8 use district and further amending Ord. No. 2812. (Sponsored by Councilman Korosec by request of the CS&ED Director)

Councilwoman Holzheimer Gail moved for passage. Councilman Farrell seconded.

Third Reading.

Public Hearing.

Commissioner Hayes - This item is rezoning property at 27861, the old Innvoy property. Basically it is going to rezone to U-8 for office type use. Presently it is zoned U-3 for apartment type use. The zoning of this property would make it consistent with some of the other properties in this area that we have already zoned to U-8 office type use. This did go to Planning & Zoning and was approved by them unanimously prior to Council's recess. If you have any questions, I'll be more than happy to try and answer them.

Councilman Dallos moved to close debate. Councilwoman Holzheimer Gail seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. (499-99) Rezone/E. 264 & Tungsten

An ordinance rezoning P.P. # 648-25-064, located at E. 264 St. & Tungsten Rd., from U-2 to U-1 use district and further amending Ord. No. 2812. (Sponsored by Councilman Korosec by request of CS&ED Director)

Second Reading.

Public Hearing 10/4/99.

Ord. (578-99) Rezone/ 541 Babbitt Rd.

An ordinance rezoning P.P. #644-32-002, located at 541 Babbitt Rd., from U-2 to U-R-3 use district and further amending Ord. No. 2812. (Sponsored by Councilwoman McGarry by request of the Building Commissioner)

Councilman Farrell moved for passage. Councilman Korosec seconded.

Councilwoman Holzheimer Gail moved to Planning & Zoning. Councilwoman McGarry seconded.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.
To Planning & Zoning.

Ord. 198-1999 (574-99) Advanced Real Estate tax collection

An ordinance authorizing the Director of Finance to take advances on the collection of real estate and personal property taxes and declaring the necessity for the taking of those taxes. (Sponsored by Councilmen Cervenik, Dallos, Farrell, Miller & Vadnal by request of the Finance Director)

Councilman Dallos moved for passage. Councilman Farrell seconded.

Director Balazs – This is routine legislation where we submit this ordinance to the County Treasurer to agree to his plan of submitting the real estate taxes and personal property taxes back to the City of Euclid. We agree with their advancement program and we recommend that we pass this.

Councilman Dallos moved to close debate. Councilman Vadnal seconded. Yeas: Unanimous.

Councilman Farrell moved to suspend the rules. Councilman Gallagher seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 200-1999 (586-99) Heritage Drive/special assessments

An ordinance to provide for the issuance of \$1,715,000 bonds for the purpose of paying the property owners' portion, in anticipation of the collection of special assessments heretofore levied, and the City's portion of the cost of improving Heritage Drive from Euclid Avenue northerly approximately 1,600 feet to Tungsten Road Extension at an existing cul-de-sac by constructing a roadway, access drives with aprons, lighting, sanitary sewer, storm sewer with outlet and detention basin, water main and related utility improvements, all together with the necessary appurtenances thereto, and declaring an emergency. (Sponsored by Councilman Cervenik by request of the Service Director)

Councilwoman McGarry moved for passage. Councilman Korosec seconded.

Director Balazs – This is the improvement of Heritage Drive the roadway off of Euclid Avenue by Argo Tech. The original estimate to do this improvement was \$1.8 million. We are pleased to report back to City Council that it will be closer to \$1.7 million figure that you see in the ordinance here this evening.

This is an assessment project which will be shared between the City of Euclid and Argo Tech. The city shares 20% of the project, 1/5 of the balance, 80% will be paid by Argo Tech. We will have a bond sale which will determine what the interest rate is on the issue. Once we know what the interest is on the bond sale, which will be a 20 year bond, when that interest is known, we will calculate the interest on the 20 year debt to Argo Tech and to the City of Euclid and then it will become an assessment to Argo Tech to pay their share, which is approximately \$1.3 million.

This was a very successful project for the City of Euclid. A lot of thanks goes to our Service Director Tony DiNero and the Administration in cooperation with Argo-Tech. These two ordinances, one for the bond sale and the other is the assessing ordinance for this project. If you have any questions, I'll be glad to answer them.

President Cervenik – I would like to commend the Administration. This is a perfect example of a private partnership along with government where everybody works together for the private individuals as well as the city. We've got some prime industrial space off of Euclid Ave. now that Mr. Koran is going to make sure we are going to get filled up very shortly.

Director Balazs – I'd like to mention your cooperation too, Councilman Cervenik, and Kory Koran as well.

Councilman Dallos moved to close debate, Councilman Gallagher seconded. Yeas: Unanimous.

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 200-1999 (586-99) Assessments for Heritage Dr.

An ordinance levying special assessments for the improvement of Heritage Drive from Euclid Avenue northerly approximately 1,600 feet to Tungsten Road extension at an existing cul-de-sac by constructing a roadway, access drives with aprons, lighting, sanitary sewer, storm sewer with outlet and detention basin, water main and related utility improvements, all together with the necessary appurtenances thereto, as set forth in Resolution No. 201-1998 adopted on September 21, 1998 and declaring an emergency. (Sponsored by Councilman Cervenik by request of the Service Director)

Councilman Vadnal moved for passage, Councilman Dallos seconded.

Councilman Gallagher moved to close debate, Councilman Dallos seconded. Yeas: Unanimous.

Councilman Korosec moved to suspend the rules, Councilwoman Holzheimer Gail seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 201-1999 (575-99) Depositing Funds

An ordinance setting forth the procedure to be followed in depositing interim, inactive, and active funds of the City of Euclid for the period of January 1, 2000 through December 31, 2001. (Sponsored by Councilman Cervenik by request of the Finance Director)

Councilman Gallagher moved for passage, Councilman Korosec seconded.

Director Balazs – As you are aware, this is adhering to Chapter 135 of the Ohio Revised Code, that each city has to go out for bidding of the depository with the eligible institutions within their jurisdiction. Once this information is known and the details or known, we report back to the Board of Control as to what has transpired. We do this every year. I would imagine our Board of Control action will take place sometime at the end of December or January, when we report back to the Board. If there are any questions, I'll be glad to answer them.

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

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 202-1999 (573-99) Nations Waste Commence

An ordinance amending Ordinance No. 19-1999, passed by Council on January 19, 1999, as amended, to authorize the Mayor and/or Director of Public Service of the City of Euclid to enter into an agreement with NationsWaste, Inc., commencing the bid contract for collection and disposal of solid waste from and on November 1, 1999. (Sponsored by Mayor Oyaski)

Councilman Dallos moved for passage, Councilman Gallagher seconded.

Director DiNero – At the request of Waste Management, they asked me if they could discontinue their operation at the end of October instead of going into the half month. I did contact Nations Waste and they also agreed that they would be able to start their collection on November 1st. This has always been a problem in the last seven years with this half-month deal.

Director DiNero - That's when the price goes up and we say the price is not supposed to go up until a certain date and it was this amount. It was a back and forth argument. Waste Management is going to discontinue October 31st and Nations Waste is willing to pick up on November 1st. So with this ordinance tonight, we'll get both of the agreements signed and make it a legal document.

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

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. (538-99) Credit Union Old City Hall/Exec Com.

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a lease agreement with the Eaton Family Credit Union for space located in Old City Hall at 585 East 222nd Street for six (6) years with options to renew. (Sponsored by Mayor Oyaski)

Councilwoman Miller moved for passage, Councilman Vadnal seconded.

Director Murphy – The former Euclid Municipal Credit Union, now known as the Eaton Family Credit Union has resided in the basement of this building for a number of years. Due to the needs of the Administration and the need to utilize that space, the Credit Union has agreed to relocate and situate their offices in space in Old City Hall. We have been negotiating a lease agreement with them. You have a draft of the proposed new lease attached to the ordinance. The new lease would be for a 6 year period with two option periods with 5 years each, exercisable by the Credit Union at its discretion. We would contemplate having that space available for them to relocate by December 1st and begin operating out of Old City Hall on that date. If you have any other questions, I'll be happy to answer them for you.

Councilwoman Holzheimer Gail – Director Murphy, do you have any idea what the estimate cost is to be to prepare the space for them? I noticed in the lease that the city's responsible for most of the preparation?

Director Murphy – I do not. The Service Director may have a better idea than I do.

Director DiNero – The cost to the city is minimum. I don't have a real number, but all we have to do there is paint the inside of the offices and replace the two front doors that were missing, we took them out a long time ago. I would imagine, I would just take a number, somewhere in the neighborhood of \$5,000-\$6,000. I don't think it would be much more than that.

Councilwoman Holzheimer Gail – The ordinance mentioned ADA compliance. Are there plans for that? Is there anything?

Director DiNero – Yes, when we have our capital budget, we'll be asking for money to install an elevator on the outside of the building. That would be approximately \$150,000. It will take care of the basement, first floor and also where the Softball Hall of Fame is at.

Councilwoman Holzheimer Gail – I'm a little uncomfortable. We haven't really decided a future use for that building. It goes along the same discussions we've had at Shore. To go ahead and grant them a six year lease at this point, and take on all the expenses ourselves. It seems like a costly venture right now.

Councilman Gallagher – I know this provides a certain benefit to the employees. How many employees have accounts with the Credit Union?

Director Murphy – I do not know the answer to that question. I believe there is a representative from the Credit Union here tonight that maybe able to answer that question.

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

Ms. Tamm Straight – I don't have my notes with me tonight, but I know that when I was at the June meeting, I did give those figures of the number of employees. There's approximately 1300 employees and family members. They do have family members as members of the credit union. Also there are retired members. That included employees, family members and retirees. We also serve a number of other members from other memberships that do reside in Euclid. There was approximately 1700 of those, people who reside in the City of Euclid that are members.

Councilman Gallagher – I noticed on the lease, the service address for the Eaton Family Credit Union is on Villaview. Do you have any other locations in the area?

Ms. Straight – No, that is our main office. We just have a part-time branch in the Eaton Corporation, which is one of our original sponsors.

Councilman Gallagher – I have the same concerns as Councilwoman Gail, but I also note that this lease is terminable on six months notice. I don't think it is a problem. I agree with the issues at Shore are up in the air and we may need to relocate some of the groups to that location.

President Cervenik – I guess I'll address my comments to the Mayor. I also have some of those same concerns. It seems to me that we are providing a space that probably the private sector would be better able to provide, so therefore we are competing again using tax dollars. Before we are even asked to consider putting \$150,000 elevator in the building, we should have a long term plan. Why should the elevator go down in the basement, unless we know who is going to be down in the basement. I think we are walking right up the road that got us into trouble at Shore just by a lack of planning, we are just hitting and missing again. I'm really not in favor of this at all. I don't think it benefits that many employees to any great extent for this type of money to be spent. We should take a good look at what we want to do with that building and go from there.

Mayor Oyaski – The credit union has been in the basement of the city hall since it opened in 1989. It does provide a service to a number of the employees. If the Council decides to evict these people, obviously the administration will be happy to follow through. I think there will be a number of inconveniences caused to the employees. The reason this is coming up is the Service Director, the Administrative Director and the Judge have all expressed to me concerns about the security, the access, the traffic and the issues that have currently been caused by their use of the basement. I thought this building in old city hall which has previously been rented, I think unanimously to the Softball Hall of Fame is a convenient location. The administration has said repeatedly we have no intention of tearing this building down. If we do use it, we will have to comply with the ADA, as we have at Shore as we have at this building, as we have at North Street, as we have at Knuth and as we have at the Henn Mansion. Clearly, we could implement either decision the Council makes. But, I have tried to find a compromise solution of which would permit us to use the older building and solve some of the issues that we were faced in the current location.

Councilman Farrell – If we don't go through with this legislation, does the \$150,000 that you plan on putting in the budget for next year still going to be there?

Director DiNero – Councilman Farrell, yes. We have to do something with the building. We have to make it ADA accessible. That was probably the easiest way for access to the basement or the first floor, whatever we use it for whether it is some other person that goes into the basement that we want to use it or even for our own use. We still have to do something with that.

Councilman Farrell – If there is going to be people in that building, you are saying we are going to have to spend \$150,000 on ADA.

Director DiNero – Yes.

Councilman Dallos – Do we meet ADA requirements in this building?

Director DiNero – Yes.

Councilman Dallos – Do we have an elevator somewhere?

Director DiNero – We don't have anything there right now.

Councilman Dallos – No, I'm talking about this building.

Director DiNero – No, we don't have anything.

Councilman Dallos – My question is why do they have to go to the basement in the old city hall? You could just go first and second floor. I don't really think you have to go to the basement.

Director DiNero – It is not a question of whether we have to or not, if we are going to utilize the basement part of that building, if we are going to install an elevator, it wouldn't cost anymore money to go the basement.

Councilman Gallagher – I have one more question to the credit union. If they were evicted from the basement of this building and not permitted to go next door, where would they go? Is this a space, could they go out to the business sector in Euclid and open up.

Ms. Straight – At this point in time we probably would not be putting another office in Euclid at this point in time if we don't get the space in old city hall. The reason being is in any space that you have you have some renovation costs that we would have to be paying for wherever we would move. We are getting a little bit of a break on rent through the City if this agreement is passed. That would help us financially with this office space. Probably if it is not passed, we probably will not put one in Euclid, at least not for the time being, we don't have any plans for that at this time.

Councilwoman Holzheimer Gail – I guess I would be more comfortable if we could send this to committee and get a better idea of what the cost would be to the building. I'm not saying we need to tear the building down, and I think if the building is going to be there, I would like to see it utilized. But, before I decide that I would like to grant the credit union a six year lease, I would like to have a little more information about the cost and the plans that they seem to have in line for the building.

Councilwoman Miller – I'm just a little confused. Here we have an old building that has been here for a very long time that we have people that want to go into it and use it. Of all of the expenses that are being done in any of our public buildings, this one seems to be the least amount at this point, at this time. You have the Softball Hall of Fame there and you are getting something like this on the lower floor and help them establish this building then hopefully some other tenants will want to go into their too. I'm confused, unless you want to tear the building completely down, or we are going to start into another argument as to an old building versus a new situation there. I think there are many people that think the old city hall is historic also and should remain.

Chairman Cervenik – I guess the point I'm trying to make, if we use it ourselves or we turn it into a place of where a number of the museums or historical society, the hall of fame and a few others, then I can probably justify the cost. But, when we are renting it out to non-government, non-cultural, non-quality of life entities, normally what happens is we determine what cost to get your building into the shape needed and then you charge accordingly. We've never done that at Shore and now we are starting that same pattern here. I don't think the credit union, although technically they are considered an owned by members, non-profit of a certain extent are in that same category as many of the entities here at Shore. I guess that is where it comes back to a long term plan. We are worried about security in this building right now, we don't know what they are going to put in that building in six months or a year from now. We are going to have to worry about security in that building at that time. I guess that's where the planning comes in. I don't think anybody wants to tear it down. But, we are talking about tax dollars and I think we have to make sure we are spending our tax dollars for the tax payers and not private enterprise. That is my feeling.

Councilman Farrell – If we say no to this or put this in committee, the credit union is no immediate risk of eviction are they?

Director Murphy – The lease has expired it expired, I believe in the first part of September. They are on an extension now. I believe we agreed to allow them to stay through the end of this year. As we talked through the terms of the lease with them, they indicated a desire to try and be relocated by the first part of December so they would be in place and operating before the new century sets in and they would be able to deal from their new location with the problems that might arise from the turn of the century. The original contemplation was to have them in place by the first of the year. They indicated a desire to be in there a little bit earlier, that's the date we are working toward. That's why this legislation is here before you tonight that Mr. DiNero and others in his department think they are going to need this period of time to get the new space prepared and in shape for the credit union to move in by the first of December. I guess that's a round about way of answering your question. Could they be evicted today, tomorrow, yes the lease is up. They are on a month to month.

Director Murphy - They couldn't be evicted tomorrow, obviously we would have to follow the statutory notice provision and so on. But, there is not current lease in effect.

Councilman Vadnal - What kind of rent are they paying us right now?

Director Murphy - I believe it is \$200 a month now in the basement of this building.

Councilwoman Holzheimer Gail moved to place in Executive Committee. Councilwoman McGarry seconded.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

In Executive Committee.

Ord. 203-1999 (579a-99) Traffic Signalization/Euclid Ave./E. 260

An emergency 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 necessary for the Traffic Signalization Project at approximately thirty-three (33) locations along Euclid Avenue and East 260th Street. (Sponsored by Councilman Dallos by request of the Service Director)

Councilman Dallos moved for passage. Councilman Gallagher seconded.

Director Murphy - Before you entertain this I would like you to consider an amendment to this ordinance. When it was drafted by our consultant for some reason they did not include all of the work that is going to be done under this contract. In fact, there are to be 53 locations where the signalization project will occur. The project will occur along Euclid Avenue, East 260th St. and Lake Shore Boulevard. We would propose this amendment to this ordinance to you for consideration. Thank you.

Chairman Cervenik moved to amend to include all areas. Councilman Dallos seconded.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Amended.

Mayor Oyaski - Just one thing on this point here. This was disclosed to Council a year ago. All of the costs, except the one intersection will be paid for out of a grant. As you may recall, the Chief recommended that we keep the intersection at E. 228 and Euclid because of the heavy use there as well as the bend in the corner. There will be an appropriation of no more than \$70,000 which will be used to implement this entire program. But, that represents the cost of one intersection that we decided must be maintained for local reasons above and beyond the federal program. I do want to let the Council know that. We are very pleased to see this kind of grant coming for the modernization and the improvements to our traffic signals. We are very pleased obviously, that the federal government is contributing towards this cost. We did include funds before for that intersection. It was not completed, it was delayed. We now have all green lights, so to speak, and I do want to let you know there will be an appropriation necessary in 2000 for that one intersection. Thank you.

Councilman Farrell moved to close debate. Councilman Gallagher seconded. Yeas: Unanimous.

Councilwoman McGarry moved to suspend the rules. Councilman Korosec seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 204-1999 (576-99) WWTP/Chemical requirement

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into contracts after advertising for bids for the purchase and delivery of the City's requirements of aluminum sulfate, organic polymers, liquid chlorine, liquid oxygen, sulfur dioxide, and sodium hypochlorite for the Lake Shore Waste Water Treatment Plant and liquid chlorine, potassium permanganate, sodium hydroxide, and organic polymers for the Lakeland Sludge Handling Facility for the years 2000 and 2001. (Sponsored by Councilman Gallagher by request of the Service Director)

Councilman Dallos moved for passage. Councilwoman Holzheimer Gail seconded.

Director DiNero – This is a normal procedure that we do every 2 years. This is for all of the chemicals that we will be using at the Waste Water Treatment Plant on Lake Shore Boulevard and also at our sludge plant. We have to go out for bids on these chemicals every two years.

Councilman Dallos moved to close debate. Councilman Vadnal seconded. Yeas: Unanimous.

Councilman Gallagher moved to suspend the rules. Councilman Farrell seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. (580-99) Golf course/new clubhouse/hire architect

An ordinance authorizing the Director of Parks & Recreation of the City of Euclid to execute a professional service contract with Yamane Architects to prepare specifications for the construction of a new clubhouse at the Briardale Greens Golf Course. (Sponsored by Councilwoman McGarry by request of the Parks & Recreation Director)

Councilwoman McGarry moved for passage. Councilman Farrell seconded.

Councilwoman McGarry – I would like to move this to the Golf Course, Parks & Recreation Committee for full discussion.

Councilwoman McGarry moved to place in Golf Course, Parks & Recreation Committee. Councilman Farrell seconded.

Mayor Oyaski – I am happy that Mr. DeMinico is able to present this kind of ambitious plant to improve the golf course, which has been talked about for many, many years as well. I do want to indicate that the administration has no intention of tearing down the Knuth Senior Center. I have proposed building a new senior center in conjunction with a remodeled Shore, but the proposal to go ahead and consider a new club house at the golf course stands alone, independent from any long term alternatives for the Knuth Senior Center. I wanted to make that clear, because I am sure the council knows that the many seniors feel that the golf course is a rival of some kind and the golfers feel the senior center is a rival. Mr. DeMinico and I have talked about this. We believe we can consider this to be paid for out of the golf course at this time. While we are considering a replacement senior center, this proposal by itself does not necessitate any major decision being made at Knuth unless and until we decide to do so independently of the remodeled clubhouse. Thank you.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Into Parks & Recreation Committee.

Ord. (581-99) Golf Course/new clubhouse/labor & materials

An ordinance authorizing the Director of Parks & Recreation of the City of Euclid to enter into a contract after advertising for bids for the labor and materials necessary for the construction of a new clubhouse at Briardale Greens Golf Course. (Sponsored by Councilwoman McGarry by request of the Parks & Recreation Director)

Councilwoman McGarry moved for passage. Councilwoman Miller seconded.

Councilwoman McGarry moved to place in Golf Course, Parks & Recreation Committee. Councilman Vadnal seconded.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Into Parks & Recreation Committee.

Ord. 205-1999 (563-99) Shore rates/Bellflower Center

An emergency ordinance amending Ordinance No. 8-1998, and authorizing the Director of Parks & Recreation of the City of Euclid to exempt the Center for Prevention of Domestic Violence and the Bellflower Center for Prevention of Child Abuse from paying the room rental fee for classroom space at the Shore Cultural Centre. (Sponsored by Councilwoman McGarry by request of the Parks & Recreation Director)

Councilman Gallagher moved for passage. Councilwoman Holzheimer Gail seconded.

Director DeMinico – The City of Euclid has been selected as a pilot program for this venture. They approached us over four months ago with this proposal. It has been modified and what they are requesting right now is two classrooms, two or three times a week, four hours a day. I have been in conversation with Ms. Will who is operating the Cultural Centre right now, and we have that space available, classroom space. So, we are able to address this need. We are also, this group is also in conversation with another location in the community, so it very well could be that they won't need the Cultural Centre, however, this legislation tonight will waive any type of rental fees if the other issue falls through.

Councilman Korosec moved to close debate. Councilman Vadnal seconded. Yeas: Unanimous.

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 206-1999 (559-99) Jail modifications/hire architect

An emergency ordinance authorizing the Mayor as Ex-Officio Director of Public Safety of the City of Euclid to enter into a contract with Jerald Baker & Associates, Inc. to design and oversee the modifications of the Euclid City Jail for an amount not to exceed Twelve Thousand Dollars (\$12,000.00) (Sponsored by Councilwoman Miller by request of the Police Chief)

Councilwoman Miller moved for passage. Councilman Vadnal seconded.

Capt. Maine – Everybody is aware this ordinance was introduced two weeks ago at the last Council Meeting and was put in committee for review. This ordinance would simply allow the city to enter into a contract with the architect to develop plans that would hopefully insure no further incidents that we have experienced the last two years. The money is in the permanent improvement budget to pay for this \$12,000 which is we don't anticipate the money to be spent. The recommendations put forth are justified by at least two different reports. I would like to also mention that Jan Clinton, who is our jail administrator is here to answer any specific question that you might have about this.

Councilman Farrell – Once this gets approved, how long before the jail is better secured? How long before this gets into place?

Capt. Maine – We don't think that if the money for this simply allows for the architect to devise the final drawings and get paid and that sort of thing. We don't anticipate that it will take very long for the actual modifications to take place. We are basically talking about enclosing maybe one of the recreation areas. That's where we would start. Maybe Jan has a more concrete time frame, but I don't think it would be more than a couple of months.

Mayor Oyaski – On that point, if the Council had an opportunity to review that study, this consultant advised or does recommend that we make repairs to the courtyards. He also had several other recommendations that I have asked the Chief to implement as soon as possible and develop a budget for. I think the improvements to the physical structure around the courtyard, this will permit us to do it and get it structurally correct and satisfy the building commissioner. There are some other issues that the chief is looking into regarding operation and equipment. We may look to that appropriation implement some of them. It involves more in the long run than just this improvement around the roof line. We are following through on seriously looking at all of these issues as soon as practical.

Chairman Cervenik – Yes, Mayor I read the report as well as many Council members did. Probably the most alarming facet of this report is the fact that our jail is functionally obsolete and has been since the day before we opened it up as a jail. It's quite a concern I think, for all of us. I don't know if many of us were here when the building plans were made, we received a bum deal from the planner of the jail. I guess my concern is that this architect understands that we have that problem and that we look for the most economical and efficient way to secure that area and not necessarily add to the infrastructure by more expense in brick and mortar until this administration and Council determines just what we really should be doing with that jail. Some of the recommendations in this report are quite extensive and expensive and I think we have to make a decision that's where we want to go with that jail and maybe a new building somewhere down the road.

Chairman Cervenik - We are functionally obsolete. Being functionally obsolete it is very expensive to operate our jail. So, there is a trade off between general fund monies and capital monies to have a more modern jail somewhere down the road. I think we all need to look at that. Again, it goes back to the discussion of the old city hall. We need to start looking at all of our building and plan how they should be used if they are still usable.

Councilman Gallagher - According to this report, we have known since 1989 that the jail was obsolete at the time it was designed. Was there anything done to obtain recourse from the designer? I know not everyone was there at that time.

Mayor Oyaski - I was not in a position where I had any oversight over the jail. It does say that it has an obsolete design today. There was litigation involving the architect in '88, '89. There was a major dispute with the architect in '88, '89. In fairness for people that have departed this earth. I don't know how much we should rehash what was decided in '84 and '85. I don't know how constructive that is. I don't think the City Council in 1984-85 was interested in spending \$8 or \$10 million to build a state of the art jail. I think it is easy to blame the building for everything. I don't want to do that I want it operated properly, staffed properly. It would be nice if we could find an affordable way to go in another direction. I don't know if there is such a proposal. The county is not available to take our prisoners. The prosecutor and the judge need that jail to facilitate their duties. We have a design, we are trying to do the best we can with it. But, spending a vast amount of money on the jail has never been a priority of any council I have been familiar with up until this point.

Chairman Cervenik - Nor this one.

Councilwoman Holzheimer Gail moved to close debate, Councilman Dallos seconded. Yeas: Unanimous.

Councilman Gallagher moved to suspend the rules, Councilman Korosec seconded. Yeas: Unanimous.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 207-1999 (582-99) Safe Haven Coordinator

An emergency ordinance authorizing the Chief of Police of the City of Euclid to hire a Safe Haven Coordinator independently of any organization or entity for the purposes of carrying out the various responsibilities as contained in the Weed and Seed Grant. (Sponsored by Councilmen Cervenik & Miller)

Councilwoman Miller moved for passage, Councilman Vadnal seconded.

Capt. Maine - This and the companion ordinance would authorize the Chief to enter into a contract with In the Event, which is the organization that has presently run our volunteer coordinator and safe haven project. The present contract expired at the end of September. We have been very, very happy with the job that Sharon Moster has done for the city and the residents down in the Weed & Seed target area. Charles Eduardos, who is the Weed & Seed project coordinator is here also to answer any questions that you might have. The money that would be paid her is being paid out of the Weed & Seed. It's been already approved by the federal government, grant applications, and in case you were curious, there was a small increase in her wages of about 3% of her present wages.

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

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

Ord. 208-1999 (583-99) In The Event, Inc.

An emergency ordinance authorizing the Chief of Police of the City of Euclid to hire a Volunteer Coordinator through an agreement made with In The Event, Inc., an Ohio Corporation, 1797 Pinehurst Drive, Euclid, Ohio 44117, for the purposes of carrying out the various responsibilities as contained in the Weed and Seed Grant. (Sponsored by Councilmen Cervenik & Miller)

Councilwoman Miller moved for passage, Councilman Vadnal seconded.

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

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

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

CEREMONIAL RESOLUTIONS

Res. 195-1999 (577-99) Miss SNPJ

A resolution of congratulations to Chrissy Wojtila for recently winning the National Miss SNPJ pageant.

Res. 196-1999 (584-99) Florence Humphrey

A memorial resolution in remembrance of Florence Humphrey, who passed away on July 28, 1999 just a few days short of her 81st birthday.

Councilman Vadnal moved for passage, Councilman Dallos seconded.

Roll Call: Yeas: Dallos, Farrell, Holzheimer Gail, Gallagher, Korosec, McGarry, Miller, Vadnal, Cervenik.

Passed.

COMMITTEE OF THE WHOLE

Councilman Dallos moved to go into the Committee of the Whole, Councilman Korosec seconded. Yeas: Unanimous.

Mrs. June Daugherty – 81 East 225. I'm with the Friends of the Henn Mansion. I was responding to the charges of overbooking and alcohol use at the Henn on September 5th. This is a very serious charge. Since I was there, it really surprised me. The way this works, we have 7-8 people who are hosts and hostesses. The Henn, no one lives there, so someone has to open and close the Henn and we stay there. I want you to understand that the park is patrolled by a city watchman. It is also patrolled by the Police, who by the way have always been wonderful. We haven't had any problem. Our contract that we mail out to everyone prohibits any alcohol use. We check this off on the contract, we use the same contract the city has.

The people that rented the Henn on September 5th, did not have alcohol in the Henn. This was a group, Franklin was their name, and they live up on Sagamore. It was a family reunion. These are very nice people, they all held hands while they said the blessing. It was a large group. They brought a bus from Alliance. They had people come from Sharon, Pennsylvania; they had people come from Buffalo; nice people. They brought money to Wickliffe, I might add. They stayed at the old Holiday Inn and the Hampton Inn.

At any rate, I couldn't figure out what happened, so I called Mr. Walker, who is very concerned because he wants to be married in the Henn next month. He said that he would be happy to come with his brothers to explain this. Apparently two car loads of what he calls "dudes" tried to crash the party. Well they picked the wrong party to crash because there's 8 brothers in this group and they will be very happy to come to speak. Apparently they told them to leave and they were on their way to call the Police, when a police car came down the lane and then these two car loads of intruders left. That's all I knew about it. No one came to the Henn to report anything. The people from the inside of the Henn were concerned about these "dudes" that were out there. There were two girls in these cars. He said they did have beer with them. The Henn was not involved with it at all.

As far as overbooking, we have those placards that were in the room when we took them through the Henn. Were allowed 70 in the living room, 40 in the dining room, 30 in the garden room. That brings you to 140 people. We have a clicker because there's been these accusations before. When I was there, I only counted 90 people. That's still a lot of people. There were people outside who brought, this was a reunion, they loved the house, everyone loves the house.

Mrs. Daugherty - That was our 95th event by the way. We have 41 renters that want to rent it for next year. It is going like a house of fire. People love the place.

Madeline Scarniench had a tie-in with a rental outfit, or handling outfit, and she has gotten us some beautiful tables and chairs. The garden room looks marvelous, everyone thoroughly enjoys it. This will be a gift that keeps on giving because what we don't use, we'll find a needy family for. I wondered if anyone had any questions, I'll be happy to answer them.

Mr. Jim Wallace - 427 Lloyd Rd. Prior to this session, it was reported in the newspaper that Council was going to focus in on redevelopment. Two issues were talked about this evening and shows that there is no real plan by City Council or Administration to effectively redevelop areas of the city. How are you going to use the old City Hall? How are you going to use the Shore Cultural Centre? These are questions that need to be answered. It cannot be dragged out over a period of time.

Another point discussed was the jail and it being functionally obsolete from day one. The report was in 1989, this is 1999, 10 years later we are discussing this issue. Failure by anyone that was involved in city government to consider this issue before we have escapes is a mistake. These things should have been considered 10 years ago. That is an issue that needs to be addressed.

Another issue, the master plan was created in 1995, makes no specific mention of the Shore Cultural Centre. It is given one line. To have that piece of legislation or issue occupy Council's time, is a waste of time. Go ahead and let the Shore Cultural Centre be its own separate entity. Relieve the city of its financial duties. Take the \$7 million, \$14 million, however much money it is going to take to rehab that building or build a new one and do some things that are going to be progressive for the city and move it ahead into the next century.

If you are going to go ahead and use the Old City Hall, you are going to have to spend that money. The question is, what's the plan?

Ms. Jaonza Hicks - 1250 E. 279. I want to know what is being done about the schools because they advertise for the levy to be passed, but when most elderly people come in there, they vote no. Everybody doesn't think about the children and what it holds for us, like the future, because they do many cuts and it really has a deep impact on the children. The older people don't realize that. The children are the future and we should be behind them all the way to do everything we can for them.

President Cervenik recognized the students from Euclid High School in attendance.

Mr. Jack Fraier - 235 Greenbriar Court. Members of Council and Administration, I think I see another cloud coming up on the horizon that could cause a lot of angst and anger, stress and woe to this city. But if Council acts with do diligence and with some common sense, that cloud might be diverted and dissipated. The cloud I'm speaking about is historic fire station #2 on Euclid Ave. near 222 Street. A year from now we will open that new station. What's going to happen with that old one? I cannot believe it, I heard someone actually come out with a suggestion, let's make it a little police station. That building needs a lot of repairs. I'm a great believer in historic preservation if the thing is worth preserving. I belong to the Cleveland Restoration Society, National Society for Preserving Trustworthy buildings, plus a few others.

I do commend the city for doing something very valuable, you demolished the old incinerator. That was an historic building. No kidding. Fifty years ago suburbs and cities vied with one another to put up incinerators. I lived in South Euclid, we envied this incinerator in Euclid. That was the Cadillac of incinerators. I'm surprised somebody didn't come along from the preservation movement and say hey, we could have put a Hooters in there. We would have a hot time in the old time tonight. But thank God it has been torn down and the land is going to be put to better use.

Does the city have any plans for old fire station #2 before it goes into mothballs? Do we have to spend tax dollars to save the miserable building? Maybe it isn't miserable. If you look at it from a distance with your eyes half closed, you can see reflections of the art modern movement in it. The lettering over the front door is very much like the lettering on Trogons of Column. But it is a hunk of junk. It is too small for the fire trucks. For someone who needs a good fire station, I look forward to the day when that new station will come in.

As a footnote, I keep hearing about downtown Willoughby, what a beautiful downtown Willoughby is. What kind of library do they have in Willoughby? Are you aware that we have one of the best libraries in this area, if not the best? Cleveland Heights has a good library. Try to find a parking space near that Cleveland Heights library. It is easier to win the lottery. Go to the University Heights branch, guess what they have in their parking lot? Parking meters. Go in there to browse and you'll get a parking ticket. Euclid has the best library, the best parking lots, the best two inventions of the 20th century, parking lots and wrecking balls. Thank you.

President Cervenik - Jack, you still have two more minutes.

Mr. Fraier – What's happening to fire station #2? Is there any form to save it?

President Cervenik – Not yet.

Mayor Oyaski – I would intend to ask the City Council for their authority to sell it as is, pursuant to a competitive bid. If we don't receive an acceptable bid, to demolish the building and sell the land to the highest bidder.

Mr. Fraier – Thank you. You get my vote.

Brandon Hicks – 22450 Euclid Ave. I like many other citizens, I have questions about the commerce and our economic development in our city. I ride down the streets of Euclid and I see a lot of homes for sale, they are trying to sell their homes. What I would like to know, is what can students such as myself and others that are here, do to help the city in some way to keep its population. Because like the gentleman just said, I've been noticing a lot of people moving to the surrounding suburbs such as Willoughby, Mentor, they are just moving out of Euclid. When I first moved in Euclid, it was a really nice city with a lot of development in it. Since I've been living here for 7 years, it's gone. I would really like to know if there is some way that some students can help. What that does is for the students, it takes a lot of children out of the schools, and what that does is when it is time to pass levies, it is harder to pass those levies. I feel it is not because of the senior citizens, they don't want to vote, it is just because they might be on a fixed income and when you are talking about giving up a little bit of money a year towards a little extra for football or a little extra for something at school, it is kind of hard for those people to do that. I just really wanted to come up with a way that the students can help the City out some way.

Harvey Mlachak – 23831 Lake Shore Blvd. I have with me a copy of the letter sent to Mrs. Jean Reilly, President of the Friends of the Henn House, above the signature of Mr. DeMinico. In which states the first paragraph, I spoke to you on Wednesday, September 8th regarding a complaint filed at the Council meeting the prior night. I have researched the information given to me with June Daugherty and she assures me that neither she nor Dottie Heister saw consumption of any alcohol. Does this mean because they did not see it that did it not happen? Or that you think my complaint was a result of a bad dream, a figment of my imagination or perhaps that I was telling less than the truth? In my opinion, these two ladies did not see the consumption of alcohol, they either had to ignore it or be blind. I have never seen either one of them with a seeing eye dog.

Chairman Cervenik – Harvey, we don't like to do personal attacks on people, okay?

Mr. Mlachak – I don't consider this a personal attack. I consider it an answer to the letter. The second paragraph says please be advised that all rentals at the Henn Mansion are restricted from any tobacco or alcohol consumption. Do they have to be reminded of the ban on tobacco and alcohol consumption at the Henn House when it is well defined in their lease? There was no mention in the letter of the apparent violation of the capacity restriction. I was told by one of the guests that there were 200 guests in attendance. Another violation, if not of the lease, but of our building code. According to Mr. Apanasewicz, the legal capacity is 140. This drops down to 40 or 60 when the outside sanitary facilities are secured for the season.

The Henn House is in Ward 2, Councilwoman McGarry's ward. Mrs. McGarry, I wonder about your reaction and/or your communication to the Friends of the Henn House if any? I'm going to go past that. However, as an elected official, I hope that you will work diligently and tirelessly to protect the citizens of Euclid and the users of the park from any further violations of the lease and/or other city ordinances. I hope that this council and this administration will follow your good example. They also should be told in no uncertain terms that any further violations will result in the cancellation of their lease, but that's your job. Please do it. Thank you.

Joanne Hannan – 364 E. 211 St. I would like to respond in defense of the Henn. For one thing, when the term was used any further violations, nobody has proved a first violation. Just word of mouth does not prove a violation. If someone at a party says there is about 200 people here, that doesn't say there is 200 people there. I resent greatly the inferences that someone can stand here, why this person who saw this blatant violation, I listened closely to his tape on 51, why didn't he call the police?

Chris Moore – 47C Kenmore Dr. I am a senior at Euclid High School. I just wanted to address the issue on the levy and all of that. I feel as though the problem we are having as far as getting people to vote for the levy is that people that have a lot of effect aren't voting. I just wanted to know, and come to you and ask, what would you suggest? Is there any way you guys can help us in promoting for the levy? Are there any suggestions you have?

Chairman Cervenik – During the last levy campaign, this council did support it strongly, the levy. I assume some action will be forthcoming in the very near future. I think most of realize these schools are important. I know all of you students feel it is important. Probably one of the best ways to promote our schools is from the actions of the students there and your hard work and your involvement in the community, hopefully this levy will come to pass.

Ellen Ivory – 21690 Kennison. I do want to thank the students from Euclid High School for coming tonight and for showing their interest in their community. I do want them to know we are very interested in them and in their future and in the future of our community. We are planning, I have the pleasure of serving on the school levy committee and we are planning a rally next Tuesday in the girl's gym at 6:30. I ask the students to encourage their parents to come. We are busy trying to get raffle prizes. We have tickets to the Cav's game and some dinner tickets and theater tickets. Today I received a signed Cleveland Brown's pennant in the mail and I'm not sure who the signatures are, or if they are real. I do encourage and put a challenge out to the students here this evening and to their friends to invite your parents to come and you may want to join them as well. I do want to thank the Mayor and Council President Cervenik for they will be joining us and giving us a brief speech. Please encourage your parents to come and come with them. Thank you.

Sandra Bowes – 21520 Miller Ave. Last April when I came to a Council meeting and also had developed a cavalier attitude about who is going to be concerned about Miller Avenue being shut down throughout the summer when the children would be going to school. Well the children are already back to school and Miller Avenue is a mess. All I want to know is this time are we going to be snow flakes when they start coming down, or is this going to continue throughout the winter? What is our time frame on Miller Avenue and what can we expect to see in the next few months?

Director DiNero – Hopefully, if everything goes right, that project, as far as pavement and sidewalks is supposed to be done sometime in November. They are finally adding the waterline pass. If you notice that they are putting in all of the connections to the houses now. I think they have ¾'s of the houses already connected. As soon as they complete that, they will start on the pavement.

Councilwoman Holzheimer Gail moved to rise and report. Councilman Dallos seconded.

Councilmen's Comments

Councilman Dallos – I just wanted to address one statement that was made regarding the Master Plan that was made in 1995. The Master Plan was earmarked for the southeast quadrant of Euclid Avenue, the City of Euclid. It was not done for the entire city, that's the reason why there is only one line addressing Shore Centre.

Mayor Oyaski – I would like the public to know that it violates the law and it violates the lease if they have alcoholic beverages anywhere at Sims Park, on the beach, in the building, on the grass, on the driveway. I think there was a woman here who made a very perceptive statement. We have a well manned, well staffed police department. Anyone who believes the ordinances on open containers or alcoholic beverages are being violated, please call the police department. We can have the police department site offenders. That is the most efficient way, rather than debating what may or may not happen. I know Harvey, I know June, I know all of the various people. I know their hearts are in the right place. It is against the law to drink alcohol anywhere in Sims Park, at the Henn House, anywhere around there. We all know that, it's very clear. Call the police department. The police department patrols the property regularly. Then we can debate other things, other than what may or may not have happened. I am not saying anyone didn't see anything. But, I think the best way to resolve this is to utilize the police department who took an oath to enforce that particular law amongst many others. Thank you.

Chairman Cervenik – Councilwoman McGarry, do you have a date scheduled for the Parks & Recreation meeting?

Councilwoman McGarry – October 13th was the date Mr. DeMinico and I had talked about.

Chairman Cervenik – I am going to take a little executive privilege. Holy Cross, as you know we gave them a proclamation last Council meeting for their 75th anniversary. They had a great even over the weekend, a nice dinner on Friday night, a 5K run and walk on Saturday and they rededicated their church with Bishop Pilla on Sunday. I want to congratulate them all.

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Chairman Cervenik - I have to say hi to Mrs. Lions, my 4th grade teacher, who I haven't seen in quite some time. She was there and she's still kicking and she was a good sport, she didn't tell anybody what my grades were in 4th grade.

Adjournment

Councilman Korosec moved to adjourn. Councilman Gallagher seconded. Yeas: Unanimous.
Meeting adjourned.

Attest:

Clerk of Council

Council President