

**COUNCIL MINUTES
JUNE 7, 2004**

A regular Council Meeting was held on Monday, June 7, 2004 at 7 PM in the Euclid City Hall Council Chamber. President Sustarsic presided.

Members Present: Daly, Delaney, Gruber, Holzheimer Gail, Hufnagle, Langman, Mancuso, T. Sustarsic, J. Sustarsic.

Others Present: Mayor Cervenik, Law Director Frey, Finance Director Johnson, Service Director Gulich, CS&ED Director Pietravoia, Recreation Director Will, Asst. Fire Chief Cosgriff, Police Chief Maine, Commissioner Petkovic, Housing Manager Tollerup, Mr. Sonnhalter, Sgt.-at-Arms Nagy, Clerk of Council Cahill.

Invocation was given by Rev. Marie Phillips of Church of the Epiphany.

LIQUOR PERMITS

Councilman Langman moved to receive and approve without objection a new D3 liquor permit to City of Euclid, DBA Briardale Greens Municipal Golf Course, 24131 Briardale Ave. Councilman Delaney seconded. Roll Call: Yeas: Unanimous.

Councilman Langman moved to receive and approve without objection a new D1, D2 liquor permit to Hasrouni, Inc., DBA Maria's Family Restaurant, 22404 Lake Shore Blvd. Councilwoman Holzheimer Gail seconded. Roll Call: Yeas: Unanimous.

Councilwoman Holzheimer Gail moved to receive and approve without objection a New D5 liquor permit to MDQFJB Inc., DBA Copper Top Ale Haus & Eatery, 21910-20 Lake Shore Blvd. Councilman Langman seconded.

Councilwoman Holzheimer Gail – This is the old Hanklin's. Do you have any update on the progress of the renovations or the correction of the health code violation?

Commissioner Petkovic – I don't have any update at all. I have to do an inspection when they call for the final. As it stands right now, it is still under renovation.

Councilwoman Holzheimer Gail – An occupancy permit will not be granted from the city unless all the violations have been corrected, correct?

Commissioner Petkovic – Correct.

Councilwoman Holzheimer Gail – Then I have no objections to this.

Roll Call: Yeas: Unanimous.

COMMUNICATIONS

Council has received the following communications:

A Order from the Ohio Division of Liquor Control regarding Lake Shore Gas USA at 21820 Lake Shore Blvd.

Resolution from the City of Strongsville opposing House Bill 278 regulating oil and gas wells. And a resolution opposing House Bill 208 the retainage reform effort.

A summary on tonight's agenda by Law Director Frey.

ADMINISTRATION REPORTS & COMMUNICATIONS

Mayor Cervenik – As you all know and you can see with the flags flying at half-staff, this weekend we lost a great American, the Great Communicator, former President Ronald Reagan. This Friday, the Nation will honor President Reagan's life, legacy and death with a National Day of Mourning. We will have the flags flying at half-staff through Friday.

We've also lost a number of other citizens over the past few weeks, locally here. Les Morgan, former Recreation Director passed away. We also have Resolutions here tonight for the family members of two other very contributing members of our community, Robert Butler Jr. and Richard Jost.

At this time, for all of those people, I would like us to stand and have a moment of silence.

Council Minutes

June 7, 2004

Page 2

Mayor Cervenik presented Robert Butler Jr.'s family with Resolution 107-2004.

Mayor Cervenik presented Mary Lou Jost with Resolution 106-2004.

Mayor Cervenik – A couple of other announcements here. This first one is a little on the bizarre side. We need to bring it out so that you are aware of it. Several residents on Ball Ave. called the Mayor's Office and the Law Department today, talking about what is a hoax. Someone is claiming to be a city assistant engineer. They called residents over the weekend, stated that the city was declaring eminent domain over the 40 homes on Ball Ave. In order to abide by a ruling from the EPA saying that the City of Euclid did not have enough greenspace. This caller was so detailed in describing the processes of how the city was going to determine the value of their houses based upon the type of windows, what type of garage they had, right down the line, whether they had concrete or tar. They were talking about how they would get a financial settlement from the City of Euclid.

If you receive a call like this, please again know it's a hoax. If you have the opportunity, press *69 on the telephone. We would like to know where this hoax is coming from and who is making these calls. The EPA has not cited us for lack of greenspace. We are not looking to make Ball Ave. a park or anything else at this time. We had three calls this morning from three different people. Something happened over the weekend. Be aware of that. It's not true.

I want to congratulate the Valedictorian of Euclid High School Elise Braunschweig. Elise is a distinguished flute player and she was a member of the Euclid High Orchestra. She's going to be attending Dartmouth College this fall. We wish her great success.

Also congratulations to the Valedictorian of Villa Angela-St. Joseph. Ivana Akrap. She is a Euclid resident and Ivana will be attending Kent State University this fall as a nursing major. She plans to obtain her Master's Degree in that same profession. Best wishes to her also.

At last week's finance committee meeting, hand-outs were available detailing our income tax receipt collections, along with the General Fund revenue and expense report. If you noticed, the last three months of tax collections have exceeded the prior year's same months. We are now within \$100,000 of our projections. We are still \$100,000 lower, but considering what happened in January and February and March, we are really hoping that the collections from June will put us up even with our projections.

Big round of applause to the American Legion Post 343 and the Joint Veterans Council for the wonderful Memorial Day we had. The weather wasn't the greatest, and I would just like to thank all the residents for coming out. I was very impressed with the number of residents that came out knowing that the sun may not be shining the whole time and that they could get wet. It was a wonderful time.

I also would like to thank the Recreation Department, Director Will and the Service Department, Mr. Gulich and all their employees for making the city look so good. We had a lot of rain that week and they were out there working to plant the flowers and clean the streets and all that. Also the Police and the Fire Dept. for keeping the crowds orderly and our Auxiliary Police. They always do a good job on these special occasions.

Thank you all. Thank Council for marching and all the Directors. It was really a very special Memorial Day Parade considering we're celebrating the 60th Anniversary of D-Day this past week. It was a real good feeling to be Mayor on Memorial Day. It was a very proud moment for myself.

We have some reports from other departments. Let's start with Kathy Will, Recreation Department.

Director Will – I would just like to remind all the residents that we will be opening Memorial Pool this Saturday, June 12th at 1:00 PM. The four neighborhood pools will open on Monday, June 14th at 1:00 PM. For any resident that still wants to get their ID cards and pool passes, they can do it here at City Hall, in the Recreation Office for the month of June on Tuesdays and Thursdays from 1:00-4:00 or from 5:00-7:00 PM.

I would also like to thank the residents for their patience while we made some repair work to the six tennis courts at Memorial Park. I'm happy to report that as of this afternoon, we were able to open up 6 of the courts so they're all ready to go. Lessons will be on a schedule the last week of June.

On behalf of the Shade Tree Commission and the Municipal Beautification Commission, invite you to their annual Pond & Garden Tour that will be held Sunday, June 27 from 1:00-5:00. There will be a special Candle Light Tour on Saturday, June 26th with three of the houses from 8:30-10:30. It is a self-guided tour that will take you to various houses and areas throughout the city to be able to see the creative landscapes, gardens and ponds that some of the residents and

Council Minutes

June 7, 2004

Page 3

businesses have done throughout the city. Tickets are \$5 and are available at City Hall and also at the Beach Club Bistro. For more information on the tour, call 289-2726.

On behalf of all past and present Parks & Recreation Department employees, we would also like to extend our condolences to the family of Les Morgan, former Recreation Director.

Director Johnson – I just asked the Clerk to pass out an update on the current balances of the Endowment Fund and the TIF funds. I understand that at last week's committee meeting that there was some discussion that these funds may be possibly used in the funding of the residents that are looking for satisfaction on the HIP program.

A couple of things that I want to point out to you is we have not received any property taxes for either the Bennington Hamlet or the Clay Matthews Pontiac TIF funds yet. These usually come in between June and December. We fully expect that there should be funds coming in. On the Bennington Hamlet TIF, you'll see at the bottom under outstanding encumbrances and obligations, an amount of \$87,928. It is my understanding that this was earmarked to be matching funds for a grant that was applied for, I believe it was for Sims Park. That grant was not awarded. That \$87,000 I believe could be available to add to the fund.

That's the one thing that I wanted to point out to you. If there are any questions, I'd be glad to answer them.

Councilman Langman – Director Johnson, are those deposits made on a semi-annual basis? Or on an annual basis, from the County?

Director Johnson – The payments in lieu of taxes? They're made on a semi-annual basis. Usually between June and July. I've seen some payments in prior years as late as September. Usually the last payment is in December. They are not of equal amounts, as you would expect in property taxes.

Chief Maine – I just wanted to announce that on June 22nd will be the Annual Law Enforcement Torch Run for Special Olympics. The Torch will be past from the Wickliffe Police to us at the county line at Euclid Ave. It will go up Babbitt Road and back down 222, Shore Center will be involved. During that run, the children and the special athletes will join us at Shore Center and go around to 222 and Lake Shore. The torch will be past at the Cleveland line at Euclid Ave. We'll be taking any sort of pledges and donations. I believe they are still looking for some corporate sponsorship.

Just so you know, our department has historically been one of the largest contributors to this fund drive in Special Olympics, not only in Ohio but nationally. I think it's a real feather in the cap of this community that we're this deeply involved. I'm personally going to try to do the 8 mile run, so if anybody feels like to contributing to my medical bills, I'll be glad to take a pledge. Thank you.

COUNCIL MINUTES

Councilman Gruber moved to approve the Council Minutes of May 17, 2004. Councilman T. Sustarsic seconded. Yeas: Unanimous.

REPORTS & COMMITTEE MINUTES

Councilwoman Holzheimer Gail moved to receive the Humane Officer's Report of May, 2004; Finance Committee Minutes of May 26, 2004; Board of Control Minutes 5/3/04; 5/10/04; 5/17/04; 5/24/04. Councilwoman Mancuso seconded. Yeas: Unanimous.

LOT SPLIT

940 Babbitt Rd. Council should approve or overrule Planning & Zoning Commission's approval to allow a lot split of property owned by Clay Matthews Pontiac located at 940 Babbitt Rd., from one single parcel P.P. #643-19-026 into two separate parcels.

Councilman T. Sustarsic moved to sustain Planning & Zoning Commission's approval of a lot split at 940 Babbitt Road. Councilman Delaney seconded.
Roll Call: Yeas: Unanimous.

COMMITTEE OF THE WHOLE

Councilman Gruber moved to go into the Committee of the Whole for Legislative Matters Only. Councilwoman Hufnagle seconded. Yeas: Unanimous.

President Sustarsic – The only thing that won't be immediately spoken to this evening, would be #1, which is relative to the rezoning of that parcel that we just spoke to on Babbitt Rd. As far as the first reading on St. Christine's School and #3 on the Watergate, I anticipate we'll take a vote

to waive the second reading and have the next meeting, June 21st, have the public hearing on those particular items. Pretty much hold your comments on those. Anyone wants to speak, step up to the microphone and state your name & address.

Mr. Jerry Corbran – 24250 Maplewood Dr. I'm referring this to Law Director Frey. I have a series of comments and questions and intend to furnish them to him, so that he can peruses them and perhaps give me an answer at some point in time.

The golf course modification before Council tonight is both justified and logical based on my fear of oversight in the disposition of a resolution approving the final budget for the renovation of a Knuth Center into a golf club house.

First you want to look at a little history leading up to the resolution. From December 2001 to April 2003, six pieces of legislation dealing with financial arrangements, the hiring of an architect and a construction manager and the approval of bids for asbestos removal and demolition at Knuth Center were unanimously approved by Council and signed by the Mayor.

The project got underway and encumbered and paid out a total of \$338,315.00. In the November session following the municipal elections, the budget resolution, 226-2003 was passed 7 to 2 and signed into law by Mayor Oyaski. The legislation directed the administration to proceed with construction. For some unknown reason, the legislation was not submitted for vote to the final Board of Control meeting of the Oyaski administration or in the first Board of Control meeting of the Cervenik administration.

Finally on December 8, 2003 a resolution reached the Board. A memo from Director Johnson recommending that the bids be rejected was agreed to by Mayor Cervenik who said he would be communicating with Council very shortly. According to the minutes now, there was no vote in confirmation of that bid rejection. The time for mayor-veto had already expired for Resolution 226 during the last month of the Oyaski term. There seemed to be no known follow up in the disposition of the directive. In some construction situations a project is sent back to the architect and bidders for some negotiated minor reductions in scope. However, the final budget was already under the contract manager's budget estimates that were approved by the previous Council. They then approved the financial allocations for the project in Resolution 226 which were subject to the review by the previous Finance Director.

Since that meeting, a Resolution 226 appears to have been left in limbo for the past 5 months prior to and since the recent Council approval of the new architectural concept favored by Mayor Cervenik.

I have a couple of questions. Does the Board of Control have chartered authority to reject bids that are under Council approved budgeted costs? I would like the specific ordinance on that, if you please. If so, wasn't a formal vote of the Board of Control on that December 8th meeting necessary? Was there specific legislation passed by the current council rejecting Resolution 226 language directing the administration to proceed with action in anticipation of the project ordered by the previous council? I would like to know, what does the phrases "direct" mean in municipal law?

In summary I feel that tonight's legislation could have been achieved by administrative action any time after the December 8th Board of Control meeting. I fear that a previous council approved and Mayor signed directive was somehow overlooked in the administration change over. Would you deliver this to Director Frey please? Thank you very much.

Mrs. Linda Vargo – 854 E. 216. Myself and other Euclid residents are here tonight to speak out in favor of a new facility at our golf course. Council meetings have featured the same individuals who constantly speak out against administration, council supported and approved plans and projects. It appears as though the theme of their speeches is, if it's favored by the current administration or a majority of the Council, then its no good.

That's not why we're here. We're here because we are citizens and supporters of Briardale Greens. As league members, we know what the city needs for a clubhouse facility. We are not the individuals that don't patronize the course, yet think they are expert on the subjects. So please listen to our needs and the previous approved project. It will be the best thing for our city. Every citizen would rather, if given the opportunity, live in a new house versus a more than 50 year old, outdated legacy building.

When was the last time and how many times have council people Langman, Mancuso and Delaney visited the golf course and spoke to the people that use it? Why is a new building considered to be second-class and mediocre? Listen to the people that use the course and not the made-for-TV negative speakers.

Take a look to our west. Cleveland built a new baseball park rather than renovating an old one. The result, 400 plus sell-outs. That was before they started losing. They built a new football stadium rather than renovating an old one. The result, three years of sell-outs. They built a new basketball arena closer to their citizens, rather than renovating an old one.

Why do you want to keep an old, past-its-prime, building? What's so important about keeping Knuth? What's so magical about keeping an old decrepit building? Is that what you want Euclid to be known for?

New, modern construction says your city is on the go. At the recent last Council Meeting, Council voted 6 to 3 in favor to hire the architect to draw up detailed plans for a new golf club house. Why is it now being proposed to revisit an old plan. It sounds like a delay tactic to me. Please quit trying to derail this positive plan that the golfing citizens want. The three of you should concentrate on coming up with some other non-golf related plan to benefit the city. What drives you to oppose a plan that the users of the course want? Isn't a new, modern facility good for Euclid? Look at Doug Price's new building. We need more new growth in Euclid. When was the last time any of you were in the basement of that building? It was wet and moldy when it was being used. Imagine now the condition. It's been raining, it's got to be flooded. How can people who don't visit the golf course use it or support it, or who haven't surveyed those that do use and support it, stand here and tell us what we need? Thank you.

Ms. Eileen Morgan – To continue on that subject, I'm Vice-President of the Briardale Birdies Golf Wednesday night league. Shouldn't the needs of a golf shop and grille dictate the layout of the building? The structural and bearing walls in the west-wing will dictate the layout of the golf shop and grille room. This is an optimum. A force-fit is not first class. We only need 3,500 sq. ft. Why give us a run-down portion of an 11,000 sq. ft. building? It's interesting now that Mr. Eberhard slammed Council on the banquet hall, you've given up on that. Then there was the idea of a basketball court, non-regulation and volleyball court with no showers and maybe darts. Now that has been eliminated. What will you want to use the old space for next? We want a golf course clubhouse, not a recreation center.

It is my understanding that a reputable person who knows structures and construction informed the administration and several council members about his concern regarding the structural integrity of the Knuth building. These concerns deal with items such as the foundation. The roof and bulging walls. If this is true, then why would we want to invest another penny in this old structure? Have you considered the cost of maintaining an old, ancient structure compared to a new building? There will always be emergency repairs. Is this another Jefferson Wells deal where you ignore the recommendation of your expert? Would you personally hire an architect to give you detailed plans for alternative plans without first saying this is what I want, tell me if I can't afford it? If I can't, then I'll look at options. Is this what you want to do? Plan the electrical and mechanical now for just a piece of the building and then at a later date if you want to use more of the building, have more drawings done at a significantly higher cost? Isn't it cheaper to do it all at the onset? I believe a reasonable cost to do the west wing and other structural things, leaving the rest vacant will still cost \$1.2 to \$1.4 million compared to the previous cost of \$1.9 million and significantly higher than the \$9 million for a new building. Also significantly more than the quoted estimated of one-half the cost for a new building. Thank you.

Ms. Patrice Havreberg – 323 E. 208. I'm speaking to Agenda item #7, calls for plans to renovate the Knuth Center, west wing for golf course needs. We need these plans in light of the rising costs of new construction in light of Euclid's past successes in renovation. Only by investing in these plans can council understand the true cost of smaller and new construction versus holding onto a larger building for much greater future potential.

Debating the merits of renovation versus demolition is a bit complex. I'll try to sort out some of the issues. From the 1890's to the 1960's, Euclid industrialized and boomed. New residents arrived by the thousands. All manufacturing and commerce thrived. This was our classic period when Euclidians wanted sturdy handsome structures to shelter their civic activities. Labor was inexpensive, yet craftsmanship was prized. Raw materials were plentiful and of good quality. Residents took pride in their built environment. Classic Euclid came to hold a range of fine buildings. Briardale is one of these.

World War II wrote a special chapter for Euclid as the federal government stepped into build two public housing projects. Both projects are long gone, but the Briardale center, the handsome brick center for the Lake Shore Village project still stands. To some it's just another old building. But Briardale is an asset from the past, the likes of which will never be built again.

Here's how sturdy Briardale is now in economic and structural asset. Two weeks ago, Tops organization abandoned its super-store project at 185 & Neff Rd. They cited construction costs especially those for steel. These same factors will soon raise the prices of all building materials. During the same week, Crain's Cleveland Business reported the regional contractors are now reluctant to bid on new construction due to rising costs and materials.

If Euclid is to obtain a reasonable golf course facility, Item #7 makes good sense. Council needs to know the true cost of new construction versus renovation. In light of rising construction costs, it would be terrible to sacrifice a valuable economic asset for smaller, less substantial building. I say that because I see that new buildings starting to fall apart in 10-20 years. You see it around the greater Cleveland area.

A few more facts support that renovation of the Briardale will best improve the golf course. During the last 30 years, the city has sought to demolish more than a dozen classic buildings. Demolition has been called on to rid the community of so-called blight, or provide blank slate for development. When the City has demolished its classic buildings, the economic results fall short of expectations. We got vacant lots for Shore Theater, Parklawn Gardens and Envoy Inn. However, when a classic building escapes the wrecking ball, it always becomes a civic asset. We are a richer community for saving the Henn, the old township high school, the first city hall, fire station #2, Moss Point block, Euclid Park Clubhouse and Shore School. Demolition is easy to talk about, but it is difficult to accomplish well.

#7 calls for plans to renovate Briardale's west wing for current golf course needs. The plans leave the rest of the building intake but mothballed until better times. Council must have these plans in order to gauge the true cost of a new facility at Briardale Greens. In light of rising construction cost, #7 should show how Briardale has become a structural asset. Please vote for #7, Briardale is a sturdy gift from the past. It can be a handsome and versatile foundation block for our future. Thank you.

Mr. Joseph Udovic – 21371 Naumann. I too would like to address #7 this evening, ladies and gentlemen. First of all, I would like to add my thank you's to both Councilman Langman and Jerry Corbran for the brilliant and cost-effective idea for proposed Knuth Golf Course project. These two are just two of our community hard-working and sharp citizens.

I do believe that this creative proposal, solution, this evening for Briardale Greens Golf Course, should be given equal consideration to the proposed idea from our elected Mayor. Our current Mayor has publicly stated that his proposal for Briardale as it was quoted, if my idea should come in over budget, then we shall look at alternative solutions again. The Mayor's vision for this facility shall come in over budget due to lack of full financial studied planning and cost estimations that is needed to complete this job site. As was previously mentioned and reported, through the Euclid Observer and the Sun Journal, once more, I'll reiterate, Tops has suspended their construction project due to an increase in rising costs especially with structural steel and sheet steel. I'm going to repeat this again. The same factors show an increase in the price for all building materials and construction work. Regional contractors are now reluctant to bid on new construction projects. This needs to be taken into account this evening.

The Council needs to thoroughly examine both the Mayor and Councilman Langman's proposed ideas in a separate committee meeting. Compare them evenly and fairly without any type of prejudice, judge all your pros and all your cons. Through this fair evaluation, a selected concept can emerge that shall be the best for all parties and not just for a pre-selected few citizens. Through the Mayor's or Council's refusal to even consider #7, shows a lack of maturity on his and your part. This further demonstrates that you lack once again to cooperate with one another and our fine citizens. Through keeping alive a civic asset of our community, we shall be much richer for it. We cannot afford to enter into another demolition trap as we have in the past number of years. Mayor Cervenik, as it was brought up to me no matter whose idea it is, yours or Mr. Langman's, you as a Mayor shall go down in history as a man who this project was completed under. Historians shall not remember this great debate, but who finished this project. Our community cannot afford any more shortsighted, careless and short lived answers to our community's ills and problems. Thank you and have a good evening.

Mr. Roy Larick – 23745 Lake Shore Blvd. Can you guess? Item #7. The plans to renovate Briardale's west wing. We need west wing renovation plans in light of rising cost of new construction, given that Tops abandoned its local new construction. We must be skeptical of our own dreams for new building. Plans to renovate just Briardale's west wing stand to come in at lower cost than the current plans to build new. We don't know, but we should find out. Partial renovation would still leave us with the potential to expand. We also need these plans in light of past success in renovating Euclid's classic buildings, since 1970 the City has sought to demolish at least 14 buildings that it either owned or wanted to own. Briardale is one of these. All have been slated for demolition as blighted and old fashioned. However, a good number of demolition based classics have escaped the wrecking ball and it is surprising that without exception, the escapees have gone on to productive second lives.

Euclid really benefits from classic buildings, once the urge to tear them down is left behind. I'll review the success of several demolition escapees, please consider how Briardale could also flourish as these others have. The City acquired the Henn residence in 1947.

The Henn then served as offices until 1988 when it was essentially abandoned. During the early 1990's Council debated demolishing the Henn to put up a picnic pavilion. Now after 8 years of zeal, the Friends of the Henn restored the old house and turned into a PR gem. More over, the Henn's rental income pays operating expenses.

In 1998 the City condemned and sought to buy and demolish the Moss Point block. The goal was to make a parking lot. During the demolition effort, locally owned VIP Restorations appealed to buy the building. The City was reluctant. Now sheltering the Beach Club Bistro and the Euclid Chamber of Commerce, the Moss Point Block is the pride of downtown.

In 2001, first Fire Station #2 was orphaned by the rise of second Fire Station 2. The Old Euclid Avenue structure suffered through the talk of demolition for commercial lot development. When the City finally saw professional real estate guidance, Tri-County Ambulance bought and quickly renovated the building. Now this World War II era fire house continues its emergency services function. In a great small success story first Fire Station #2 has been bought back and made proud on Euclid Avenue.

The Euclid Township High School was built in 1894 and then privatized when Central and Shore were built in 1913. By the late 1960's the old school held 17 apartments but fell into tax arrears. City received the building in 1975. As City Council threatened demolition, the Euclid Historical Society petitioned for a dedicated home there. The museum was opened in 1984. The Museum archives all city, village, and township records back to 1810. This includes City Council ordinances and committee minutes. This is your building.

When the old Town Hall burned in 1929, Euclid Village rented office space. Mayor Charles Ely eventually got federal funds to build Euclid City Hall of 1938. Fifty years later in 1988, Mayor Tony Giunta completed his municipal center, this one, as sought to demolish this remarkable blue stone landmark next door. Now with its two Halls of Fame, first City Hall is a significant public asset.

I could enumerate several more successful demolition escapees. Indeed all Euclid's demolition escapees are successful in their new lives. I could also list the demolition victims, few of which have seen much development come to their vacant lots. I will conclude by reiterating that American building practices changed soon after the boom years. The old craftsmanship went out of fashion. Natural raw materials gave way to the synthetic. Structural mass was paired down, planned obsolescence became a factor. Now, globalization of wealth is driving up cost of all new building. Planned obsolesces becomes a greater issue. In consequence, these older buildings are now structural and economic assets that we should explore. Let's be rational about Briardale. Let's explore the building as an asset in these difficult time. Council, vote for item #7. Let's investigate the benefits of smaller renovation. Only with #7 may we compare the merits of new construction versus a reduced renovation. Then we can say which plan delivers the best developmental and economic benefits. Then we'll know the truth about Briardale. Thank you.

Mr. William Hilf – 891 E. 237 St. Euclid. Also here to talk about #7 and I'll start with the response to some of the comments that were made earlier about what seemed to be comments about the partisanship of the current council and members of the audience being reactionary to ideas and resolutions put forth by this current Council and administration. I would say to that, there are a lot of people I've heard who see the current legislation that has already been passed and the denial by the Board of Control, as a reaction against anything that was put out by the last Council and Administration. That could be seen as being a two way street.

Item #7 tonight, I think could be seen as being a very fair compromise and one that should be looked at. The city is in a very tenuous situation as many cities in this area are. Money is tight. We do need to look at everything and see what is cost effective. We also need to see our city leaders start working together on projects. With a 7 to 2 vote on the first golf course project that was denied by the Board of Control. There was a 6 to 3 vote on the latest legislation that has been passed. It would be nice to see our city council working together a little more with the administration. I think this legislation could be a start. We do need to see an end to this partisanship. The City needs to move forward and I think this legislation could be a fair compromise and it would be nice to see more discussion and a little less just party-line vote, we know where people stand and we can pretty much write it down before the meeting starts where people are going to vote. Thank you.

Mrs. Susan McGinn – 141 Sunnycliff Dr. I'm also going to speak on #7. I did have a question for Miss Will, a few months ago you were talking about improvements at the Golf Course. Was the Driving Range part of that? Are you planning on making any improvements there?

Director Will – We are looking at different ways to make some improvements at the driving range, yes.

Mrs. McGinn – I know quite a few people have mentioned that to me. This evening I'm asking you Council members to give yourself a choice. Please look at Councilman Langman's alternative plan and consider what is best for the future of this entire City, not just to satisfy a handful of residents who use the course, this affects a everyone.

Councilman Langman asked that the building remain standing for future possibilities. If there's a chance for year-round revenue, why would you dismiss his ideas given the city's financial status? Mr. Larick, I'm going to sort of summarize what he just said and quote what he said in his article in the Sun Journal last week. He considers the Clubhouse a valuable economic asset. If you read his article in last week's Sun Journal, he states in Euclid when a building escapes demolition it becomes a civic asset. When one is demolished, the results fall short of expectations.

Tonight you have your turn to speak on these plans. You should be able to promote either plan, before you make a final decision. You should be familiar with both plans, piece by piece, comprehensively before you make your decision. Give yourselves a choice and in the meantime protect all of your constituents' money. Thank you.

Mrs. Ann Raucker – 272 Street. I'm in favor of keeping the Clubhouse. Being a person that remodeled a home built in 1911, I discovered wonderful things in that old house. Inch thick wooden sheathing. The boards were sometimes 8 to 10 ft. wide. So I favor keeping the clubhouse because I don't think its in the way the golf course. You are wasting a good building should you tear it down.

Councilman Gruber moved to rise and report. Councilman T. Sustarsic seconded. Yeas: Unanimous.

LEGISLATION

Ord. (136-04) Rezone 940 Babbitt Rd.

An ordinance rezoning P.P. #643-19-026 located at 940 Babbitt Rd., from ASF (Attached Single Family) use district to U-4 (Commercial) use district and further amending Ord. No. 2812. (Sponsored by Planning & Zoning Commission)

First Reading.

President Sustarsic – Notification will be given to people in the surrounding area at the apropos time. Based upon when that goes out, we will set a date for the public hearing.

Res. (137-04) UDE St. Christine's

A resolution granting a Use District Exception pursuant to Chapter 1375 of the Codified Ordinances of the City of Euclid to Reverend Patrick Henry of St. Christine Church, to allow a UR-1 (School) use in a UR-2 (Church) Use District at 860 East 222nd Street (Permanent Parcel No. 641-26-005). (Sponsored by Planning & Zoning Commission)

First Reading.

President Sustarsic – Rev. Patrick Henry and Mr. Eustis is here. Will there be any questions or any need to suspend the rules? Seeing none. This is the first reading.

Res. (138-04) UDE Watergate Apts.

A resolution granting a Use District Exception pursuant to Chapter 1375.01(a)(3) of the Codified Ordinances of the City of Euclid to AERC-Watergate, Inc. to allow a U-4 (Retail/Wholesale) use in a U-3 (Apartment) Use District at 26151-26241 Lake Shore Boulevard, Permanent Parcel #644-09-004. (Sponsored by Planning & Zoning Commission)

First Reading.

President Sustarsic – Similarly the people of the adjacent areas are being notified as to this venture. We'll be getting in touch with them and hopefully having a public hearing on the 21st.

Ord. 108-2004 (139-04) Assess Weeds

An ordinance to levy assessments for the cutting of weeds and cleaning of vacant lots as provided in Chapter 1113 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilman T. Sustarsic by request of the Service Director)

Councilman T. Sustarsic moved for passage, Councilwoman Hufnagle seconded.

Director Gulich – This ordinance is necessary in order for us to levy assessments against the list of parcels you see here listed in this ordinance. These are vacant lots. Just like you me and everyone else, we're supposed to be cutting our own grass. We do serve these people letters every year. They indicate that they will cut their grass. For whatever reason, they don't follow through on their word. We're provided by ordinance to give them a 48 hour notice, which allows us to get in there and do the cutting ourselves. Often times the grass is gangly, I've gotten a number of complaints about a couple of these parcels in particular. I think Council has heard about them as well. I just wanted to mention that two years ago I doubled the rate the city was charging from \$75 to \$150 an hour. This year I've increased that to \$200 an hour. Why? Not because we want to make money doing this, but I'm trying to get people to cut their own grass. It has helped quite a bit, but as you can see this list is perennial with the same property owners who have failed to have cut their grass.

Councilman T. Sustarsic – Are we still cutting these folks grass this year?

Director Gulich – Yes. This year's cuttings and we want to get this certified down because the faster we get it down there, the sooner we can start collecting.

President Sustarsic – Just looking at the list, it is pretty sad because I recognize a lot of these names as being on past lists. It is an annual thing and if they're willing to contribute their money to the city, we'll be willing to cut their grass.

Councilman Gruber moved to suspend the rules, Councilwoman Mancuso seconded. Yeas: Unanimous.

Roll Call: Yeas: Daly, Delaney, Gruber, Holzheimer Gail, Hufnagle, Langman,
Mancuso, Sustarsic, Sustarsic.

Passed.

Res. 109-2004 (140a-04) Euclid Railroad

A resolution authorizing the Mayor of the City of Euclid, or his designee, to submit an Application for Financial Assistance to the Ohio Public Works Commission (OPWC) seeking a Four Hundred Eleven Thousand One Hundred Fifty Dollars (\$411,150.00) grant from the Clean Ohio Conservation Fund to acquire the Euclid Railroad right-of-way (see attached Exhibit A) in the City of Euclid for greenspace conservation and multi-purpose trail development. (Sponsored by Mayor Cervenik and Councilman Gruber)

Councilman Gruber moved for passage, Councilman Daly seconded.

Director Pietravoia – This is an opportunity that the city is seeking in conjunction with the City of South Euclid to take the old Euclid Railroad right-of-way and turn it into a multi-purpose trail. At this time, they're seeking authorization for the Mayor to make application to the Clean Ohio Program for a grant that the dollars would be used for acquisition of the property and the actual construction of the trail.

You may recall the City did go after similar grant, I believe it was a couple of years ago, Jim Sonnhalter from our staff, worked on the grant application the last time. We did have some input after that application which was not funded, indicating that we'd have a better opportunity to go after these funds if we did it jointly with another municipality. So at this time we're looking at a joint application with the City of South Euclid. We're also looking at future collaboration with both NOACA and the Metroparks. With NOACA we'd be seeking other enhancement funds, possibly to extend the trail. The railroad right-of-way goes from South Euclid down to Euclid Ave. The NOACA participation would be to look for dollars that would extend the trail along Euclid Ave. and eventually make a connection back to the multi-purpose trail that already exists in the Metroparks. Essentially it would become a 5 mile loop system, which is very attractive to both communities as well as to Metroparks.

Metroparks future potential that we're discussing with them would be one of both maintenance and also to secure the trail once its built. That hasn't been absolutely confirmed yet, but we've started those discussions with Metroparks if we're successful in getting the grant. If you have any questions, both Jim and I will be happy to respond.

Councilwoman Holzheimer Gail – Director Pietravoia, I noticed that there is a match required by the city. Would that come from the Recreation Capital or the city's capital or endowment fund?

Director Pietravoia – Thank you, Mr. Chairman to Ms. Holzheimer Gail, at this time we're looking at the possibility of seeking other funds that would provide the local match. In order to make the application, we have to show you'd be able to cover it if we weren't successful in getting those other funds. We were looking at either of the TIF's or the Endowment Fund as a possible match. We're estimating at this time between the City of South Euclid and Euclid, the total match would be in the vicinity of \$140,000. So \$68,000-\$70,000 would be Euclid's share assuming it's a 50/50 share.

I want to emphasize that we're hoping to go after other dollars to make up that local match without using any of our local funds.

Councilwoman Holzheimer Gail – I think it would be a nice enhancement if it connects into the Metroparks and it is more than just its own trail. In itself its probably, do you know the length of the trail would be?

Mr. Sonnhalter – The total length of the trail would be 5 miles. The Euclid Railroad right-of-way is about 1.25 miles total.

Councilman Langman – Director Pietravoia, you mentioned we're doing this in conjunction with South Euclid. Do they have to pass similar legislation as we are considering tonight?

Director Pietravoia – Yes they do. The State requires that any community that makes an application pass a Resolution authorizing the Mayor of that community to make the application.

Councilman Langman – I've hiked the proposed trail with Councilman Gruber. We had found a few railroad spikes. It would certainly be a great amenity for the area, as long as the residents are happy with it.

Councilwoman Mancuso – What other funds would you be looking at? If we really don't use our TIF funds, we don't want to use the Endowment Fund, where else would you be looking?

Director Pietravoia – An example would be the enhancement funds that are available through NOACA. If we're successful in going after the portion along Euclid Ave., the dollars that would come in through NOACA would count as our local match toward the whole project.

Councilman Delaney – I did familiarize myself with this two years ago. I think its great. One question I have is that I did see that some of the trails, very close to private property. Have a lot of the residents through there been contacted?

Director Pietravoia – I'm not aware in this current round of any contact with the current residents. But I do believe there were extensive discussions the last time this was proposed.

Councilman Delaney – I'm sure there's still plenty of time, but just to make that point, it would be helpful to let them know we're working on this. Thank you.

Councilman Gruber – To answer Councilman Delaney's question in part, most of the yards on the Euclid-side of this are a few hundred feet deep and there would be really no homes actually abutting the railroad tracks. On the Cleveland-side, they also have very large lots. We are presenting this to Euclid Villas Homeowner's Association tomorrow night, the Indian Hills Association in the past has supported this legislation. The key this time, which is a little different and makes it even more attractive is that South Euclid is working with us. It is the first time that we've gone into a grant with them.

The Metroparks are interested and this is something that we look forward to, their cooperation, for quite awhile, for enhanced security purposes. We know what they do and they know how to do it well. It is a nice grade for bicycles or walking or running. It was designed for the train. The historic Euclid railroad at one time the shortest operating railroad in the United States. It would provide mainline service to the quarries, which mind the rock for our historic city hall next door. It took building supplies up and brought the quarry rock down. The train stopped running in the mid-sixties. When I was a child, my brother and I watched the train go by. This is a nice amenity for the neighborhood, especially if the Metroparks were to go into it. It is refreshing to hear that South Euclid is interested in joining us with this. Thank you.

Councilman T. Sustarsic – I remember a couple of years ago the neighbors in the Indian Hills area were complaining about paint ball tournaments back there. Would that be stopped with this trail there? I'd hate to see people walking this trail be hit by paint balls.

Director Pietravoia – I think the benefit of putting in place a project like this particularly if Metroparks is part of it, is that they would monitor the trail once it was built. We would envision probably a dawn-to-dusk operation during daylight hours, with Metroparks helping to monitor the trail. We think it would help to deter that kind of activity.

President Sustarsic – I was wondering, just out of curiosity, the Metroparks would come in as a management entity and they would provide for maintenance, or how would that work? Or, is that to far down the line to consider?

Director Pietravoia – As I said earlier, we don't have that confirmed yet, but we started serious discussion with Metroparks and they are very interested in continuing those discussions.

Roll Call: Yeas: Daly, Delaney, Gruber, Holzheimer Gail, Hufnagle, Langman,
Mancuso, Sustarsic, Sustarsic.

Passed.

Ord. (141-04) 110-2004 Tax Budget 2004

Proposed Tax Budget for the year 2005. (Sponsored by Mayor Cervenik and entire Council)

Councilman Gruber moved for passage, Councilwoman Hufnagle seconded.

Director Johnson – This is a rather routine piece of legislation. It is placed in front of Council every year for at least the last 25-50 years. It was traditionally a full blown tax budget. In June, 2002 as you can see by the cover sheet, House Bill 129 authorized what is called the Alternative Tax Budget. As I stated earlier, it is a rather routine piece of legislation and we're required to submit this to the County Budget Commission by July 20th of this year. Any questions, I'll be glad to answer them.

President Sustarsic – This is a public hearing. We'll go out into the audience.

Councilman Daly moved to suspend the rules, Councilwoman Hufnagle seconded. Yeas: Unanimous.

President Sustarsic – Anyone in the audience that would be interested in speaking to this or asking questions of the administration, please step forward to the microphone.

Ms. Yvonne Booker Sutton – My husband J.B. Booker and Miss Brown, we're the homeowners up on Hilltop Road whose homes have been sitting for the last 4-5 years trying to get water and sewer. We have spoken with Richmond Heights ...

President Sustarsic – We're speaking to the budget right now. What you can do is after the legislation we'll go into Committee of the Whole, you can come and address at that time. Any other comments or questions?

Councilman Langman – Director Johnson, I know these are estimates for the coming year. But what jumped out, hopefully we can hit this goal is that our general fund, that line item. Is that your estimate of where we're going to be next year? If you want to say yes, that would make me very happy.

Director Johnson – Yes.

Councilman Langman – How did you come up with this particular estimate?

Director Johnson – It is essentially the same budget that was submitted last year. It has no consequence in terms of what the budget commission. Legally this does start the budget process as far as the budget commission is concerned. But most important page on this is the list of debt that we show, debt obligations. That's really the only sheet the County Budget Commission is interested in so that they know how much of our property tax to allocate towards our debt in the bond retirement fund. That's essentially what this document does.

Councilman Langman – I understand. It is still a worthy goal though, thank you.

Director Johnson – Yes, we are hoping.

Councilman Delaney – A question, Mayor is there any ETA on the three year plan that you've been announcing?

Mayor Cervenik – Yes, Mr. Delaney, Director Johnson is hoping to have the three year budget in its most rough form for the last Council Meeting. It will be in its rough form, but we want all the Directors to take a look at it. He and his staff have been working diligently on it. Then during the summer recess, I'm going to ask for comments and suggestions so that we can start fixing it up and adding more to it as we go along. But you should have an actual three year budget projection for the general fund at the next council meeting.

Councilwoman Mancuso – We don't have to resubmit this. This is just a general estimate of where we're going for the next year. So as things change, we do not have to resubmit this. This is just a ballpark picture of 2005 going forward.

Director Johnson – Exactly. As I stated earlier, essentially what we're doing here is letting the County Budget Commission know what our outstanding debt is so they understand how to allocate our property tax. We do report at the end of the year our fund balances to the County Budget commission and our projection of revenues that we fine tune from now until the end of the year. At the end of the year it gets a little more serious.

Councilman Daly moved to suspend the rules, Councilman Gruber seconded. Yeas: Unanimous.

Roll Call: Yeas: Daly, Delaney, Gruber, Holzheimer Gail, Hufnagle, Langman, Mancuso, Sustarsic, Sustarsic.

Passed.

Ord. (134a-04) Golf Course – West Wing

An emergency ordinance authorizing the Mayor of the City of Euclid, or his designee, to negotiate a contract with Brandstetter, Carroll, Zofcin, Inc., 820 West Superior Avenue, Suite 800, Cleveland, Ohio 44113 to prepare plans for west wing renovations of the Knuth Center to serve as the Briardale Greens Golf Course Club House and Pro Shop for an amount not to exceed Thirteen Thousand Dollars (\$13,000.00) (Sponsored by Councilpersons Delaney, Langman and Mancuso)

Councilman Delaney moved for passage, Councilman Langman seconded.

Councilwoman Mancuso – This legislation is being presented tonight because as we utilize tax dollars moving forward on the golf clubhouse project, it is prudent business strategy whether you are a public entity or a municipality to have all the current information available concerning the possible options. This legislation will assist us in accomplishing that. This legislation offers flexibility, and the option for future growth of the facility. There is never only one good way to pursue the desired outcome. Determining the feasibility and the expense of utilizing the west wing of the current building can be done in conjunction with specifications needed for our new construction. The architects know the building well and we've heard over and over the pros and cons of this space. There needs to be a current day assessment that should not delay any plans for construction that could afford us as the taxpayers the benefit of using areas we already have for growth and expansion. It is much more logical and cost effective to proactively determine our needs, options and goals. I hope we are not building only for today. Anyone in business understands a facility once built will usually outgrow itself within a year or two. Hopefully, if managed well, our golf course clubhouse will do the same. This legislation allows us to review building anew and a potential for renovation of the current building to manage future growth potential. I believe it is short-sighted of us as Council members to not consider the value of utilization of the current structure in our overall project. So I would ask my colleagues to please vote for this ordinance today. Thank you.

Councilman Langman – I'll take responsibility for starting this. But ultimately it is the City Council that is appropriating the funds to build the amenity. Not the Administration. It is our responsibility. Therefore we have to make a wise decision on how we're going to expend those funds. It's always good to have competition when you're debating these types of spending

issues. We've done it in the past at 205, in the hiring of various architects, engineering firms, etc. We have solicited ideas. Even on the budget that we went through previous councils, we solicited ideas to compete to come up with the best idea.

That doesn't necessarily mean that what was proposed by the Mayor's Committee is the wrong way to go. It doesn't mean that what I propose is the right way to go. But it gives us the option so that we can make an intelligent decision for the customers, the people that are footing the bill, the taxpayers of the city. We can do this concurrently with what has already been passed. We should do it concurrently so that we can make the very best decision.

In essence we are purchasing this amenity for the residents of the City. It is imperative for us that we just don't go to one place to shop for the idea. That's what we've basically done. We've taken one idea and said, this is it. Everybody up here wants to see a new amenity at the golf course. It is long overdue. No question about it. This is not designed to delay the progress of that. It is simply for the Council to make the very best decision. If in fact this passes and they go out for bids, we can compare the various costs and make that decision.

Some of us may believe that historical preservation is important and that long term possibilities for the golf course should be incorporated into our decision. Others may not agree. At least we'll have one of the most important factors, the cost for both plans in front of us. That's how we can make the best decision for the citizens of the City that are paying for the amenity. Thank you.

Councilman Delaney - I was criticized for not attending or for not going to Briardale that often. I do go to Briardale. I'm not an avid golfer because I'm not very good. But that's no reflection on Tom Sloat, our golf course pro, who did teach me how to golf. There was also analogies made to sell outs at Cleveland Stadium. The new football stadium. But they are also sell outs as the building existed, as the building is new, I think those analogies are more in line with the Team than the facility.

These are not delay tactics. For two years we solicited the advice of professionals. If we would have been told that waterproofing the basement, fixing the roof and cracks, settling in the foundation were making the building unstable and without merit, then Old City Hall would have been torn down. Because that's exactly what the previous councils and administrations, I think there was 5 pieces of legislation that helped Old City Hall get to the point where it is today.

Members of the public also brought up very good points in the news lately about the rise in construction costs, the rising cost of labor. We need a contingency plan. This is something that I didn't find in any of the meetings that the Committee or the Staff had brought forward. I didn't see if there was a compromise considered very seriously. This is not reminiscent of trying to just throw politics around. I believe so much work was done, \$300,000 was spent. A great deal of money of that was used to prepare the building. We would have been cutting the ribbon this month, according to Panzica's projections. It was Panzica construction that was more eluding to making sure the projects went off together. They never brought this up in the two years before, the condition of the building. A lot of this talk, some of these suggestions for me need more conclusive evidence.

It is a very unusual thing that a project of this magnitude would have just been cancelled on the Board of Control. So this is a very serious matter. I do take it very, very seriously. I'm also asking Council to have this considered, have this be part of it, so there is a contingency plan ready to go and we don't delay the golf course. We do need action there. The cost of playing golf will go up. If the cost of playing golf goes up, then we're going to have disgruntled golfers that live and use the facility.

I look forward to Council's comments. This is also reminiscent, if I extend myself to the Mayor when he was Council President. It is not unlike what happened with Doi Dickinson and a contingency plan with Shore. When a \$12,000 study for the architect was asked at the end. There were adversaries on Council that said let it go, we need the information on the table, we have to make a good decision on a million dollar project and I only ask for the same thought process to be delivered on this one. Thank you.

Councilman T. Sustarsic - I would just like to say when I was first elected, I attended the last meeting, this \$1.9 million project was pretty much run through the Council. It just gets me, no consideration of the new Mayor or the new Council had to say about it. There was a woman in the audience, she brought up a letter. I do have a copy of it. I apologize. It was written by one of the sponsors of the legislation. Asking if the Mayor's Committee contacted Greg Kost or Panzica about the possibility of renovating the west wing only. Mr. Kost wrote back, in answer to the question, neither I nor Panzica construction were asked to offer any cost information of west wing only prior to the request. What I did discuss with the Mayor to be at the time and the Service Director, was that because of the questionable structural integrity of west and north foundation walls, the dilapidated roof condition, the foundation waterproofing and the general

disrepair of the building, it did not appear to be in the best interest of the city to spend money to renovate the structure. We also did not discuss any "historical" significance to the building.

The way I look at it, its an older building. We always talk about raising the bar here. We're going to build this new facility and half of the building, the worst part of it, I can't see it. I voted for this new plan and I'm going to stay with it. That's what I would say, thank you.

Councilman Langman – Yes I did ask Mr. Kost, whether he in fact contacted the Committee during their deliberations. That's what he wrote back. I talked to him further about that. Because if I'm going to support something that is technically described as a dilapidated building then that raises serious questions that our senior citizens were in that building just a few months before those meetings were held. So in discussion with Mr. Kost, he told me, quite directly that what he was referring to primarily is yes, the foundation needs work and yes, you might want to consider putting on an entirely new roof. I believe that the previous individuals that were working on the plans, maybe specified that you can get away with patching the roof and it will last for a period of time. I also asked him approximately how much it would cost and for the physical rehabilitation of the building. That's what we're talking about. We're not talking about putting anybody into an old musty building. We're talking about extensive rehabilitation of the building and you can do it roughly for a shade under a million dollars and you have other soft-costs involved, which raises it up to a certain level.

So, no, the building is not going to fall down according to Mr. Kost. I'm sorry he phrased his response in that way. But you have to remember that fact for a period of two years, all of us went along without any of that coming up. So therefore, in discussions with him, I still think that plan is perfectly valid for the reasons that I've outlined several times. As for some of the residents that say old versus new, there are plenty of people living in downtown Cleveland in what were ancient warehouses. If done right, rehabilitation can be just like new. We have to consider not only today and what the current golfers want, but what's good for the city and the course five years from now, ten years from now. The City is screwing with development projects that were good then, but not good now. I must stress that we can consider it and make our final decision once we have all the facts. Thank you.

Councilman Gruber – I have a question for the sponsor. The \$13,000 number, where did that come from?

Councilman Langman – That was my estimate.

Councilman Gruber – Did you speak to the architect? Do we know that is what it is going to cost?

Councilman Langman – I did speak with the architect and he referred me back to the Committee. He wanted direction from the Committee and they never got back to him to give me a number. So if in fact there is favorable outcome tonight, then we would have to sit down with the architect and nail down a true number. We may have to have something before the next Council meeting.

Councilman Gruber – So we don't know what it would cost?

Councilman Langman – Unfortunately we do not.

Councilman Gruber –Its been brought up often that a couple of us, I believe yourself and I voted against the last part of the project. In the beginning, as stated in the Sun Journal from October 9, 2003, that when it was at \$1.2 million, we were comfortable with the project. Then it went to \$1.6 million. Then it was at \$1.9 million. My quote in the paper that time said, I'm pretty comfortable with \$1.2 million but a \$1.9 million, not when we have other pressing capital needs. And we do have other needs in the city.

The State of Ohio has a formula when they go to look at the schools. The State School's construction authority has applied the 2/3 rule in deciding whether a school building should be renovated or replaced in essence. The rule states that if renovation is anticipated to cost 66% more of a replacement cost, the State favors building from scratch. That article was just in Sunday's Plain Dealer, Don't Let the Past Bankrupt our Future.

In regards to items brought up about the building not until recently, this goes back to 12-13-01, Executive Summary. In July 2001, the City contracted with architects, engineering consulting firm of Brandstetter, Carroll, Zofcin, Inc., to perform a planning study for the Knuth Senior Center, during the needs analysis, the consultant reviewed existing drawings and studies

prepared by previous consultants. These were supplemented by data collected in the field from site visits by the consultants to help clearly understand the existing conditions. This is 2001.

Regarding the Knuth Senior Center, it is determined that the investment required to bring this facility up to present day standards for code compliance and functionality are not warranted. The shell of the building may provide useful to house some type of functions required; however, the entire inside of the building would be required to be gutted in order to accommodate those functions in a state-of-the-art manner. This includes the complete revision of the entire layout, finishes, HVAC, plumbing and electrical systems. Furthermore, the basement, while ample in space, does not provide the type of space required. There is also sufficient water infiltration problems which may never be solved even with the investment of thousands of dollars. Now, these are the experts. This is what we listen to.

What are the plans for the mothballed wing? Are the citizens in Euclid going to pay an unknown amount for unknown architecture fees for something we don't know what we're going to use it for?

Councilman Langman – Okay, I would describe it to you precisely what happened. I talked to Mr. Zofcin and asked him for a price. He went back to the committee and was told he could not give me a price. The committee told him that unless in fact the committee instructed him to do so. I, in fact, worked with...

Councilman Gruber – Do we have to pay him when you called him? Did you go through the process?

Councilman Langman – Ah, ah, I went through the process and no price could be given to me at this time, which is fine, okay? So we do need a price, but that's really not the issue here. You know, you're quoting something from 2001. That's fine. We can pull out minutes and say the building is in decent shape.

Councilman Gruber – Well, this is the Executive Summary provided to the City of Euclid.

Councilman Langman – I'm perfectly aware of that, okay? So and as for the State of Ohio's formula that's fine but ultimately we're responsible for this project. I'm not saying that we have to do this. I'm saying you should look at it for the reasons that I've specified. That's all. You can attack the building and I, we can bring in Mr. Koss and ask him is the building in good shape or not just like we did with Mr. Zofcin and we're all over the map. But I feel that, if in fact, this amenity is going to be here for many, many years and that we want the Golf Course to be successful, which everybody does. That's going to change the dynamics of this course. Do we need the additional room? I didn't see in what the committee proposed any expansion plans. We may have to consider that, maybe not; but it's worth looking at.

So, yes, I can sit here and be upset with Hank or the Mayor or whatever it doesn't do us any good. Does the idea have merit for us to look at, not to do but to evaluate? That's what we're talking about with this legislation and I'd be happy for Mr. Zofcin to give us a price if, in fact, the Mayor and Director Gulich would, in fact, instruct him to do so.

Councilman Gruber – What if he comes back after we spend the X amount of dollars and he says, you know, this isn't a very good idea? If this legislation were to pass, would you take responsibility for that?

Councilman Langman – I always take responsibility before I put my name on, Councilman. Would you? After all, you voted for the previous plan up until the very end.

Councilman Gruber – Well, when it got to 1.9...

Councilman Langman – So those concerns about water infiltration and so forth didn't bother you at that time. So, yes, I would take responsibility, as should you for the other plan. But again, we're talking about what is in the best interest of the community as we go forward. And to do that, you need what does it cost to build? Because if what has been proposed comes in very high, then we have nothing. Then we have another year without any amenity.

Councilman Gruber – Your proposal is higher than the new building.

Councilman Langman – Not necessarily. Do we have the construction bids? We do not. That's what this is all about. Now, Councilman Gruber and I, we can go over to Skinny's and continue this debate.

Councilman Gruber – Or we can go for another walk on the railroad tracks. Thank you, Councilman.

Councilman Delaney – I think that the legislation is appropriate. It says not to exceed \$13,000. If you look at the past projects we've been involved with, right now, I believe we had line item authorizing a hundred thousand dollars for the new plan. And I don't know if it is to exceed a hundred thousand; but if he comes in well underneath it, I don't see why since the plans for the previous one what we're proposing right now a modified version. I wouldn't be surprised if he could put that together quite efficiently.

Councilman Gruber, you're quoting 2001 study that is not applicable. It was to do a combined senior center/golf course clubhouse.

Councilman Gruber – Councilman, it still refers to the building specifically. I knew that was going to come. The building's the same.

Councilman Delaney – And the architects did work on this for two years. You voted for it 9 out of 10 times. To the At-Large Councilman before, Councilman Sustarsic, this was not run through Council. Of those 10, 11 pieces of legislation, every meeting was held in public. The plans were hung out in the rotunda at City Hall. They were hung up at the Clubhouse at Briardale. Everybody knew what was happening.

The new plan that, Zofcin was brought in to do both, the combined plan and we had the same architect do the plan at the Senior Center at the Clubhouse and the Golf Course on the, the Clubhouse for the Golf Course at the Knuth. Bernie Zofcin was very content with that. Panzica came to us to work for us and they were very happy with that. If anything, the enthusiasm to push for this project came from Panzica. This project did raise the bar. It was bigger. It did offer more and it offered more than the current new plan offers. So as far as the \$1.9 million and the overruns, that was to come out of, that debt was to be serviced through the Golf Course. That would have come out of the Golf Course Enterprise Fund. It wouldn't have been dovetailed off police cars or fire trucks. It would have been through the Golf Course Enterprise Fund. So the more you wave around the December 2001 study, I'll have to continue to bring it up that it's, the point is moot. It's not valid. This was a completely different project. And Bernie Zofcin worked on it for two years, so did Panzica and at \$300,000, I believe Bernie Zofcin did say in front of us about the water problem that it was controllable and it was ready to be controlled at that point when they were ready to build.

Councilman Daly – Just to follow up on Councilman Delaney's comment that the Enterprise Fund was going to fund the debt. But I think I remember back, Mr. Balazs saying that if the Golf Course was not able to make that debt payment then it was going to have to come from the General Fund. So in essence, the General Fund was backing everything.

And there's been members of the audience and other Council people bringing up the fact that there were so many votes that were taken that were passed unanimously 9-0. Well, if you look before the first three votes, April 7th when questions were coming up on the Golf Course, a Council member stated I looked up the revenue increases that we anticipate from our last Golf Course meeting. And by having the new renovated clubhouse, it looked like we were going to be able to increase our revenue generated from roughly \$300,000, and I think that's quite significant, which really justifies why this project should move forward. Another Councilman questioned 300,000 is that a year? Yes, per year. So of course, that figure's never been able to be substantiated, you know, that we were going to increase Golf Course revenue by building the clubhouse by \$300,000 a year. So of course, those 3 votes that followed immediately after those statements, you know, were passed 9-0.

So before another meeting, later in September it came up. You know, the Golf Course numbers were starting to get out of control and members, such as, Holzheimer Gail were bringing up questions on the cost of the project, you know, and whether we should be moving forward. Again, that same Councilman stated the one piece of information that we're overlooking is the revenues that are going to be generated from this Golf Course project. We're currently generating roughly 55,000 a year from the Golf Course. It's anticipated we'll increase that to around 250,000, you know. So, again, that information's thrown out there. Council then votes, you know, in favor of it. And, you know, back when we had our meeting, you know, I invited all the former Council members to be that meeting along with the other experts. And I was asked, what are you looking for? I said, what we're looking for is how that 250,000 or that 300,000 figure's arrived at. What were the assumptions made? Did they take into account certain things like if there is an outing that day that we won't have regular play? I was told we have no idea where he was coming up with those numbers. And we've never been able to find

anything. In fact, we can't even find or justify when we talked about the Golf Course generating \$100,000. We were assuming, well, maybe they, you know, we were taking into addition the 52,000 bid from Sammy's what it's going to take in addition what we were going to make off of food and beverage. That bid was part of, that bid took into account, they were going to assume all that money. So it was some information that was thrown out, you know, before people voted that they didn't have access to that if they had the corrected information, maybe those votes would be different.

One thing the former Council President did write that starting in 2001 a team of professionals were brought in to help Euclid City Council make the best decision possible on necessary renovation. Just because you're elected to office or work at City Hall does not make you an expert on golf course operations. Decisions need to be made on the facts. And the three experts were Brandstetter and Zofcin, Panzica and Cini-Little. Well, at our meeting we found out that Cini-Little, you know, highly questioned the basis that we was going to use catering to generate money and everyone questioned that idea that the golf course was going to generate money. It was really the Henn Mansion that was the attractive piece.

We see that even though Mr. Zofcin and Panzica were in position to make money they went on the record and stated that they highly questioned spending City dollars on that building. And the fact we have the e-mail from Mr. Koss and so we may need to look at other options. And Councilman Langman was right when he said we need two options to decide from. Well, we do. We have the option voted on last November and the option presented by the Mayor. You know, this is option 3a and 3b; 3a with, you know, basketball courts and volleyball courts; 3b with just blank space. I see that as we're going to spend \$13,000 and for nothing. I mean, these, you know, these men these experts have told us we shouldn't be spending money on that building and I think we need to listen. Thank you.

President Sustarsic – Any other comments?

Councilwoman Holzheimer Gail – To follow up on Mr. Daly, I think we asked Bernie Zofcin from Brandstetter, Carroll and Zofcin when he was here and he's been through this process with both Councils looking at both options of the plan. His recommendation was to move toward this new plan.

I, personally, have a problem with spending more money to re-look at this plan. I think we have the dollars from previous bids. We can pull out anything that had to do with the banquet facility and I think we have a pretty good estimate of what it would cost to renovate the front part. I have been, I have been a proponent of the Shore preservations. But if you look at most of the successful projects, they've also had significant money invested from either a private developer or through grant money or through Block Grant funding through the City. It can work. It absolutely can work, but in many instances it's more expensive.

I supported the original plan before we found out it was 1.9 million. The reason I backed off of that was because of the expense. I think the golfers have spoken fairly loudly that they want a new clubhouse. I think if the price comes in as it is expected to come in, perhaps the Administration can address if there's been any communication in terms of, you know, cost of construction if anything's changed. But to me, you know, spending an extra 13,000 we're going to keep nickel and diming ourselves up to spending as much as we would have initially and getting less for it. When you look, when you're using, when you're doing rehabbing, when you're doing preservation work and we saw this at the Euclid Park Clubhouse. If you talk to the people who have worked in the other building, we see that there's almost always unanticipated expenses and then the maintenance in the long run because you have to continually, you have to do maintenance all the time to keep the building up to par. You know, my concern, and I said this when I supported the plan to do the new clubhouse was I'm open to options. If that price does not come in at what we expect it to, I won't support that. Then I think we look at doing part of that, but we have those plans in place and I think we have a good cost estimate if we pull out the numbers from the bids.

So, you know, my biggest issue here is, you know, I think spending \$13,000 on this is unnecessary.

Councilman Langman – Well, I'd have to disagree with you, Councilwoman Holzheimer Gail. I have talked to Greg Koss and he recommended that we have the drawings amended with a banquet facility removed. That seemed to be the big sticking point so I don't know what rehashing all that really does as far as bringing up what we did before. That project was killed but it wasn't debated by us. It was simply ended. So that is not one of the options with all due respect to Councilman Daly. This is the viable option because it removes what seems to be the most controversial part, which was the banquet facility. And by the way, I did ask during those debates whether two banquet facilities could co-exist. At the time the answer was probably yes.

So again, we can do it now; but if we wait, then we do miss the next golf course season. That's why you should do it concurrently so you can have both items in front of you and we can make an informed decision. That's what we're really after here.

Councilman Sustarsic – I just, I just think the Knuth Center is a little too big to be used as a pro shop for the Golf Course Center. I mean, it's 20,000 sq. ft. The proposed one we have is about 4500 sq. ft. As far as expansion, I mean, if we're going to expand another 5 times, I mean, we're going to need to build another 18 holes and I don't think that's what our problem's going to be with the Clubhouse. Plus you've got to take into consideration heating and cooling costs, maintenance costs. It takes a lot more time and effort and money to maintain an old building as opposed to a new one. I just can't see it.

Councilman Delaney – I want to rebut a few of these things. Councilman Sustarsic, you just talked about raising the bar and then you said we have too big of a room. In order to utilize that space you have to have vision. In order to have vision you're more than likely to raise the bar.

There were a few statements made by Councilman Daly. The \$250-300,000 assumptions, you said in that follow up you were told that Council President told you he had no idea where they came from that he made them up? Because I do remember a lot of the expert opinion that we solicited. A lot of the golfers that want to see a new facility they want to see something different. They want to see something more appropriate. They want to see something that adds to the golf course experience and this number reflects the business that we're not getting people that are not coming.

The Sammy's bid for 52,000 was unsolicited. I reviewed and contacted everybody on those 7, especially the ones that did not decide to put it in. Sammy's offered unsolicited the use of the Henn Mansion. Those discussions never went into a serious dialogue. They never got through that first investigative process and Cini-Little was publicly addressing just the new plan. Talking about the change in plan, assuming that change goes forward.

The Ward I Councilwoman said to nickel and dime, can't vote for this to nickel and dime it. Well, 10 out of 10 times we voted to spend the \$300,000. Councilman Gruber asked Councilman Langman if he was going to stand up to that. Well, those votes to spend that money right now, you are not standing up for that. So that is a change in your own philosophy at the end. The unanticipated over funds, the General Fund backs up much of what we do, but a lot of this didn't get to come to the table because it wasn't finished. So a lot of this debate won't, won't be clear cut and this information won't be had unless we put it down on paper in front of us and have the experts do it. And I believe, it can be done within the range of the scope that we're asking the architect to do anyway. Thank you.

Councilman Daly – One response, it's been said a couple times that was only the opening bid by Sammy's. But that was the bid we were basing and we went ahead and approved that spending the money to build the clubhouse, okay? So after we've committed to spending \$2 million to renovate the Knuth, now we're in a better bargaining position with Sammy's on what they're going to give us to operate it after we've already spent the \$2 million? I mean, I could see these negotiations going on before that last vote took place; but after, you know, voting and accepting the bids and building the building, you're not in a stronger position with Sammy's so that I question.

And yes, I did ask him. We've been unable, even though we've talked about this for 3 months, to come up with any numbers justifying the 100,000 let alone the 250 or the 300,000. And you know, I did go ahead and invite everyone to be at that meeting. Now, I'm surprised that, you know, neither Mr. Zofcin or Mr. Koss here because we're taking, you know, here a lot of statements, supposedly, being made by Mr. Koss and it would be nice to ask him some questions, but he's not here. So, but I'm accepting what Mr. Langman is saying or what he was stating, but you know, again, I don't see the spending of this 13,000 to be a wise decision. Thank you.

Councilwoman Hufnagle – At some point we have to draw the line and not accept any more proposals. We have a project that we wish to do and we have two current proposals for them to choose from. We can get in a third one and at some point we may decide we want a fourth one. It could go on and on and on. At some point we have to draw the line and choose with what we have.

I am not going to spend \$13,000 of the taxpayers' money without an expert here advising us. We have no one to back these statements up from Zofcin. We have no one from Panzica and I think that, I can't justify that to the voters, spending money without an expert advising us on that on a number that we came up with ourselves. I think that's inappropriate.

Also, I'd like to comment on something that Councilman Delaney said about cutting the ribbon at the facility today, in June. Actually if you look at the project management schedule that was presented with the old project, the bids would have been opened in August well before the election. This project has been behind from the get-go. Construction should have started on that project in November at election time. This Administration, this Council has not, is not responsible for the fact that the ribbon is not being cut today. And actually, the ribbon was supposed to be cut in April. We need to do what is best and I still support this plan. Nothing has been said or proven or shown to me that we should not support the second plan that was given to us. And I'm in favor of voting on Issue 7 tonight and moving on. Thank you.

Councilman Langman – Well, since Councilwoman Hufnagle stated that Mr. Zofcin isn't here I will read to you some of the e-mails that I sent to Mr. Zofcin so that you have the process illustrated for you. I asked for the figures for what it would take to revise the architectural drawings that were submitted on the original plan, okay? This is from Mr. Zofcin. I've been informed that requests such as this should go through the Administration, specifically Hank Gulich the Service Director. Mr. Gulich is here. Mr. Gulich and I talked about getting those figures. Those figures were not forthcoming simple as that. Okay? So we did try to get these figures several weeks ago, okay? So we wanted to make this a very clean process not to debate what was rejected by the Administration but to say this is a worthy compromise. Now, if you don't feel that that's a worthy compromise, that's fine. I do want to vote tonight, but I do think that, in fact, we are shortchanging the residents of this City if we just consider one item, the plan that was submitted by the Golf Course Committee. That's all. So it's not that Mr. Zofcin didn't want to be here, he didn't receive the proper direction at behest of the process that was illustrated by the Administration. And with that, Mr. Chairman, I promised Regina we'd try to get out of here before sundown so I'd like to make a motion to close debate.

Councilman Langman moved to close debate; seconded by Councilwoman Mancuso. Yeas: Unanimous.

Roll Call: Yeas: Delaney, Langman, Mancuso

Nays: Daly, Gruber, Holzheimer Gail, Hufnagle, Sustarsic, Sustarsic

Failed.

CEREMONIAL RESOLUTIONS

Res. 106-2004 (142-04) Richard "Rich" Jost

Resolution of heartfelt Sympathy to the family of Richard "Rich" Jost. (Sponsored by Mayor Cervenik and the entire Council)

Res. 107-2004 (143-04) Robert Butler

Resolution of heartfelt Sympathy to the family of Robert Butler. (Sponsored by Mayor Cervenik and the entire Council)

Councilman Gruber moved for passage; seconded by Councilman Sustarsic.

Roll Call: Yeas: Daly, Delaney, Gruber, Holzheimer Gail, Hufnagle, Langman, Mancuso, Sustarsic, Sustarsic

Passed.

COMMITTEE OF THE WHOLE – PUBLIC PORTION

Councilman Gruber moved to go into the Committee of the Whole-Public Portion; seconded by Councilman Daly. Yeas: Unanimous.

President Sustarsic – Prior before we get to that, however, if we could take a 2 minute break because they will be changing tape.

Mr. Sutton –2541 Hilltop Rd. As she stated before, we've had this resident erected almost 5 years without sewer and water and what we want to know is what are your plans for this sewer and water and when? There are also other residents that's there with septic and wells, which was stated to me by the Health Department that they are outdated. It has to be done. It has to be replaced, but nobody can seem to give any dates. And you know, I've had to spend in excess of \$25,000 a year on this property not living in it. And no one seem to want to address this problem of sewer and water. And it's, I mean, it's just hazardous up there. We have a house in the middle. Water been full of basement for a year so I mean nobody wants to address this. The storm water doesn't hardly go any place. It sits there and so this is going to have to be done and

I'm trying to find out from someone tonight when, you know, what we, what do you propose to do about this a problem we have here?

President Sustarsic – I wouldn't, I wouldn't know if Mr. Gulich, who is our Service Director, would be familiar with the problem or if it might be...

Mr. Sutton – He has to be.

Director Frey – I'll deal with that. Sir, I am aware of the situation. I've talked with the Richmond Heights Law Director, Todd Hunt, on several occasions about that. There was a proposal some years ago to put in the sewer line, the necessary sewer line to those properties. And the cost at that time was estimated to be somewhere in the neighborhood of \$150,000 that would have to be assessed to the homeowners both in Richmond Heights and the City of Euclid.

The City of Euclid's portion was proposed to be paid initially out of what we know as the Peterson Fund for local sewer line projects. That fund does not have sufficient money in it at this point in time for the City of Euclid to put in that sewer line. We don't have the funds to put in the line. And I went up to the, to your homes. I drove up there to look at that and I think the condition is deplorable. And I am heartsick for you as homeowners to have those homes that you can't live in. They're beautiful looking homes that are uninhabitable because the City of Richmond Heights and more specifically the builder who built those didn't bother to get the necessary utility service either sewer or water for you to live in those homes. It's criminal in my mind.

Unfortunately, the City of Euclid does not have the funds at this point in time to pay for that sewer line to be placed in that area. It is largely a situation that the City of Richmond Heights needs to remedy. We recognize that it's our sewer line. It would tie into our sewer main that you would be customers through the City of Richmond Heights of the Euclid Regional Sewer Plant. We just don't have the capital monies to put in the line at this point.

Whatever happens will have to be assessed. I know that there are some money in escrow. I understand now that title has become clear to the four homes that are built there so that that impediment to implementing the project is now resolved. Had that been the case 3 or 4 years ago when the initial agreement was written up, I suspect there would have been sewer lines. But at that point in time when the City did have money, there was not clear title to the property. So there was an inability to go forward with the project. We will, and I talked probably two weeks ago to Mr. Hunt. We'd be glad to discuss it with Mr. Hunt. But frankly I think the City of Richmond Heights is going to have to provide a greater portion of the funding for that project to go forward because flat out we just don't have the money in our local sewer fund to do the job.

Mr. Sutton – Okay, first of all I have a, was permits issued by Euclid to build? You know I can't understand how a house was built without permits for sewer and water.

Director Frey – I don't know how houses were built without permits for sewer or water either. Those were built in the City of Richmond Heights. They're not Euclid's homes. That's the sad part of this. Somebody was allowed to build those homes without having to tie into existing sewer or water service.

Mr. Sutton – No, we came here over 4 years ago and, you know, this was all in process then. The Administration has changed twice. We started this project after Mayor Lynch and you know how long that has been. And so what you're saying that there's nothing that can be done about the property that's there.

Director Frey – What I'm saying to you is the City of Richmond Heights is going to have to participate at a greater share than what was proposed 3 or 4 years ago when that agreement was drawn up.

Mr. Sutton – Okay, well, is it possible that we can sit down and have a meeting with Richmond and Euclid and find out what could be done or what's going to be done about this?

Director Frey – We'd be glad to meet with you and the Richmond Heights officials. Again, our situation is one that we just don't have the capital dollars available to do that job. As was outlined 3 or 4 years ago in that agreement, the City of Euclid was going to front the money to put in that line. We don't have that money to do that job any longer and we couldn't do the job 3 or 4 years ago because there was not clear title to the properties.

Mr. Sutton – What you mean by clear title?

Director Frey – There was an issue as to who had ownership of the properties whether they were in some foreclosure proceedings or whether the bank had clear title. Mr. Hunt told me 2 weeks ago that the title issue had finally been resolved.

Mr. Sutton – That was to one home. I had my title, I had my title since '97.

Director Frey – Well, we can't do the job for your home or 2 homes or 3 homes. We have to do it for all of them.

Mr. Sutton – We are not talking about my home. We spoke to the Health Department. They said that this will have to be done. So I mean, it has to be done. So you're saying that there's no money even for the residents up there?

Director Frey – What I'm suggesting to you, sir, is that the City of Richmond Heights is going to have to participate at a much larger portion of the cost of the project as was originally planned.

President Sustarsic – Okay and if I may interject on that note, you're well over your time limit of 5 minutes. But at the same time I would suggest to get in touch with the Law Director for further discussion and to sit down and have that meeting with Richmond Heights that was suggested. Thank you, next.

Mr. Tod Guntner – 390 E. 257th. Last Monday on Memorial Day our neighborhood association decided to do a food drive. And what we did is we gave out hot dogs in exchange for non-perishable goods. This was done within 1 week. We had no time to set this up. Everybody knows I'm very involved with the Animal Shelter don't have a lot of extra time on my hands. We were able to collect 20 bags of groceries. On Wednesday I dropped them off at the Hunger Center and I am very sad to report that their shelves are completely empty.

At this time I would like issue a challenge to all of the other 70+ neighborhood associations who have not had a food drive to please have a food drive and I challenge everyone to come up with 20 bags of groceries each. I'd also like to challenge all of the other civic organizations in the City of Euclid, which there are dozens and dozens and dozens to have a food drive. Summer is a very unfortunate time for the people in the City of Euclid that are hungry. We need more food. We need everybody's help in the City of Euclid and I'd just like to ask for everyone's help. Thank you very much.

Miss Jessica Wrenn – 925 E. 248 St. Mr. Chairman, before you start the timer, would you be kind enough to ask the Council to suspend the 5-minute rule? I'm most likely going to go over my allotted time and I do have a lot of information I would like to get in.

President Sustarsic – I don't think we really can. It's been tried before and it's been abused. So I would appreciate it if you could just stick to the 5 minutes.

Miss Wrenn – Well, I'm not going to abuse my time. I'm completely positive.

President Sustarsic – I'd prefer if you could stay within the 5 minute limit. Thank you.

Miss Wrenn – All right, good evening. I'm here tonight to talk on behalf of the Euclid Awareness Committee. The Euclid Awareness Committee is in summary is a political watch dog committee, who's objective is to make sure that the citizens and the voting public of Euclid are well informed regarding the issues that directly affect them.

The EAC is currently embarking on their second fundraiser. The EAC's first fundraiser, which was a garage sale, was highly successful. I wish to thank all those who donated items to the garage sale and to all those who came by to shop and make a purchase. EAC's second fundraiser is a raffle. I'd like to take a moment to highlight the details of this raffle.

The tickets are 1 ticket for \$1 and 6 tickets for \$5. By purchasing a ticket you may find yourself the winner of a \$500, \$100 or \$50 cash prize. The drawing will be held July 4th. The winning numbers will be posted in the Euclid Sun Journal and it is also our hopes that the winning numbers will be posted on ECTV as well. For the sake of time I'll have to keep moving on. But should the viewing audience have any questions please feel free to contact me, Jessica Wrenn, or any member of the Wrenn family at 261-8526.

The EAC has some good news regarding the raffle, which I'd like to tell you about. Donors have purchased tickets and have left them in the hands of the EAC to be distributed with one request. That request being that the tickets go to someone in need or a charitable cause within

Council Minutes

June 7, 2004

Page 22

the City of Euclid. So where am I going with all of this? To the following, the EAC would appreciate the cooperation of the Administration and the Council in helping to distribute these tickets according. I have for every member of the Administration and Council one ticket, one self-addressed stamped envelope. If you would be kind enough, simply forward the envelope with the enclosed ticket to someone in need or a charitable cause. Have them fill out the stub accordingly and place the stub in the envelope and drop it in the mailbox. Once again, the emphasis is on helping fellow Euclidians. Mr. Chairman, can the Sgt.-at-Arms pass these out now or do I wait 'til the end?

President Sustarsic – No, you can do it now.

Miss Wrenn – Please pass these out to every member of the Administration and Council. Once again, any questions contact myself, Jessica Wrenn, or any member of the Wrenn family at 261-8526.

To those in attendance here and those in the viewing audience, I want you to know that there are a limited amount of additional complimentary tickets still available. Should anyone have any interest in helping to distribute the balance of the complimentary tickets, please call.

Now to those who simply want to buy a ticket in the absence of distribution. Tickets will be available through EAC members around the City. If you have trouble finding someone, please call 261-8526. The EAC is in a position to deliver the tickets, but there is a minimum amount of tickets to be purchased, that you need to purchase. Once again, please call and we can talk about it.

In closing the tickets are going fast so buy your tickets now. To the donors, on behalf of EAC, thank you for your effort. To the citizens, best of luck to the participants. To the Administration and Council, I thank you for your time and if any member of the Administration and Council would like recognition on the distribution of their ticket, please put your initials in the upper left hand corner and you will be acknowledged accordingly. Once again, please feel free to contact me, Jessica Wrenn, at 261-8526 and good luck.

Mr. Jonathan Calabrese – 20101 Beachview Dr. I'm here tonight to speak on behalf of E-Vot, which is Euclid Voters of Tomorrow. E-Vot was started in March of 2004. To date we have had 5 guests, which yielded 5 taped interviews soon to be aired on ECTV. Sessions were informative and filled the needs of those students that submitted the questions. All in all, it was a lot of fun. There will be no sessions during the summer. E-Vot will resume its activities when Council reconvenes in the fall. It is the position of E-Vot that everyone has a story to tell and in the fall E-Vot will be extending invitations to Council members who have yet to make an appearance and to all members of the Administration.

A number of questions were submitted regarding individuals, such as the Mayor, the Header Department Heads, the Fire and Police Chief, the Council Clerk in addition to many others. It is E-Vot's goal to eventually have every member of the Administration make an appearance as a guest on the show.

At this point E-Vot would like to express its thanks to our Production Manager, Ron Emser. Also E-Vot would like to express its gratitude to Greg Lawrence, Dr. Jones and Mr. Antonini, students of Euclid High School and all guests that have appeared. For updates, please visit our website e-vot.org and remember to get involved and catch the voting bug. Thank you.

Also I'd like to issue an opinion off the subject of E-Vot. I've just started to attend Council meetings as a young voter and I like what I see so far. It's structured, nice meeting format. I just would like to encourage members of Council and the committee. I see there has been frustration and it will happen, but I encourage all the members to just try to keep the expressing of frustration to a minimum. I know I'm only a voter so I've never been in your place before so I do apologize if it seems unreasonable.

Also, the thing about debate, I don't know if there can be a limit put on debate or if debate can be handled elsewhere? It's just a question when it comes to big issues like this if there can be special minutes. That's all. Thank you.

Mrs. Ann Raukar – 246 E. 272nd St. I've been here before on this particular problem. I have been a hard working, honest citizen so my, so was my deceased husband, who was veteran with overseas duty in General Patton's Army, the 76th Division during World War II. We, like most average citizen, paid our full share and never made trouble. Six months before my husband died Daugherty Construction brought trouble to us. Our neighbor's water problems were now our water problems with our yard now absorbing runoff from the neighbor's 20 x 20 garage.

I went to City Hall and discovered the 1997 Council members passed a new ordinance on downspouts. There isn't anything wrong with the ordinance. It's the hidden agenda, undocumented legislation. And to prove it I was, I was shocked when Apanasewicz told me

neither he nor any civic body can make the neighbor change the downspout. My neighbor never had control of the downspout. Daugherty Construction was the one that handled the whole mess.

I could not get anywhere with City Hall and I could not get a lawyer to take my place. I took Daugherty Construction and my neighbor to Euclid Small Claims Court. I made a brief statement as to why we were there and Magistrate Syracuse promptly said you are over the 2-year statute of limitation. I felt as though my case was cut and dried before we got there. Hal Daugherty then presented two pictures. One was my neighbor's driveway with a 10' length of drainpipe laying along the edge of the driveway. Daugherty said he installed the pipe in 1994. I said he's lying and produced solid evidence that was not installed until Mayor Oyaski permitted Erik Tollerup to make an inspection. The drainpipe, an extension was added to the drainpipe November 14, 2001. This unexpected information must have blown the Magistrate's prepared statement, script because he, the hearing ended questionably, in a questionable manner. Seven days later I received the verdict. I lost the case to the 2-year statute of limitations for negligence. Daugherty, nothing was said about Daugherty's perjury. I wrote a letter to the Magistrate, Judge LeBarron, Mayor Oyaski and Erik Tollerup stating the verdict is unacceptable.

I wrote to Judge LeBarron and asked for a hearing and paid a fee at the office. Five weeks later I received a letter stating the Magistrate's Findings of Fact and conclusion of law had been journalized. My objections had been filed. And on full review I lost the case at my cost. Nothing was said about Daugherty's perjury. Neither Syracuse nor LeBarron have lived up to their oath. They, they and the Administration are making their own laws. They chose to favor Daugherty Construction all the way.

My constitutional rights have been trampled and kicked around. They're trying to build a following so they can stay in these good paying jobs with wonderful benefits. These old political hags and that goes way to Tim McCormack.

Do you think our troops overseas now are fighting for what these people have done to me?

President Sustarsic – Mrs. Rauker, I think your 5 minutes is up I'm sorry. But at the same time get an opinion from the Law Director, I don't know from the City...

Mrs. Rauker – If there is a lawyer listening, I would like him to call me at 261-9918, 261-9918. I could use help.

President Sustarsic – 261-9918.

Mrs. Rauker – I'm old but troublemakers should look out.

Mr. William Hilf – 891 E. 237th St. 216-731-5793. First off, I'm up here tonight to thank all four of our Ward Council people for promptly responding to my e-mail regarding Upstage summer production of Upstage Unleashed. This year instead of doing all of our performances in front of Shore we're taking it on the road. And we will be doing it at different parks in each of the four Wards in the City and have consulted with the Ward Council people on this and I thank them for their input. So I'm thinking we will be seeing them at Shore, at Upson, at Sims, at Willow and at Glenbrook. Right now that looks to be the preliminary schedule and those performance dates will be July 16th, 17th and the 18th. They are free to the public and performed outdoors.

Also I'm up here tonight to just piggyback on Dr. Larick's comments about historical buildings being saved in this City from the wrecker's ball and that overwhelmingly they have prospered and I'd like to see the same for Shore because I don't think it's been given a fair chance. And if what the rumors that are circulated are true, it's still not being given a fair chance to be a cultural center for this City. And with WICCI closing, Lake County with Lake Performing Arts closed, I think Shore has the opportunity to benefit from the failure of those operations.

And then finally to discuss the vote tonight and to discuss the City of Euclid overall. Again, it would still be nice to see a little more bipartisanship here with the troubles that the City is facing. And also to piggyback on Mr. Guntner's comments about all the civic organizations organizing a food drive. I think something that would cost the City very little money and might have a lot of benefit would be for Council and Administration to hold a public meeting or private meeting, excuse me, with the leaders of all community groups, neighborhood associations, non-profits that call Euclid home. Because it's been seen over the last, you know, 4, 5 years that when trouble arises in the City or problems faced or something needs to be done, the citizens of Euclid are willing to standup, take responsibility and become active and to throw themselves wholeheartedly into organizations to improve this City. And I think it's something that can be done at very little cost to the City. It's something that could help communication both to see

what these groups need that will make their lives easier whether it be, you know, better lines of communication, more support, use of City facilities. Things that don't have to cost the City money, but they could forment good will and the Council and Administration could tell these groups what they think they could do to help improve this City. Groups like Friends of the Henn, Euclid Community Concerns, Bridges, all the neighborhood associations we have. We have listed them. We know who these groups are. The City knows who these groups are. They can get a hold of them. I think this is something that could help the City work. Because the job of this Council and this Administration to give us, the citizens of this City, a product. It's your jobs as our leaders, elected leaders, to have the vision, the foresight and to make the decisions to make the City a better place so that we, as the citizens who go out and interact with people, can say that we're proud of our City and can be the best salesmen this City have. Better than any real estate agent, better than any publication, any advertising campaign, the thing that's going to sell the City and improve it is the citizens that are out here being proud of where they live. And I think that can start by getting community groups involved and getting everyone on the same page and working together. Thank you.

Mr. Richard Tolton – 1408 E. 221st St. The first thing I want to comment on is I live right behind the Euclid Heat, Euclid Heat Treatment plant right there and in the past month, I don't know if they brought some new equipment on, I don't if the City is familiar with that. It's a 24-hour operation, but like I said in the past month they brought some equipment on that's making like a constant pinging sound 24 hours a day. I actually called the City a couple of weeks ago, they transferred to me to someone in the Building Department I think it was. I can't really remember the woman's name I think it was Gallagher. That's probably incorrect. I left her a message and I never received any call back. So I'd like the Administration or someone, the Building Department or whatever department handles that could look into that and find out if it's violating any type of noise ordinance or whatnot. Because it's really, it's really a nuisance, disturbing. It's constant; it's 24 hours a day.

Also, I want to make a comment to you. Periodically catch the Council meetings on Channel 23 and I see the same faces constantly talking about the different issues in the City. And I would definitely, would definitely like to see new faces come up and get involved with what's going on in the City. But I just had a comment about as far as when we talk about Shore, the gentleman just mentioned the Shore Cultural Centre and the Knuth Center and the preservation of these buildings. Euclid is changing. Euclid's demographics are changing, not only racially but age wise. And although Shore is a beautiful building, to me, it's an older building. It's an old building that has vital usage and can be used and retrofitted for the future. I don't hold the same nostalgia a lot of people who grew up here in Euclid and went to Euclid High School and graduated. I did not. Me and my family been in Euclid for 11 years and we love this community. But I don't hold the same feelings as some of the members that I see continuously at these meetings speak about the different issues in the City. And I would, again, definitely like to see more people get involved and come out and voice because I really don't feel that the few individuals that I see are really voicing the concerns of the entire community.

And I would urge the Council, again, to go out and listen to every aspect, every side of the community not just in your caucus meetings of the 10 or 12 or 30 people that's there. If you have to knock on doors, get inventive. Knock on some doors. Find out what's going on with the opinions of some of your other residents are. Again, Euclid is changing. People are coming in here from all, all sides of town, different communities, from out of state and we don't hold the same views that people hold that's been in here all their lives. Thank you.

Mr. Joe Udovic – 21371 Nauamann. I do agree that the City of Euclid is changing and I do, first, want to say I do support Mayor Cervenik's proposal to close down House Emeritus. I brought this idea up years ago. I do want to say it's about time that we do follow through.

My biggest concern is, like the previous gentleman said, Euclid is changing. We have two groups that have been separated for 30 years. I'm concerned that when we open up this new Senior Center on the lake we're going to end up with cultural shock. We're going to have two different groups who have never been together. I would like to see some kind of committee meeting or some type of neighborhood meeting to answer questions from both sides of the groups so a perfect integration can occur so that when this Lake Shore will open up. That's one of my biggest concerns right now and like I said, I want to see someone spearhead this idea. Be it a Ward Council person, be it the Mayor, himself.

I do have a couple of questions as well this evening. Last week I got a chance to attend Heritage Park Neighborhood Association meeting. A lot of the questions that were posed there last night, I mean, that night were drug usage within the Euclid Avenue area from the Cleveland border to 222nd Street. I would ask someone from the Police Department about increased patrols.

Are you netting a lot of drug users in that neighborhood? Is there more viable or visual police presence on those streets there to deter drug usage in those neighborhoods?

I do have some other questions about some of the other areas of Euclid. Couple of them are in Ward 3. Both the Planning and Zoning and City Council passed Racquet Time to be a RV business. I noticed as I was driving by the business is still up for sale. What is the status of that project? Will the RV business be moving in there or has the deal fallen through?

Another question I have is there is a business called Status Machine Products Company at 24460 Lakeland Boulevard. Obviously, all their equipment's under auction. Did that business close up and relocate to another City? How many jobs did we lose when that business did close up? Or did they just close up period, could have been through retirement?

And my last comments revolve around Doug Price. I noticed that he recently purchased a Park Gardens on 260th and Euclid Avenue. I do want to say that I'm hoping both Councilwoman Hufnagle and Mr. Gruber will support Mr. Price's efforts on Euclid Avenue. For years I noticed that Euclid Avenue has deteriorated and I even heard this at Heritage Park. There's no place to do any type of dining or shopping, we're talking about upscale shopping and upscale dining. If the Doug Price will even do a small percentage of what he's done on Lake Shore Boulevard here on Euclid Avenue, I believe we are going to see a much better, a much greener Euclid Avenue and a much improved Euclid Avenue than we are seeing right now. Thank you. Have a good evening.

Mrs. Susan McGinn – 141 Sunnyclyff Dr. Just so you don't think we're pulling a scam, Jessica pulled a ticket out to show it to somebody so someone got an empty envelope. Maybe I'll just let you take care of it and she said she wanted you to have one also.

And I just want to note, Law Director Frey, are you going to be answering some of Mr. Corbran's questions this evening or?

Director Frey – Again, I will review Mr. Corbran's written communication and the notes I took from his comments and I will give him a response. It's not going to be tonight.

Mrs. McGinn – Okay, thanks. And also, Mr. Gliha isn't here but if you could pass on to him, my father had a stroke in December and he's paralyzed on the left side and the City came out last week and put the handicap bars up throughout the home. He was not able to get around and the two gentlemen that came to my parents' home, my other didn't get their names, but she said they were wonderful. They were just very helpful and I'd just like to thank everybody for that program. Thank you.

COUNCILMEN'S COMMENTS

Councilman Daly moved to rise and report; seconded by Councilman Gruber. Yeas: Unanimous.

Councilwoman Holzheimer Gail – Just, Mr. Udovic had brought up concern over the merging of the senior centers and the planning that was taking place. And I just want to make him and the public aware that Margaret Hastert-Wolf, who's the Director of the Senior Programs, has taken it, has gone, is taking many efforts to make that process as smoothly as possible. The Site Councils from both Emeritus and Knuth are currently meeting and are doing some planning on a number of issues starting with transportation to make sure that that transition not only goes smooth but will offer excellent service and improved service to both groups of seniors. So she's very capably handling that and other seniors are welcome to be involved in that process I'm sure. But they are meeting regularly and making good progress on that.

With that I'd just like to also thank the Veterans organizations for the parade and activities that day. It was with particular sadness without Mr. Jost there. So I'd like to express my condolences to his family. And also to Bob Butler, I had the occasion to work with him at Euclid Community Concerns and as our City's Community Relations Liaison. And I also would like to extend my condolences to the Wolf family on their recent loss as well.

Councilwoman Hufnagle – I would like to thank the Senior Center. They invited me last Thursday to their Memorial Service honoring the deceased members for the past year. It was a very moving service and I was thankful to be a part of that.

I also would like to make mention this evening of a letter that I received from a resident. The resident wrote to me, actually, complimenting Mr. Tollerup and his work that he has done in the Housing Department concerning a particular issue and I would like to make mention of this evening. Mr. Tollerup does a very difficult job. I'm sure he's not often met with thanks and I appreciate the efforts he's put forward and I also appreciate the effort of the resident to take the

time to express his thoughts and write a letter to me and send that. So I'd like to mention that this evening.

I also would like to make something very clear. I was a little confused when we were going over Item #2 on this evening's agenda and I would like the residents of the City to know that St. Christine's is located in Ward 3 and it will be my intention at the next Council meeting to make a motion that we suspend the readings and the public hearing and vote it on that evening so that the parents of those children who have signed up to go to that school can have an answer before we go on recess. So I would like to make that known that it is my intention to make that motion at the next meeting. And other than that school is out on Wednesday. My favorite day of the year and I would like to wish all of the children a healthy, happy and safe summer and get to the Rec. Department, get your ID's. And thank you.

Councilman Langman - Mr. Tollerup, could you update us on what actually happened on Maplewood Drive as far as the property in question that we discussed at the last Council meeting?

Manager Tollerup – What happened, the Health Department and myself visited the property to re-inspect the property. The homeowner had dug a small ditch down deep enough so that they could observe at least the elbow part of the sanitary line. It was observed that there was no breakage but the fitting of the smaller sanitary line into a larger line had created a back flow sort of like a bathtub sort of back flow so that whatever was wrong in the sanitary line was causing raw sewage to back up and it would come out of this pipe and seep up from underneath the house. So the issue of the blockage has been corrected and everything is flowing now properly so other issues on the property with regards to the flooding, painting, the gutter will be addressed here within 2 weeks.

Councilman Langman – Very good and thank you. And just to echo my colleague's comments, I think over the years I've been on Council if you poll a hundred people 50 for Erik 50 against. That's the nature of the job and you have a tough hide, which you need at that job and we appreciate your efforts.

I would like to mention a couple of things. The Memorial Day Service and parade, even though it was overcast, it was strangely fitting that it was overcast that day. When you consider all the men and women in the Armed Services, the casualties we've taken over approximately a year plus in Iraq. A somber mood, I think, was fitting for that particular day. It made it much, much more moving, quite frankly. You know, we have to remember there are men and women there still that are under attack on a daily basis. And with that, Mr. Chairman, I would like to wish everybody a good evening.

Councilwoman Mancuso – I also would like to thank the people who put together the parade and all the different events. There's a tremendous amount of work. I think we have the easy part by showing up and being there and them directing us where we needed to be. We had the easy part. I, as we sat up on the podium with our speakers and I looked down at some of the vets, I thought we should be down there and they should be sitting up on top. We with politicians should be applauding them. It was, it was quite an enlightening day and I thank everybody who helped organized that.

I have a couple questions. One for Acting Fire Chief, the legislation that we passed about allowing firefighters being able to ticket, have we put that into place yet?

Acting Chief Cosgriff – Yes, we have.

Councilwoman Mancuso – When did we start that?

Acting Chief Cosgriff – I'm going to guess about a month ago.

Councilwoman Mancuso – Can you tell us how it's going?

Acting Chief Cosgriff – Again, just a guess, we've probably written 15 to 20 fire lane violators.

Councilwoman Mancuso – Okay, so it is in place and we are doing it.

Acting Chief Cosgriff – Yes.

Councilwoman Mancuso – Okay, thank you. For our Economic Development Director, we had a very productive meeting over wireless communication approximately 3 weeks ago, 4 weeks ago.

Council Minutes

June 7, 2004

Page 27

Are we going to see the fruits of that labor come forward as some type of legislation that will benefit the City soon?

Director Pietravoia – Yes, Mr. Chairman and Ms. Mancuso, the Planning and Zoning will be taking this up at their June meeting and referring it back to Council at the June 21st, hopefully, for final action. And we have incorporated many of the things that we discussed at the last meeting.

Councilwoman Mancuso – Will we get to see it before then?

Director Pietravoia – We can provide a copy at the same time that we're issuing it to Planning and Zoning for their review, which will be by the end of this week or early next week.

Councilwoman Mancuso – I would appreciate it.

Director Pietravoia – Sure.

Councilwoman Mancuso – Thank you. And one thank you to the Euclid Fire Department today. It happened to be a very active day in my professional career and we have the privilege of working with your gentlemen today as they set up a landing zone for us. I will just tell you that the patient is doing well and made it within 28 minutes to where she needed to be and it made a huge difference. So kudos to the gentlemen who set up the landing zone and the cooperation because I think Cleveland Fire was also on the scene. And it's nice to see two municipalities that can actually work together and do it well and get it done in a timely manner. So thank you. And that's it.

Councilman Sustarsic – I, too, would like to say I enjoyed the festivities Memorial Day. It's always good, you hang out. I spent the day with my grandfather and his friends, some veterans from the Euclid Veterans Club. It's always enjoyable to be with those guys and thank them very much for their service. I know Memorial Day is the day we thank them, but I mean they should be thanked every day.

It's true. The Mayor's right we did lose a great American with the passing of President Ronald Reagan and I'd just like to read an excerpt from his farewell address, which always meant a lot to me. He said quote I've spoken of the shining city on the hill all my political life, but I don't know if I ever quite communicated what I saw when I said it. But in my mind it was a tall, proud city built on rocks stronger oceans, windswept, God blessed and teeming with people of all kinds living in harmony and peace a city with free ports that hummed with commerce and creativity. And if there had to be city walls, the walls had doors and the door were opened to anyone with the will and the heart to get here. That's how I see it and that's how I still see it. And you know, it kind of sounds like he's talking about our great town, too. He's going to be missed. Thank you.

President Sustarsic – Yeah, I'd like to start off first of all, with the Memorial Day, too, as well. They all did a fantastic job. Again, many thanks to Rich Jost post-humorously because over the years he was Mr. Vet. He took care of everything, made sure everything ran very smoothly as Mary Lou mentioned before. I guess I did say that he's a rookie up there because he still has to figure out how to get us the good weather. But at the same time as Councilman Langman said, it was a very appropriate timing to bring everybody involved for a somber, reflective and respected mood for all these people have done for us. I mourn the passing as well as everyone else of Rich Jost, Bob Butler and Les Morgan gave an equal amount of service to the community. Respect and love to their God and families and just were very, very typical Americans. They gave a lot and they have our respect and they will always have our respect.

Relative to St. Christine's, that is the plan. Those people have been notified that a public hearing would be heard on June 21st. So we'll proceed on that.

And lastly, the next meeting will be June 21st and then we'll have summer recess, just like the kids. And speaking of the kids, congratulations again to all those that graduated from VA-St. Joe, Euclid. And everybody watch, especially those cut-through streets, keep it at 25 miles an hour and watch out for the kids. Thank you.

Councilman Daly – First, I had a couple question first for Director Johnson. There's been some talk in the news about the City of Cleveland about possibly looking to raise the income tax to benefit their school system. Have you had a chance to gauge what that impact would be on the City of Euclid and Euclid City Schools because of our 100% reciprocity?

Council Minutes

June 7, 2004

Page 28

Director Johnson – Yes, Councilman Daly, I did look at that. It's been some time ago. I believe that the estimate is that we would lose about \$350,000 for that quarter of a percent increase. Of course, a portion of that would be shared with the schools. So to the City it's probably about \$200-250,000.

Councilman Daly – And then that would be if a quarter percent went into effect, what about the complete 1% that they're talking about for the schools? It'd be more like 1.4 million, I think.

Director Johnson – As far as the schools are concerned from what I understand, unless the law changes, the school would be, Cleveland Board of Education would be levying that income tax themselves. The arrangement that Euclid has with Euclid Public Schools wherein we share our income tax. From what I understand is no longer legally an option for them. I understand that Mayor Campbell is lobbying the Legislature to change that to allow that. The significance there is that if the Cleveland Board of Education were to levy an income tax. It's only levied on the residents of the City of Cleveland. So it would not affect us.

Councilman Daly – Okay, thank you. And a question for Director Will, a few residents have asked me about the grass over at Sims Park. And are there any plans to get over there?

Director Will – Councilman Daly and to all the Councilmen and residents, the Parks and Recreation Department and Public Service Department have been working as hard as ever to get out to all the properties. We appreciate everybody's assistance and everybody's patience. Hopefully, within the next 2 weeks we'll get everything back to where it really should be at this time. Right now, we're trying to get the pools opened, get them painted for Saturday. But again, we appreciate everybody's patience and we will be getting to all the playgrounds and facilities as soon as we can.

Councilman Daly – Thank you. And one last thought, you know, Memorial Day was a very special day where we did thank the veterans and one thing I was thinking if we could look into a way of honoring the people that are currently serving, like Councilman Delaney's brother. I don't know if we could post, if you wanted to send pictures in, post them on Channel 23 or on a board out in the lobby. It just seems that others have done that a way of honoring those Euclid residents who are out there serving our country right now. So with that have a good evening. Thanks.

Councilman Delaney – I would echo everyone else's comments on an excellent Memorial Day. Well done by the Parks Department and God speed to the Jost family and the Butler family.

I have a question, Director Johnson, we recently had our Finance Committee meeting and we didn't have the General Fund update. The other question that a lot of the public was concerned with was it was not videotaped. And over the years we've talked about having volunteers in place maybe using the schools. Have we ever investigated that possibility for bringing in more people for a backup plan?

Director Johnson – First of all, I'd like to apologize for not being able to show up at that particular meeting. I did call the Council President and I did tell the Council President in advance that I had a prior commitment and I would not be able to. But I did provide a report, I did provide a General Fund report and as well the Income Tax report. I provided them to the Clerk. I asked her to distribute it to members of Council. If you didn't get the report, I can make sure that you do get it.

Councilman Delaney – Some of our questions went unanswered. I don't mean to say or reflection you're conspicuous by your absence, but I think that our community has come to expect their communication a great deal through the videotaping. So I think it's more important to put an emphasis on that and I'd hate anybody to think that we were trying to block the public out. I'm sure you weren't. But you could probably explain, we had a personnel problem unable to tape it.

Director Johnson – I'd like to point out, Councilman Delaney, that when we first started to operate these channels with one person and two people. A part of, a part of the decision to start to air all of the Council committee meetings was based on the fact that we had four staff people working fulltime. We're down to two people now. We just hired a brand new person. I'm not in contact with those operations on a daily basis. Lisa Mayernik is now, but she did have a staff problem. And you know, like I said, I would be cognizant of the fact that all those committee meetings, when we began to air them along with Planning and Zoning and all the other meetings

that are aired, we started to do that on the premise that we were going to remain at a staffing level of four people.

Mayor Cervenik – I was not at that meeting. I was at where the cameras were that night at the parochial school DARE graduation program, which I told the Council President about. But as Mr. Johnson said, tomorrow morning we have a new employee. A man named Fred Cash. I believe he worked for Channel 5, if I'm not mistaken, Channel 19, excuse me. He's got tremendous experience and is looking forward to working here in Euclid. He is a Euclid resident. We also will be hiring, not hiring, we'll also be obtaining an intern, I believe from John Carroll, but definitely from one of the local colleges here at no cost to us at all to help with some of the programming and things like that. So once in awhile with the reduced staff, we may have problems like we did the other night, but we're working real hard to stop that from happening.

We're also meeting, Lisa Mayernik, myself, Jack Johnson and a number of people have expressed an interest in and we have to get the Cable Commission up and running. All the terms were expired as of December 31st. It wasn't number 1 priority on my list when I first came in, but we need to have that done. And we will be doing that very shortly in a very professional and concrete manner. So we apologize for not getting that meeting on, 99% of the meetings we show will be done.

Councilman Delaney – Well, that's good and it's not, it's not a good idea about using interns. It's very, very encouraging because it's something that a lot of people suggested. Our volunteers and people that can great experience working with that station. It's always nice to hear that we're trying to utilize all of our tools.

Finally, I'd like to say thank you to Mrs. Jochums, third grade Upson classroom 222 that I got to speak to a couple of weeks ago. They all sent me a very, very nice thank you letter with their crayoned image of what they thought I looked like. It's a real keeper. Thank you.

President Sustarsic – I'd like to see one of those.

Councilman Delaney – I could put them, maybe I'll get them up on the TV station.

Councilman Gruber – First of all, Chief, I'd like you to take a second to respond to Mr. Udovic's question. I know that the Police Department is vigilant in that neighborhood. Do you still have the zero tolerance policy in effect over there?

Chief Maine – We do. We're well aware of Mr. Udovic's complaints. I can also say that perception is, plays a part in this, too. And a lot of times when kids are hanging around in groups, they're, it's assumed they're being involved with drugs. That's not to say that some of that isn't going on, but I think some of the latter is also. Obviously, this is the time of year when activity picks up all around the City. That is a priority area for us and I think you'll see some things happen that will eradicate some of the behavior that Mr. Udovic has talked about. I can't really go into a lot more detail than that.

Councilman Gruber – Very good. I know that you've always cooperated fully with the area. And also speaking of that stretch from the Cleveland line to 222nd Street. Three new businesses have opened within the last month. We have the new Hertz on the corner of Chardon and Euclid. They took over an abandoned jewelry store, really fixed that corner up. The old credit union building has been sold to a fellow that's doing a photo studio in there and he actually owns the building. It was cheaper than renting so he bought that. And we have a new restaurant at the old Burger King facility on Euclid Avenue along with the new landscaping on the new wall. We had a do a little bit of improvements down there. The largest landscaping project in years in the City of Euclid so the greening of Euclid continues.

And speaking of the greening of Euclid and I'll address this to Commissioner Petkovic. I'd like a ruling. One of the biggest complaints we get this time of year is people that run businesses out of their homes particularly landscapers bring their vehicles home and park in their residential neighborhoods and stuff. Could you kind of just give the rules one time on bringing your commercial vehicles, especially if you have a trailer with a bunch of lawnmowers and weed eaters and stuff, could you kind of expound on that a little bit?

Commissioner Petkovic – If it's a half ton truck or more, it cannot be parked in a residential area. If trailers are to be stored in the backyard, whether they're hooked up to trucks or not, they have to have a permit for that. We have a lot of landscapers in the City of Euclid and I've been getting a lot of complaints about it. Had to go out to some homes and tell them they just can't store their equipment there and that's. They argue it because there's other people doing it in the

Council Minutes

June 7, 2004

Page 30

City. But we do have a law and it has to be enforced. If the truck is a half ton or more, it cannot be parked in a residential area.

Councilman Gruber – I encourage all those landscapers are looking for a place to come Euclid Avenue will find them a home.

I'd also like to comment on Memorial Day. It was moving; it was touching; it was a very nice service. Senator Voinovich came a nice speech as well as the past commander of the VFW I believe. It was very touching.

I'd like to close also with a comment from President Reagan. A Common Sense for an Uncommon Man written by his son. The quote I'd like to read is short and sweet. A leader once convinced a particular course of action is the right one must have the determination to stick with it and be undaunted when the going gets tough. So I think that applies to all of us, Mr. Chairman, thank you.

ADJOURNMENT

Councilman Gruber moved to adjourn; seconded by Councilman Langman. Yeas: Unanimous.

Attest:

Clerk of Council

President of Council