

**COUNCIL MINUTES
FEBRUARY 22, 2005**

The regular City Council meeting was held on Tuesday, February 22, 2005 at 7 PM in the Euclid City Hall Council Chamber. President Sustarsic presided.

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

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

Invocation was given by Dr. R. Josef Moore II of Cathedral Worship Church.

A moment of silence was held for Mrs. Jacqueline Lynch.

LIQUOR PERMITS

Councilwoman Holzheimer Gail moved to approve without objection a transfer of a C1, C2 liquor permit from Zigman Automotive Products DBA Euclid Marathon to 470 E. 200 St., Inc. DBA Euclid Marathon 470 E. 200th Street. Councilman T. Sustarsic seconded. Roll Call: Yeas: Unanimous.

Councilwoman Holzheimer Gail moved to approve without objection a transfer of a C1, Liquor permit from Talal Naserallah, DBA Lakeshore Gas USA to CAD Technologies Inc., DBA s2 HR Enterprises at 21820 Lake Shore Blvd. Councilman Gruber seconded. Roll Call: Yeas: Unanimous.

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Councilman Gruber moved to receive the February 7, 2005 Council Minutes. Councilwoman Mancuso seconded. Yeas: Unanimous.

ADMINISTRATION REPORTS & COMMUNICATIONS

Mayor Cervenik presented Res.22-2005 to Stephen Renko on the occasion of his selection as a drummer in the 2005 Gibson/Baldwin GRAMMY Jazz Ensembles.

Mayor Cervenik – Just to further your comments about former Mayor Lynch’s mother, Jacqueline Lynch. As we’re speaking about performances and arts, she was a very established opera singer. We listened to some of the CD’s at the funeral and a very phenomenal voice. She raised ten children, they are all attorneys. Take it as you wish, but they are all attorneys. She also, one of her things she did years ago, there was a drowning at Mentor Headlands Park long before there were lifeguards. She crusaded throughout the State of Ohio to get legislation passed that required Certified Lifeguards in all our State parks where swimming was allowed. Despite raising ten children and being married to her husband for 69 years, she also had time to make her community a better place. A very, very interesting person.

Mayor Cervenik introduced Elvis who announced “One Night With You”, featuring Walt Sanders & the Cadillac Band on April 16, 2005. This will benefit St. Jude Children’s Research Hospital, PKD Foundation and Shore Corporation theater renovations.

Director Will – I would like to remind the residents that the Parks & Recreation Dept. along with the Euclid Jaycees will be hosting an annual Easter Egg Hunt at Sims Park at 1:00 on Saturday, March 19th. The event is free and is on rain, shine or snow. March 19th at 1:00 and it is free for children 8 and under.

I would like to remind the residents that the Parks & Recreation Dept. will be hosting our registration for all of our summer programming during the month of April. We will be sending out flyers to the Euclid Schools and making announcements on the Community TV with detailed information. Watch for that during the month of April.

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I would like to take this time to remind everybody, UpStage Players, the wonderful Euclid Youth Theater group that is housed out of Shore Cultural Centre, will present Grease at Shore Cultural Centre on March 18, 19 at 7:30 PM and on March 20 at 2:30 PM. Tickets in advance are \$5.50 and can be purchased by calling Bud Hilf at 731-5793. That's UpStage Players performance of Grease at Shore Cultural Centre on March 18, 19, and 20th.

Mayor Cervenik – The Shore Development Group, as proposed to remodel and refurbish the Shore Cultural Centre with condos and refurbishing the west-wing for cultural uses will be having another public presentation of their plan on Wednesday, March 2 at 6 PM at the Shore Cultural Centre. We will be running that on the community television station so that everyone who would like to see the plan again can take a look at it. The committee meetings were shown on Channel 23, but we still want to have another public meeting or two so people can interact and ask questions. That will be Wednesday, March 2nd at 6 PM. That's all the communications from the administration this evening.

REPORTS & COMMITTEE MINUTES

Councilwoman Holzheimer Gail moved to receive the Planning & Zoning Year End Report for 2004; Executive Committee Minutes of 2/9/2005; Board of Control Min. of 1/31/05 and 2/7/05. Councilwoman Hufnagle seconded. Yeas: Unanimous.

LOT SPLIT

Lot Split & Consolidation – Council should approve or overrule the Planning & Zoning Commission's approval to allow a lot split and consolidation on 2 parcels located at 20101 & 20161 Fuller Avenue. Permanent Parcel No. 642-22-116 (listed as Parcel A) is approximately 0.1069 acres, on which a dwelling exists, which will be demolished. Permanent Parcel No. 642-22-117 (listed as Parcel B) is approximately 0.1570 acres. The lot split, consolidation, and demolition of the existing dwelling will transfer a non-conforming lot to a conforming lot.

Councilwoman Holzheimer Gail moved to sustain Planning & Zoning Commission's approval of said lot Split. Councilman Delaney seconded.
Roll Call: Yeas: Unanimous.

COMMITTEE OF THE WHOLE

Councilman T. Sustarsic moved to go into the Committee of the Whole for Legislative Matters Only. Councilman Langman seconded. Yeas: Unanimous.

Chairman Sustarsic - #1 on the agenda is the second reading. Consequently it would be best to hold your comments up until the third reading and the public hearing so they can be adequately addressed and all questions could be answered.

Mrs. Madeline Scarniench – 1511 E. 221 St. #2, I wasn't able to be at the Committee Meeting, but I did watch it at midnight this morning. I still have quite a few questions. A few council people mentioned about, why do you think that only two people responded to this. Ms. Will said that it was advertised in the News Herald. I don't feel the News Herald is the main local paper for our city. I would lay odds that if it was in the Plain Dealer that you would have gotten more response to that.

The second page of the agreement, item #6, special pricing arrangements for city events. It says, any non-profit function shall receive a 50% discount on the regular rates. I don't understand what a non-profit function is. If I wanted to have a birthday party, I'm not making a profit, so would that be what that is. It says function, so I wish someone would address that.

The next concern is on the rental fee schedule. When we were told that Knuth was going to be gone and when the clubhouse was going to be gone, we were promised that the groups in our city would still be able to use this new building. The way I read it, you are making this to much money for local groups. First of all, where it says on the bottom non-profit organizations, many homeowner's groups are not, non-profit organizations. That would wipe them out of this all together. There has to be a better way to write this so that these people are able to. There are other groups, legitimate groups that use both of those buildings at a much lower rate.

The security deposit for those groups, they don't have money. Especially if you're having a meeting once a month, you're going to have to pay \$150 a month, get it back and bring it back. There needs to be something addressed for these different groups.

On the brochure, it is a wonderful brochure. But on there it talks that the big room could be divided off so that you have a smaller room that would hold about 60, which is probably a size of room that most groups, in this category would use. There is no price for that. Does that mean you are going to have to pay for the whole big room instead of just a smaller area? You might want to look at that.

I have a very big concern with the fact of the liquor. I don't think the city needs to be in the liquor business, I've said that before. People who want to have liquor, they go out and they get their license and they do what they have to. I do not see where the city should be doing this at all, for any reason.

The cancellation clause. Again for these groups, sometimes a meeting gets cancelled at the last minute. We've never had to pay money because we had to cancel a meeting. This all has to do with the community groups. I hope you would really look at this. It all looks very good for people on the outside who want to rent and stuff, but again, you took away two buildings that community groups used here for \$50 and it was nice, we had a place to be and right now this doesn't show me there's any place for us.

The other item, #6, I would hope that all of Council would agree to put their whole name, the entire Council on this resolution. Community Block Grants are so important. I've only been involved for about 5 years with this group and it is so important and vital to our city. I would hope that every citizen would write to our congress people, our legislators, the President and say he cannot cut these funds. If he does what he says and these funds are cut out, our senior program, the weatherization, there's just so many things that we rely on for this money, we need to have this money. Please, entire Council would be great up there and citizens please write to your legislators.

Mrs. Dorothy Fike – 20271 Delaware Rd. I'm going to speak on the same two things that Madeline just did. I am President of the League of Women Voters of Euclid and we have been involved with the Community Development Block Grant since its beginning, which is about 30 years ago. One of the great things about this is they have the Citizen's Advisory Committee, plus a Council person, all the years. This is involving the community on helping with the planning, even though the Department does it, but we kind of oversee to make sure that all the rules and regulations are followed. Not only that but the Department does many things to get companies to come to Euclid.

One of the programs they talked about that I was involved with was 108 which helped come to Euclid with their plant. Even today they are using it, not the 108 program, but to get companies to come to Euclid, they have to go to many different funds and grants. That's what the department is doing constantly is looking wherever they can find help to get companies to come to Euclid.

Another part is the Brownfield's program which Euclid has used and is still using to get whatever company is coming to this old Reliance Company. That's part of the package. They use many, many different funds that go to the federal government. Because Euclid is an entitlement city because we have 50,000 residents, we get the money directly and we say how it's used. Except for the six cities in Cuyahoga County that are entitlement cities, everybody else has to go through the County program. This is a big benefit to Euclid that we get over \$1 million. It is going down, but we use it for so many things. The weatherization, the curbing, we've used it for streets and the low and moderate. You can't imagine over the years what it has been used for. It has really been a vital program for the city and it is really very needed. I also hope that the council will all support it.

Item 2, I also have some questions on the contract. The League of Women Voters is not a non-profit organization. Only the education part of it is. Because we take stands, we have positions, we take stands on issues if we have studied them. That's why we're not a non-profit organization, believe it or not. People think we are, but we are not. There again, just like Mrs. Scarniench said, what does that do to us? If we would want to use the building, we wouldn't get it for the half because we're not a non-profit group.

I also question the \$150 for the security deposit for the library room. It only holds 20 people and the rate would be for a resident is only \$35 an hour with a 3 hour

minimum. Why would you have to have \$150 security deposit for a small room? It is the same security deposit being required of the big room.

I have a question on the facility manager. It sounds like that person would be there all the time, they have to make sure ahead of time and after that everything is left in good condition. So I don't know if that would be someone that they're hiring to do it or how is that going to be handled? I don't think it's spelled out and should be.

I also would like to know the liquor policy. I too watch it on television. I do thank the city for putting it on television. I was one of those that asked to have it put in committee, but I could not be here, so I also watch it on television. I don't quite understand the liquor part, not that I care, but I think people should be explained more fully. I did listen to it.

I also would like to know about the insurance part. It seems to me that in reading the contract, the company will be having the insurance. Does that cover, how can I word this, usually if you use a facility you have to have insurance. Does their insurance then cover a person coming in, a non-profit?

I also question the fees. I understand that if you're a non-profit its about half, \$35. I did have a problem when I watched the program and I only have a couple seconds left. It is not a \$3.8 million building. Because you had a waterline you had to put in, you have the facility on the west-side of the mental health. If you take all that out, the facility that you're going to be renting out is not a \$3.8 million facility, it is a lot less than that. I do think the fees are rather high. Thank you.

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

LEGISLATION

Ord. (284-05) Harbor Town Incentive District

An emergency ordinance establishing the Harbor Town Incentive District and declaring improvements to certain parcels of property in the Incentive District to be a public purpose for purposes of Section 5709.40 and 5709.42 of the Ohio Revised Code. (Sponsored by Mayor Cervenik)

Second Reading.

Ord. 23-2005 (280-05) Forko Contract

An emergency ordinance authorizing the Mayor of the City of Euclid, or his designee, to enter into an agreement for a period of one year with Forko Enterprises, Inc., 23555 Euclid Avenue, Euclid, Ohio 44117, for the purpose of acting as rental agent for the Euclid Lakefront Community Center. (Sponsored by Mayor Cervenik) (Recommended for passage by the Executive Committee)

Councilwoman Holzheimer Gail moved for passage, Councilman Langman seconded.

Director Will – The last council meeting the agreement with Forko Enterprises was put into a committee meeting which was held on February 16th. During that meeting, Mr. James Foreman, representing Forko Enterprises was present and we went through some questions to the agreement. What I want to do is highlight some of the items that are in the agreement and then try to address the residents concerns that they have.

I must remind everybody that Forko Enterprises is not a caterer. We did advertise in the News Herald the last week of October and we did have two people who responded. Some comments have been, why don't you just hire a person here in the city part-time. That would not be able to be workable. The person needs to be present when showing the building. The person also has to be present while the building is being rented. I know Mrs. Fike had asked that question about a facility manager, but it will be our requirement that anytime the building is rented, someone from Forko Enterprises is in the building at all times, from the beginning to the end of the rental.

For the non-profit organizations, city groups, etc. They had asked us to specify more in the agreement. We had come up with the wording of non-profit organizations. That does include the community groups, the homeowner groups that all reside in the City of Euclid. For both Mrs. Scarniench and Mrs. Fike, the non-profit does include, again, Euclid community groups and also any of the homeowner's associations that are here in the City.

It is stated in the agreement that Forko Enterprises must make available to each renter a listing subject to approval by the City of all local caterers. Forko shall not in any unfair manner limit the opportunities of any caterer to cater an event. The City will solicit local caterers to submit their information for the renters to have. We also will be requiring the rental agreement signed by the renter to specify who their caterer is, if any. Again I have to specify, yes, renters can bring in their own food. You do not need to use a caterer. If you do use a caterer, it can be a caterer of your choice.

Yes the City is requiring Forko to have a certificate of insurance naming the City of Euclid as additional insured. One item again that we need to make sure is while we're gathering the local caterers is to verify that they do have the proper insurance and food permits. I personally will be putting together local caterers list and presenting that to Forko Enterprises.

Forko will be responsible for advertising. They will have an office that they will staff with hours. They will have a phone number that is publicized for the rentals of the Lakefront Community Center. They will be responsible again for showing the building. One other item that had come up was about the noise ordinance or the noise and how it would be handled in the Park. We did attach to the agreement that all renters must adhere by ordinance number such and such, I don't have the number right in front of me at the moment. Again, it would have to adhere to that. Forko Enterprises will also have an employee there at each of the events.

As far as the liquor permits and I am stating from the Ohio State Liquor Board. A permit will be required if a qualified organization intends to provide beer, wine or spirituous liquor either for sale by the drink or through the use of an entrance fee, coverage charge, etc. If anybody is going to be selling alcohol and/or have an admission charge, they will need to secure, not only a City permit, but also a permit through the State of Ohio.

Only a city permit will be required if an individual or an organization intends to provide beer, wine or liquor at a private function where access is restricted to invited guests only, such as a wedding reception for which there is no admission fee charged, or they do not charge for the alcoholic beverages.

Our Parks & Recreation Dept. will be handling the liquor permits, beer and wine permits as we do right now for the Henn Mansion and for the Shore Cultural Centre. Mr. Foreman and his employees do know exactly, people will come in, they fill out a city permit and then he is turning it over to the city to handle. At that point, we will instruct them on what they need to do, whether or not it is a State permit, and then also notify the police department for a security officer.

Some of the other questions that Mrs. Fike had asked about again, you do not need to use a caterer. Yes you can bring in your own food. Community groups are part of the non-profit groups and you do get the discounted rate. Mr. Eberhard had asked in regards to the snow removal. Forko's agreement does include responsibility of the snow removal while the building is closed, the city hours.

I have to highlight that you can bring in your own food. You can use the caterer of your choice. As far as the security deposit goes, if a community group and/or local Euclid group, non-profit group is utilizing one of the meeting rooms, there is not a security deposit that would be required. However, if they are utilizing the banquet facility, then there would be a requirement of a security deposit. Any other person that does rent the banquet room, there will be \$150 security deposit required. That will be given back to them if all is left in the condition that it was in the beginning.

I believe I answered all the questions. I know there was another question in regards to certificate of insurance covering the people that are utilizing the building and I would have to defer to Mr. Frey in regards to responding to that.

Director Frey – Forko's liability insurance is for its acts or omissions as the agent to the city. The rental agreement also has a provision that requires the renter to reimburse the city for any damage it or they may cause during the rental period. Forko's liability is only for acts of negligence or omission as our agent. We would have to collect from the renter if there were damages caused by the renter in part, that is what the security deposit is designed to cover. If there were additional charges, we would have to take recourse in civil action in that case.

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Director Will – If Council has any questions, I'd be glad to answer them. I look forward to your support in moving forward with this because we do need to get moving and get the place rented out because there are quite a few people who are waiting for some return phone calls. Thank you.

Councilwoman Holzheimer Gail – Thank you Director Will. I have one question or clarification about the liquor permits. The way that you stated it sounds like our only role will be the permitting process. But under the compensation page, the last item says that the rental agent will maintain liquor ordering, pricing, inventory, storage, shipping, receiving, etc. Could you explain that?

Director Will – We did put that in there at the bottom of the last wording. Once we approve the liquor permit from the State, the City is currently applying for with the State of Ohio to secure our own City of Euclid licensing so we can control and maintain the aspects of the liquor, where we would purchase and we would have to supply bartenders, etc. and be able to make the compensation off of that. That is in his agreement so once we were able to secure that then, he would be able to take over that for us. As of right now, until we secure that, all of the permits will go through City Hall.

Councilwoman Holzheimer Gail – Once we receive the State permit or the licensing permit, anyone who wanted to use alcohol in that building would have to order it, buy it, use the bartenders through Forko, is that correct?

Director Will – As it is right now, yes. Once we would secure that liquor license everything would have to be gone through Forko Enterprises or the city. We would own that license, yes, the City of Euclid would own that.

Councilwoman Holzheimer Gail – The storage of any of that would be off-site or on-site?

Director Will – Right now that is all in negotiations and part as far as applying for it and looking into, once we are able to secure the license, I will be coming back to City Council with our recommendation on how we're going to be able to handle that.

President Sustarsic – Clarification too, when it came to the fact of an agent, more or less being there all the time, everything. I wondered if you could go into that a little bit and clarify, there will be a relationship between the Chamber of Commerce and between Forko from what I understand as far as handling events, being event managers and the like.

Director Will – Yes, Forko Enterprises is going to be working with the Chamber of Commerce to try and train them into taking over acting as the rental agent. Right now our agreement will be with Forko Enterprises. The agreement will be for one year. At any time that Forko Enterprises felt comfortable that the Chamber would be willing to take it over, at that time we would be coming back to City Council for additional approvals.

Councilwoman Hufnagle – I'm sorry, Ms. Will. What is the thinking behind doing the liquor that way? Getting to that point eventually? That's not how we do it at Shore or the Henn, right? We do it on a per use basis. What's the advantage of changing that?

Director Will – The advantages are going to be financial gain for the city. That would be the biggest advantage for us.

Councilwoman Hufnagle – Would the liability on our part be any greater?

Director Will – I can't answer that right at the moment. These are all things that we are looking into right now, as far as the application for the permit. Once we are able to move forward with that, we would be coming back to City council with some recommendations. I can defer that over to Mr. Frey if there is any information.

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Director Frey – Our responsibility for maintaining a safe liquor operation would be no different at that facility than it would be at the golf course, where we also currently hold a liquor license. If we are employing the bartenders, they've got to exercise due care in dispensing liquor and checking for age verification for consumers and so forth. Would that be greater than if we issued a permit? In all likelihood yes. We are requiring in any event when liquor is dispensed at the premise that a police officer be on duty. The holder of the permit, if it was temporary, or the city if it was a permanent liquor license would be responsible for dispensing of liquor in conformity with the law. As I said, I think our liability would be no greater there than it would be at the golf course where we currently have a liquor license. Sure we have to be responsible and give due care in the handling of liquor.

Councilwoman Hufnagle – That was going to be my next question. When we get to this permit that's owned by the City, will we still require the people that are renting the facility to hire off duty policemen?

Director Frey – Absolutely. I don't think there's any intent on our part to change that.

Councilman T. Sustarsic – Page 2 of the agreement, #6. Would it be advantageous to us to amend that for community groups, instead of just the non-profits?

Director Frey- One of the notes I've made here is to make further definition in that provision to define what we are calling a non-profit so that we can include homeowner's associations and community groups. I'll make sure that we further define that in there.

Councilman Langman – Director Will, are we working on the wording of the list of rules and regulations that Forko would give to the renters as far as noise ordinances and any other regulations?

Director Will – yes, there are a list that we've been working with Forko Enterprises. I apologize that that's not in here but we have been working on various rules and regulations and I do know that each time that the facility is renting since this is something new to us, we will be continuously updated and changed as needed.

Councilman Langman – Is it envisioned that the renter would have to sign this list indicating that they understand what the regulations actually mean?

Director Will – In the agreement that they have, Forko Enterprise's employees will be going through that, explaining that this is the way it is when you walk in, this is the way it needs to be when you leave. Yes, you cannot break this law. You cannot do this. Again, that is why we're requiring someone from Forko Enterprises to be there at all times so they can go through and witness this and watch this and see for themselves if there are any issues they can address them right then and there.

Councilman Langman – When you finalize that list, can the council have a copy of this list?

Director Will – Absolutely, just so long as you know that it will be updated periodically when needed.

Councilman Langman – So long as we're updated periodically, I would appreciate it.

Councilman Langman moved to close debate, Councilman T. Sustarsic seconded. Yeas: Unanimous.

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

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

Passed.

Ord. 24-2005 (289-05) City Facilities

An ordinance to amend Chapter 951, Private Use of City Facilities, of the Codified Ordinances of the City of Euclid. (Sponsored by Mayor Cervenik)

Councilman T. Sustarsic moved for passage, Councilman Gruber seconded.

Director Frey – This piece of legislation is a very quick housekeeping manner. If you note in Section A, 951.01, we had previously listed facilities, Knuth Community Center, Euclid Park Clubhouse, Shore Cultural Centre. What we did just to clean that up is to recognize that we don't necessarily have all of those buildings existing or even under the names that were listed here. So that we've just indicated in here that the department of Parks & Recreation is authorized to issue permits for the temporary use of any city owned indoor space. It is just really a housekeeping manner. The second thing we did is indicate in Section b that employee overtime, if any, would be an additional fee charged to the renter of the facility. It is really just try to get this piece of legislation matched up with the current inventory of city facilities.

Councilman Langman moved to close debate, Councilman Gruber seconded. Yeas: Unanimous.

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

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

Passed.

Ord. 25-2005 (290-05) Auxiliary Dinner

An ordinance authorizing the Mayor of the City of Euclid to expend an amount not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) to pay for the annual appreciation dinner for Euclid Auxiliary Police Officers to be held at the Manor Party Center. (Sponsored by Councilman Gruber by request of Chief of Police)

Councilman Gruber moved for passage, Councilwoman Holzheimer Gail seconded.

Capt. Repicky – Without this organization the Euclid Police Auxiliary, we could not do our job more efficiently than we do it now. They've logged 32,011 hours last year and 600 in excess of 2003. Last year we spent approximately \$2,100 to host this appreciation dinner. Hopefully you guys will pass this legislation tonight.

President Sustarsic – They do a very admirable job and very, very worthwhile and very helpful to the regular department.

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

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

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

Passed.

Ord. 26-2005 (292-05) Irishfest

An ordinance authorizing the Director of Parks & Recreation of the City of Euclid to enter into an agreement on behalf of the City of Euclid with Our Heritage, Our Home, Inc. to furnish and present the Irish Summerfest on June 16, 17, 18, 19, 2005 at Memorial Park, and requesting the Mayor, as Ex-Officio Director of Public Safety, to issue a beer and liquor permit and permission for Instant Bingo Sales for the same purpose over the same period of time during said festival. (Sponsored by Councilman Daly and Councilman Delaney by request of Director of Parks & Recreation)

Councilman Daly moved for passage, Councilman Delaney seconded.

Director Will – The summer Irish Festival comes here every year. What I want to do is just highlight some of the changes that are in this year's agreement. One of the first most notable ones are the dates. Representatives from Our Heritage, Our Home had come to us here at the city and asked if they could move their dates up to the month of June. They felt that Euclid in the past has been the site of all of Irish festivals and by that time, a lot of the people were getting tired of going to them. They felt that having it in the month of June, they would be able to sponsor the first festival and everybody would be excited, bringing a lot more people here to the City of Euclid.

We were able to accommodate them in the park. So instead of having the festival in August, they would like to move it this year to June 16, 17, 18, 19 here at Memorial Park. The contract has been spelled out more than it has been in the past. We got into a lot more details stating dates that permits and licensing are due; financial reports, etc. The City of Euclid has also given the Irish Summerfest Committee the ability and assurance that we will work with them this year for the Board of Health licensing. We will work with them on obtaining and securing so we won't have any problems on the day of the actual event.

With City Council approving this tonight, this will allow the Irish Committee to secure an alcohol permit and also sell instant bingo tickets. I will assure you that the Irish Committee still needs to apply for a State permit and also to the local police department here for the sales of their instant bingo tickets. They also will have to have an officer for these events.

Finally, for the past 2-3 years, the city has been able to assist the Irish Festival by giving a donation of \$5,000 towards the event. In turn the city felt this was great marketing for the city. For the year 2005, the City is unable to give that amount. However, the City will be able to waive and is asking for Council to approve waiving the park rental fees and the wages and benefits of the Parks & Recreation Maintenance employees during this event. That comes out to approximately \$2,500. That does specify here most of the changes that are in the agreement. We look forward to working with Our Heritage, Our Home. They are a great group of people. They support this city. I ask for your approval tonight to support them and move forward so we can get everything secured prior to the dates. Thank you.

Councilman Daly – I have one small request. My name appears as sponsor by request. I would ask if there is no objection that Councilman Delaney's name be added because I know he has a great deal of pride in his Irish heritage and it is a small tradition that we have here.

Councilman Delaney – Thank you Councilman Daly. It would behoove my ancestors if history saw me with this piece of legislation and I was not on it. Thank you very much.

President Sustarsic – For all you Slovenians out there, we do have something coming up next month, so we'll be able to take care of that.

Councilman Langman – Director Will, one technical question. Given what happened to the little boy that was unfortunately electrocuted last summer, have we changed our procedures as far as how the City is going to inspect the various rides and so forth?

Director Will – I can assure you, that was one of the items that was addressed in the agreement of making sure that the electrical permit was secure. It was done prior to them opening up. Every year I assure you that we've taken every safety reason for any of the electrical aspects during the fair. I will work with Mr. Pietravoia and his department again to make sure that everything is done. We not open that event up until everything was secured and had the proper licensing.

Councilman Langman – I do appreciate your diligence in that matter.

Councilwoman Mancuso – Last year the Irishfest did not make a profit for this group, is that correct?

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Director Will – That’s absolutely correct. They lost approximately \$3,000.

Councilwoman Mancuso – I would like to commend them on coming back to work with us as we’re willing to work with them to do this and hopefully this year with the time changes and some of the tightening of how many people were involved in this whole process, will help them, and us, make a profit. I commend the activities of bringing this together, again, considering they did lose money last year.

Councilwoman Holzheimer Gail – You have my full support in working with them and bringing this back to Euclid. It is a great event to have here. I have sort of a picky question. I pulled out the report that you had given us and they indicated that a scholarship was given. Is that part of this year’s plan as well?

Director Will – Yes it is. They will continue to do a scholarship. They do give \$1,000 scholarship each year and they will continue that each and every year.

Councilwoman Holzheimer Gail – My picky question is that I noticed that it went to a Solon High School recipient. Is there any way that we could ask that a Euclid student be given first priority? Or do you know how that scholarship is awarded?

Director Will – I can pass that information along to Our Heritage, Our Home that you had requested that they try their best to offer it to a Euclid student. However, I’m not sure what their guidelines are, so I will just pass along the information to them, the request.

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

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

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

Passed.

Res. 27-2005 (291-05) Oppose CDBG Cut

A resolution opposing the proposed elimination of the Community Development Block Grant (CDBG) Program which has been in existence since 1974 providing local governments with the resources required to meet the needs of persons of low and moderate income and neighborhood revitalization. (Sponsored by Mayor Cervenik and entire Council)

Councilwoman Holzheimer Gail moved for passage, Councilman Gruber seconded.

Director Pietravoia – I have a few remarks regarding President Bush’s proposal to eliminate the community development block grant program. In his fiscal year 2006 budget proposal to Congress, the President has recommended eliminating the program from the Department of HUD and starting a new program that would be run through the Department of Commerce. However, the new program, at this point there are very little details on what the program would fund. We do know that it’s recommended at about half the level that block grant is currently funded and it would be more strict on income guidelines, so it would be very low income individuals that the dollars would be restricted to.

City of Euclid since 1975 has received almost \$30 million through this program, about \$1 million a year. As Councilwoman Holzheimer Gail and other members of Council know, and as our Citizen Advisory Committee members mention, these dollars are used for critical programs that help the neediest in our community, seniors, meals, weatherization, handicap ramps, in addition to helping our economic development program.

Our storefront program alone just by way of example, last year we assisted over 23 separate businesses throughout the community last year. If you add up the jobs associated with those businesses and I consider this a job retention program, because

we're helping them to stay and grow here, 260 jobs retained and those businesses plan on creating another 60-70 jobs. This is just in one year alone of that program. For every dollar of block grant invested, it generated \$6 of private investment by these businesses. Just one example of how that program helps us to accomplish our economic development goals here in the community.

I would urge members of Council and I want to thank our Citizen Advisory Committee in particular the members that are here tonight that spoke in favor of this. I would urge Council to support passage and just wanted to indicate also that the County last week passed a similar resolution with the intent of getting a strong and quick message to the President and Congress. Thank you.

Councilwoman Holzheimer Gail – I just want to reinforce Director Pietravoia's comments. These programs are critical not only to Euclid but to communities across the country. The senior programs, the storefront renovation programs, the weatherization and handyman programs, helping to keep businesses here, helping to promote fair housing. A number of the very visible, very personally felt services are done through this Block Grant program here in Euclid and across. It would have a devastating impact in Cleveland as well.

I also want to echo Ms. Scarniench's comments and hope that this doesn't stop here, that residents do take the time to call or write their Congresswoman or Senator and let them know that we oppose the elimination of the block grant program. It is important for us to get involved and voice our concern over this. I welcome all of Council as I'm sure the Mayor would to add their names to this resolution. I just wanted to make sure that we do send a copy to the President. His name was not listed.

President Sustarsic – We can go and put everyone's name on it to give a little more of an impact. It is debatable if you want to recognize who our Republican friends are on Council that maybe they can give it a little bit more push. I think it would be proper to put everyone's name on this.

Councilman T. Sustarsic – I would just like to say that I started out working for the City, the Weatherization Program. It was just a great program to help the senior citizens and income eligible people. To see something like that be hurt by this is just wrong. Back in the 1970's when my grandfather was Mayor, its one of the legacies of his administration, a lot of these programs were started. It is a shame. I'll write letters to whoever and I just can't see this happening so it has my full support. Thank you.

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

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

Passed.

CEREMONIAL RESOLUTIONS

Res. 22-2005

A resolution of congratulations to St. Ignatius High School freshman and Euclid resident **Stephen Renko** on the occasion of his selection as a drummer in the 2005 Gibson/Baldwin GRAMMY Jazz Ensembles.

Councilman Gruber moved for passage, Councilman Delaney seconded.

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

Passed.

COMMITTEE OF THE WHOLE

Councilman Gruber moved to go into the Committee of the Whole. Councilman Sustarsic seconded. Yeas: Unanimous.

Mr. Tod Guntner – 390 E. 257. First thing I'd like to talk about tonight is recycling. I would like to thank all the citizens of Euclid for their continuing efforts for recycling. Euclid PetPals is making quite a bit of money thanks to the residents of Euclid. I would like to thank you all. We just got our first check from Abitibi and it was almost double our original estimate of what the first month's would be. I appreciate everything that everyone is doing.

Second, I would like to talk about Sophie. As I spoke at the last meeting, we had a very young puppy that has been horribly abused and had a broken femur and dislocated knee. I'm happy to report that through the generosity of not only the citizens of Euclid, but people from Chagrin Falls, Newbury, Macedonia and other outlying areas have donated money. We have collected more than what the surgery was. I would like to thank everybody for their specific donations to the Sophie Fund. We have decided to continue on a permanent basis a Sophie Fund. This fund will pay for catastrophic injuries to animals and tragic injuries, such as car accidents, abuse and what have you.

The money that was left over will go into the permanent Sophie fund and hopefully we won't have any more Sophie's come through, but if we do, we will offer again citizens to donate to a specific cause.

Coming probably within the first two weeks of April will be our second annual Cake Auction and Bake Sale. Stay tuned to ECTV and these council meetings for further updates. We'll have exact dates and venues and everything you need to know by the next meeting. Thank you.

Mrs. Ann Raukar – 246 E. 272 Street. As I come into downtown Euclid, I have the pleasure of seeing the KD Development as it progresses. The elaborate spread presented at the last Council meeting failed to give Councilman Daryl Langman credit for helping this project along at the most important phase, the beginning. Because of some, trying to sweep under the rug some of the things that the past Council did, I want to present what they came up with. What they faced when they were elected.

When Cervenik was turned out of office, what did he leave the new Council? An overpriced project at E. 205 Street and the lakefront. I wondered who the lucky seller was. I understand an arm of the government paid for the clean up. I also recall that the deal Cervenik made with some businessman who hurried away from the Shore Cultural Centre when he realized it is not a good plan to make deals with citizens' property when the dealer is up for re-election.

Some of the smug legislators must remember, you get paid by the citizens of Euclid and not by Oyaski and county employees who may have contributed to your election. When the former Law Director was paying taxes on city-owned property to the County Treasurer, that money should have been returned to the City and no flimsy excuses accepted. Doesn't the City Treasurer pay the bills? Are they not checked by a committee? I feel the money was purloined. We need a thorough investigation of what is going on at County headquarters. Too much has filtered into our city.

I want to thank Mayor and Ron Petkovic for correcting some source of water but there is another that has kept my yard water-logged from November through May for the last two years. I have reported it to Erik Tollerup over a year and a half ago but nothing was done. I'm holding the bag now for serious damage to my property because the Mayor and Cervenik administration favored Hal Daugherty and his building code violation. I took my neighbor and Hal Daugherty to Small Claims Court, where Hal Daugherty committed perjury. I gave the Magistrate proof. I lost the case to negligence and a two year statute of limitations.

President Sustarsic – Mrs. Raukar, I'm going to have to ask you to clean it up a little bit.

Mrs. Raukar – I have a difficult time hearing.

President Sustarsic – I realize that, but at the same time, if your comments, it was mentioned before if comments can be directed towards a positive nature, towards something good, as opposed to constantly demeaning people. There's no need for that.

Mrs. Raukar – I'll just have to gone on with what I have. I lost the case to negligence and a two year statute of limitations. I never got to give my side of the case. The Judge

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agreed to the Magistrate's finding. Nothing was said about Hal's perjury. The hearing should have been nullified.

President Sustarsic – Mrs. Raukar you're Out of Order and I would appreciate if you would take your seat. I don't think we need to hear those comments.

Mrs. Raukar – They put a man with 5 kids into jail for failingoh, that's it. I should finish because there's not much.

President Sustarsic – I'm sorry ma'am. Next speaker. Thank you for your comments. Next speaker please.

Mrs. Raukar - and the Judge and Magistrate should be put in jail for accepting perjury.

Mr. John Conway – 291 E. 276. I've had the opportunity to do a lot of reflecting over the last several weeks about the recall process and the implications associated with it. What I've decided that regardless of the final outcome, regardless of the personal sacrifices that we have all made, the recall process simply had to occur and must continue.

What I've also realized over the last several weeks, is that we are all fighting for the same common goal. That common goal is to ensure a positive future for the City of Euclid. A goal which in my opinion is well worth fighting for despite all of our differences.

We still should all believe that Euclid is a great city to call home and sometimes the short-term turmoil can lead to long-term accomplishments. The recall effort has been a much debated issue and if it has accomplished nothing else, it has shown that Euclid is made up of very, very passionate people. Though I wish it did not take issues like Hillandale and the budget, the clubhouse and the future of the Shore Cultural Centre to bring out the passion in the city, but if that's what it has to take, so be it. We can all benefit from this passion in the future if it is funneled correctly.

Over the last several weeks we have provided the opportunity for Euclid residents to participate in the recall process. Though we have provided an outline on the recall petitions as to why we felt that our elected officials should face the recall election, we ultimately asked the Euclid residents to ask themselves two simple questions. They were, is Euclid better off today than it was 15 months ago. And, does Mayor Cervenik have a clear plan for Euclid's future.

Additionally we have always said that it would be unfair for a committee to self select out any elected official from the recall process. Simply put, the recall process was designed to allow residents of the City the opportunity to determine who they wanted to ultimately hold accountable for the direction of the city. Despite every attempt to overcome these obstacles that were put in front of us, we have reached a point in time where we must institute a change in the time-lines associated with the recall process.

After meeting with our core group of petition circulators, we've determined that we're slightly short of the 3,400 necessary signatures to have the Mayor face a recall election in May. Though we are currently short of our goal, the passion and the desire is still there and if you ever try to get signatures in January, you would understand that what we've accomplished so far is truly monumental.

Despite this current shortfall, we still believe that the Mayor's in reach and more importantly out of respect to those who have already participated in the process, we have determined that we should extend our original time-lines and continue to allow the residents of the City the opportunity to determine whether or not the Mayor has earned the privilege of serving out the remainder of his term. It is our plan to be reasonable and fair with this extension.

One of the most significant impacts to this change in the time-lines is in regard to the Council members. There's some residents that will be disappointed with this decision and though we are very close on a few, at this time, the right decision is to place our trust in the residents of the City to make their decisions to the make up of the council during the November general election.

What is so disappointing is that several people have told me that members of Council have already classified the recall effort as a failure. In my opinion, the only fair use of the failure would have been if we had not listened to the overwhelming demand of residents who are unhappy with the leadership and direction of the city and ask for the

recall process to take place. But I must caution each member of council of the following. The recall petitions that have been circulating, do not expire so always remember this, before you celebrate your survival remind yourself that you can still be held accountable for your actions.

Whether you agree with me or not, there were two primary reasons for the extension. They were our inability to overcome the severe weather in January and February and the fact that a motorist, in an accident, destroyed recall hall. However, the most glaring concern that we have is the number of residents who have stated that they completely support the recall process, but are simply intimidated to sign the petition. Everyone needs to remember, like it or not, when a vehicle crashes into your headquarters and closes it down, combined with comments from Democratic leadership talking about crushing the citizens, it should not be a surprise that people are intimidated. It is incredibly disturbing to me that when residents feel that they don't have ownership over their government and fear repercussions.

Yes I've heard that some of you have classified this as paranoia. You obviously are not the ones who have tried to comfort someone who is scared about participating in this democratic process. You need to respect their concerns and not underestimate them.

Finally, I've been hearing in the newspaper and I've been hearing throughout the city, if I could just ask Mr. Nagy to do me one quick favor and provide the Mayor with my phone numbers. I keep reading in the paper that the Mayor is willing to sit down and talk, but yet I've not received any phone calls or messages so here's my numbers where he can reach me and we can get together and talk. Thank you very much.

Mayor Cervenik – In difference to Mr. Conway I did extend an invitation to each and every member of the Euclid Awareness Committee to make an appointment in my office and to come and see me. Two or three people did, most did not. I'm here to tell you tonight that I have talked with my Directors and I have set aside March 4th at 2 PM in my office with my full staff of Directors and Supervisors to sit with you and discuss ways we can work together. To sit with you and discuss your concerns, to listen to your alternatives as to what we should have done and how we can all work together in the future. Now, if you need a personal phone call to attend this meeting, if any of you do, please let the Clerk know and I will personally invite you. Most of you are here tonight, so you've got my personal invitation at this time. That would be 2:00 PM March 4th in my office. The only thing I would ask is that you RSVP so I do know how many people are coming so I know which room in this building we need to have that meeting in. I look forward to that meeting with all of you.

Mr. Mike Mihalich – 101 E. 202 St. Appreciate the invitation. I did go see the Mayor last week or two weeks ago after our accidental crash and basically we had a nice conversation and we talked about John and I are not holding him responsible and we understand that we can't speak for everybody in the city, but.

I believe the recall committee has what is best for Euclid in mind. They were willing to find consensus and attain a compromise when situations and information dictate a change. So, did we reach a consensus? Yes. Our circulators and the voters and the thousands of others who have signed and took the opportunity to voice concern helped us reach it. Did we obtain a compromise? Yes. Per the consensus of voters and circulators, we have made the adjustments. Is the recall over for the Mayor? No. For Council members, yes. But there is a strong indication that this November there will be a lot of changes on Council.

Some of you will say we have failed and that's okay. Just like John Conway said, the only failure would have been if we would have not at least tried. So, the opportunity to sign recall petitions for Mayor Cervenik are continuing. Our website, recallhall.com has updated information in regards to stories and comments regarding the recall. We have several other phone numbers that residents can call to have circulators visit or make arrangements. The numbers are 261-8526. 732-8241. 732-1193.

Again, I'm reminding everybody that the recall will not happen because the EARC wants it to. It will only happen if the voters of Euclid want it.

One other thing, while you're out gathering signatures and you're talking to a lot of people, you find out a lot of things that go on in the city and you also find out a lot of people have common problems that I know they've voiced them to me and I also heard that they've voiced them to a lot of members of council. One of the things that kept

coming up over and over again was in regards to garage sales and yard sales. As one resident put it, this city was in a free-for-all last summer. Every day people are selling things in their driveways, in their yards, on South Lake Shore Blvd., Lake Shore Blvd., you name it.

I did a little investigating and I found out its not that hard to do. I know we don't have any codified ordinances that are on the books at this point in time for garage sales and yard sales. I did find 10 pieces from another city, actually within 20 miles of us. I made a few adjustments, but I'm not a council person, I can't sponsor legislation. I'm hoping somebody or all of you will take this piece of legislation or pieces and consider putting it through. This is what the residents want. This is some of the things that we should be working on. There's an idea, thank you.

Director Frey – We have drafted legislation to regulate yard sales or garage sales. It is being circulated to the Directors that would be responsible for enforcement and supervision of that. Legislation is for their review and comment. Once I get that information back, I will send it on to Council for its consideration. I'd be delighted to look at the legislation that Mr. Mihalich has provided to see whether those are items that are either included or ought to be included in the draft legislation. The administration is fully aware that last summer presented unsightly and difficult times with what appeared to be on-going sale of either used or excess items at certain locations in the city. We intend to have that legislation to Council in time for Council action prior to the summer selling season.

President Sustarsic – If you could combine and find commonalities or some type of compromise with what was presented. Next speaker please.

Ms. Janet Santorelli – 560 Hemlock Dr. The resounding word throughout the City of Euclid at this point in time is why. The ubiquitous why. We are in a city that is in turmoil, consequently it is the responsibility of every resident of this city to ask why. Why the recall of the Mayor? Why is he being accused of mis-use of power? Why is he being accused of setting a precedent with the Hillandale project? Why is he being accused of allowing a \$5 million development paid with tax dollars to be employed not in the best and most profitable use of said development? Why do Providence Church circumvent the city's zoning decision and apply to the county for rezoning of Hillandale? Why did the Mayor acquiesce to the County regarding the rezoning decision? Why did the Mayor adamantly argue that the Hillandale suit was indefensible? Why did the Mayor agree to a settlement with Providence Baptist Church? Why was the Referendum overthrown by a settlement? Why was overwhelming evidence against Hillandale and its participants dismissed by the Court?

You must ask these questions. It is imperative that you understand what has taken place in this city. Only then can you make an uncompromised decision as to whether or not to sign the recall petition. Hillandale and this is stressed most emphatically, is the first and foremost issue dominating this recall. There is a definite sequence of events concerning this project, which suggests that enormous amounts of money and pressure were implemented by important political and outside factions. We cannot allow this city to become a haven for unscrupulous developers or mis-placed political ambitions and for self-indulgent city officials who blatantly disregard the will of the people.

Many mistakes have been made in the name of progress. We cannot however, allow another mistake with the magnitude and the far reaching effects of Hillandale. At this time, let it be made perfectly clear that we who oppose Mayor Cervenik and the select members of council are not the enemy. We are persons of opposite points of view and are entitled to defend ourselves and our opinion. It is our right by City Charter to recall any elected official who has been derelict in the performance of his or her duty, responsibility and accountability. The Referendum and now the Recall have survived and sustained endless criticism, insults and irate residents who feel that we are disruptive, deceitful and responsible for destroying a harmonious intentions of the Mayor.

To this we respond, BB shots through pane glass windows and an automobile whose driver avoids numerous storefronts on Shore Center Drive, but plunges into the front of Recall Hall, one week before the Recall reaches finality. Was it accidental? Coincidental? Or premeditated? So much for harmony. How will history speak of this administration? Will it be assessed as a time of uncompromised dedication to duty and

obligation no matter what the cost or consequence? Or as a time of referendum, recall, turmoil and disgrace? It is vital for the health and prosperity of this city that all residents review with the utmost care the primary reason and/or reasons for this recall. This must be a time of serious deliberation. If you need answers, if you need reassurance, if you are fearful about repercussions, call, please call, John or Rebecca Conway or any member of the EARC. No question or fear will be considered frivolous.

In politics nothing happens by accident. If it happens, you can bet it was planned that way. Franklin Delano Roosevelt. Thank you.

Mrs. Audrey Kaplan Goodman – 20201 Glen Russ Lane. Tonight I would like to address a comment that has been spoken many times at this podium. The comment is, let the Mayor finish his 4 years and then let's judge him. I ask, can we really afford that much time? In today's Plain Dealer there is an article on the condition of our neighbor city, Eastlake. It is about the city's financial crisis and baseball stadium that was built. It states and I quote, "Chema said city officials were warned that the project came with risks, but he said those risks appeared manageable. The question is whether it was worth it, Chema said and that's for the people of Eastlake to answer, not me."

"Given the mood and political climate in Eastlake, the answer appears to be no. Councilwoman Lynn Moon Curtis, a DiLiberto supporter who once said during a council meeting that the stadium had "saved" Eastlake, was recalled in December. Petitions have been drawn up to recall long-time councilman Bruno Razov, largely because of his votes for the ballpark. This same group seeking to oust Razov is expecting to push for Council President Chuck Hillier's defeat in November's election. Hillier took office after the project began. While pitching for a stadium, DiLiberto insisted that the ballpark will revitalize Vine Street and raise much needed tax dollars. In 2002 the Lake County News Herald quoted DiLiberto as telling a community group, this isn't really about baseball, this is about the economic development of this community. We are moving forward and we are progressing."

A simple question tonight. Given a choice now after the fact, after the damage, do you think the citizens of Eastlake would have waited for this Mayor to retire or finish his term? Would you? Can we afford to wait?

Mr. Victor Goodman – 20201 Glen Russ Lane. Tonight I present a challenge to any of my fellow citizens that have come forward and said they are for the Mayor and his policies, he is doing a good job. Instead of calling those who support the recall names, here's my challenge. Please come forward and tell me why you agree with the Mayor and why his decisions are good for the city and the taxpayers. Defend your position with facts, not names. Prove me wrong, change my mind and I will not longer affirm the recall effort.

Answer these questions. The current Mayor called out 11 citizens' names that did not see eye-to-eye with him. Why was this good for the City? How did this bring unity after an election? The Mayor and Council President invoked the flames of racism for political purposes. How did this serve the people's interest? How did that unite Euclid citizens? The current administration refused to discuss in good faith any and all alternate plans for a new golf course clubhouse. How did this benefit the city?

The current administration refused to discuss in good faith any and all alternative plans to city health care issues and never used the expertise of Mrs. Mancuso. How did that save taxpayers' money? The current administration refused to discuss in good faith any and all alternate plans for tax collection. Show me the benefit here. How is the city going down delinquent taxpayer's better now than the 11 year consultant whose already been working on it and it's his software?

Please explain to me why the reasons you feel Brian Meister is the best choice for a promotion in this city. Why do you want him looking into your tax returns? I also ask all those attending the Thursday night fund raiser for the Mayor to think on these questions. I will listen closely to all of your responses.

Next, in the February 17th issue of the Sun Journal, under the subtitle, Let's Talk, the Mayor stated this group EARC needs to stop the division. It needs to stop the division and come and see me. I'm still going to call them and see if they want to talk, end quote. Did you talk during Hillandale? No. Did you talk during health care? No. Did you talk in the clubhouse project? No. Tax collection? No. Brian Meister? No. What do you want to talk about? What do you wish to tell us sir? What issues now do

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you want to discuss? I have lived in Euclid for 30 years. I'm the only Victor Goodman in the Euclid phone book, call me, tell me why. I accept your invitation, write me down. I'll be there 2:00 November 2nd.

Finally the Council President in the same issue wrote a letter to the Editor. And I quote him, it is an honor and privilege to serve the citizens as President of Euclid City Council. Their continued confidence and trust in selecting our family for more than 50 years of public service is a constant reminder that we have consistently provided honest and good government. End quote. When did your father or other relatives of your family call the people they served racists? When did they make up and change rules as they saw fit? I admit, I am in fact voted your name every time I voted, but never again. Your actions now have placed your fine family name in question.

Also stated, and I quote, unlike recent predecessors this majority of Council puts ideas into actions. Not just grandiose plans and studies that never materialize. End quote. First, you seem to forget that you were part of every one of those prior councils. I find it hard to believe that you think Council, former Councils that included such people as Fay Miller, Chris Gruber, Pat Delaney, Kirsten Holzheimer Gail, Daryl Langman, were grandiose and non-productive. I think the Senior Center and the Golf Course plans that were disproved, proved that your statement of grandiose and not things materializing is absolutely false.

Mr. Joseph Udovic – 21371 Naumann. Ladies and Gentlemen tonight I only have one question. Mayor Cervenik you stated for the public record you are offering an olive branch toward the people and the city council. We can work together is what you are quoted as saying.

Mr. Delaney is an active Euclid historic preservation and is knowledgeable about Shore Cultural Centre. Prior to being elected to Council, he was an advocate and chairperson for the Shore group. He knows the ins and outs of the building. He's spent a great deal of time studying it to preserve this building.

Mr. Langman, prior to being elected Ward Councilman, hosted group discussion meetings about lakefront development, he studied and has knowledge about breakwalls and their development.

Ms. Mancuso has extensive knowledge in a healthcare field. She's responsible for an \$11 million budget. She holds a Masters degree in Public Administration Healthcare Administration. She tried to save our City \$4 million in healthcare costs through restructuring and reorganization.

Have you Mr. Mayor, communicated with these knowledgeable professionals about these issues? It's either a yes or no answer. If no, why not? I also would like to hear from these Council people if the Mayor has offered to speak with you about these issues as well. Thank you. Have a good evening.

President Sustarsic – Next speaker, please.

Unidentified Female - Indian Hills Complex. My problem is we had at the Emeritus House where food was served for lunch and there were games and there were things for seniors to do. It was then moved out on Lake Shore where we now have to be bused out there and we can't just leave when we get ready because they have a time to bring us and a time to pick us up. I just wondered why did that happen? And also I would like to say in this area we have no major grocery stores.

Mrs. Susan McGinn – 141 Sunnyclyff Dr. I'll wait 'til, thank you. I have a couple of questions for Councilperson Gail and I'll wait to get your answers when I sit down.

One of the questions that was posed to me when I was out petitioning was what happened to some of the committees that were established in the 2001-2003 Council. You were an integral part of establishing these and maybe you can give me an update. The Vision 2020, Community Development Corp. and the Community and Senior Program, ah, yes, Community and Senior Program Committee, which I believe you chair. I'd like an update on those.

And I'd like to address something from the last Council meeting. At the last Council meeting Mrs. Hufnagle, again, misinterpreted some numbers and percentages, this time with respect to real estate sales in Euclid. Mrs. Hufnagle would have you believe that the low number of homes sold in Euclid in February is an indicator that people are satisfied

living in Euclid when, in fact, it is a stagnant market and hundreds of homes are for sale and not selling. According to every realtor's webpage, excuse me, monthly home sales across the nation are always lower in February. Home sales soar in spring and summer months. The few homes that have recently been sold in February represent nothing more than the market trends not the satisfaction of Euclid homeowners.

Mrs. Hufnagle's assessment of why so few homes sold in February was a gross misrepresentation of statistical data. Mrs. Hufnagle also claims a 2% increase in the market value of those homes that was sold. That they went up 2%. A 2% in market value is not a victory for homeowners in Euclid. A 2% increase is actually pathetic. According to the Blue Chip Economic Forecast, Freddy Mack in a recently published report by the U.S. Census Bureau, the average sale price of houses actually sold across U.S. in 2004 are experiencing a 10.6% increase in market value. In the Midwestern states the average increase in market value is 9.8%. The State of Ohio is lagging behind the regional and national averages with a 5% increase of market value of homes sold. Comparatively, given the 2% increase you gave us, Euclid home values are 8.6% behind the national average, 6.8% behind the regional average and 3% behind the state average. How can you say Euclid home values are in good shape when in actuality we are lagging behind?

Additionally, the average sale price for existing homes in the Midwest is 239,000. In Euclid the average sale price of an existing home is just above a hundred thousand. Could it be that we do not offer the type of housing that commands higher prices? Could it be that our community does not offer the services or amenities often desired by families of higher income or could the number of foreclosed homes in Euclid be driving the market value of home prices down? Foreclosures often sell well below the market value of a home. According to the Sheriff's website, 399 homes in Cuyahoga County were foreclosed in 2004. Euclid had the highest number of homes foreclosed in the entire County with the exception of Cleveland.

In addition according to the National Association of Home Builders, new homes will be larger in the future, approximately 2300 square feet, and they will offer more amenities. What does this say to the fact that variances were given to Providence Baptist Church and their proposed housing project? And will they be allowed and they're going to be allowed to build homes at 14, 15 and 1700 square feet. Again, Mrs. Hufnagle, your interpretation of figures and percentages show a meager understanding of data whether it be voting data or real estate data.

In summary, you mischaracterized the real estate market in Euclid. You paint an optimistic and favorable landscape of the market when, in fact, it is not the case. I am an optimist as much as anyone. I want good news just as much as anyone and I want my home to increase in value. But I don't think that misinterpreting our progress in this City serves the best interest of the community. The City and its leadership will not do better if our information is skewed and manipulated. Thank you.

Councilwoman Hufnagle – I guess that I need to clarify a couple of points that Mrs. McGinn brought up. I actually took my facts from the City of Euclid Housing Department 2004 Annual Report prepared for us by our Housing Manager, Mr. Ronald Petkovic. And I believe, if I'm not mistaken, that this report was given to all Council members. What I stated last time was that fewer houses sold in the City of Euclid in 2004 than in 2003. That figure is contained inside this report given the amount of Point of Sale inspections. In 2003 there were 1,166 Point of Sale inspections. In 2004 there were 1,109 Point of Sale inspections. That is a decrease for the amount of homes. You cannot sell a home in Euclid without a Point of Sale inspection.

I also read from the Housing Report where he told us and he is the expert so I'm trusting in what he has written to us in his annual report that the average home in Euclid has increased in value and 2%. I mentioned this because it is in direct contradiction to what members of the Euclid Awareness Recall Committee has told us several times at the podium that the price of homes in Euclid is, in fact, going down. Two per cent is an increase perhaps it doesn't meet the national average, I don't know what the national average is. Two per cent is an increase and in my mind that is a positive effect. And yes, I am an optimistic person because I believe that the housing market is going to turn around in Euclid because we are in the process of offering the consumer many choices in housing including the fact that a home at 205, the development that was started with the sale of the apartment building under Mr. Cervenik as the President of Council. A home

there has just sold for over \$700,000. That, I would assume, is the most expensive home to sell in Euclid.

Now with the opportunity that we will have with lakefront, those homes that we can offer, the homes that we can offer if the Shore development goes through and the homes that we can offer at the Hillandale development is going to increase the opportunity at, for the consumer to purchase upscale housing of different types in the City of Euclid. So I hope that that clarifies that. Thank you.

Councilman Langman – If I may, before we go forward, can we agree on some basic ground rules as to when we can respond to questions that we've been asked. I mean, one of the residents asked the Mayor a question and three of us on Council were perfectly content to wait or we can jump in and answer at that time. If you can clarify that for us so we can address it in a uniform manner, I think everybody would appreciate it. Thank you.

President Sustarsic – Well, the way it's been done up until now is if the individual feels that they want to respond to it, they can respond to it right away. Otherwise, if they feel that they want to wait until their particular comments, then so be it. Because I would think it's up to the individual if they want to address the question on the floor. Next speaker, please.

Mrs. Rebecca Conway – 291 E. 276th St. Mrs. Hufnagle, could you just please talk a little bit kinder to residents when you're respond to them.

In reference to the legislation opposing the elimination of the Community Development Block Grant, I think it was a great idea that Miss Kirsten Holzheimer reiterated to call our elected officials. And I just had a thought sitting in the audience if maybe Euclid could put on ECTV the numbers and the elected officials, who to call. I think you'd get a lot of support that way.

I was recently watching a Planning & Zoning Commission meeting, which included a lot split request for a new home construction on Fuller Avenue. The gentleman requesting the lot split was reminded more than once during the meeting that the minimum house size on new construction in Euclid is 2,000 square feet. It's curious to me that while other new homes being constructed in Euclid are abiding by this ordinance Providence Baptist Church was granted minimum square foot variances without ever having to get the approval of P&Z or this Council. The square foot minimum on new home construction was changed to 2,000 square foot to help Euclid compete with the other communities that offer larger homes. Residents with larger homes and higher incomes have been moving out of Euclid for years because Euclid does not offer the step-up housing desired by many growing families today.

According to a study conducted by the Census Bureau of the National Association of Home Builders, the market is demanding larger homes with more amenities. Over the past 10 years the increase in home prices were accompanied by steady increasing in median size of new homes and new home amenities, such as, the number of bedrooms, air conditioning, number of baths, size of garage etc. In 1990 the median size in new homes was just over 1900 square foot, but now in 2000 the size of new homes exceeded 2,000 square foot. It's been projected that the new homes will continue to be larger with more amenities for the next 10 years.

Opponents to Hillandale have recently been accused of being resistant to change. This is totally false. We want Hillandale to offer new housing that is bigger and better than what already exists. Only one-third of the homes at Hillandale will offer the larger homes. The remaining two-thirds, which is 66%, will just be more of what Euclid has had for the past 50 years.

Why is it that the average person building a new home in Euclid must follow the 2,000 square foot minimum but Providence Baptist Church does not? Why implement laws if this City is not going to uphold them? Thank you.

President Sustarsic – Are there any other speakers from the audience?

Mrs. Perlitha Taylor – 1495 E. 193rd St. I'm here tonight because I'm thinking of Black History Month and thinking about Black History Month I also think about our forefathers fought and died because they didn't want segregation. They wanted integration. And I'm looking at the City of Euclid now and what I see is segregation.

The Hillandale project, we all know about it. We all heard about it. We know that that project will be a majority Black. We know that it will be a church. We know there is nothing on the south side of Euclid to offer these people to shop. And I can't believe how when the Hillandale project came up. The people marched in like this was a grand parade. The City was made like a mockery. I was actually ashamed how people was allowed to come and speak for hours at a time. No time clock was put on them. Citizens was sitting here and including myself to almost 1 o'clock at night and we still did not accomplish anything. It was a big parade. When people asked questions during all these different meetings not any of them were answered. And I wondered why? This is all Black community. No one really took the time to investigate American Church Builders to make sure that the homes would be built properly no portfolio of these home. Did American Church Builders go and seek Providence Baptist Church or did Providence Baptist Church go after them?

Then last meeting I find out, not last meeting, but the, I just can't believe in January the last meeting in January when the Harbor Town representatives came in and they decided to talk about their plans for Harbor Town. It took years for them to sort out the problems and make sure they were bringing the best to the City of Euclid. These homes will be majority white. Not one word of race was missing, mentioned. Not one word of race, but in Hillandale that's all we heard was race. It hit the paper; it hit the TV. Euclid became the down side of the suburbs in Cuyahoga County because of race. And the race was presented from our citizen, not from our citizen, I'm sorry, it was presented by our officials, our elected officials. Our Mayor, our President of Council, some of our Council members, race, but not one word of race with Harbor Town. They came in with a beautiful picture, work out and everything about Harbor Town. They will be coming on the south side of Euclid, I mean on the north side of Euclid where they have grocery stores to shop. Where they will have different little outlet stores, but on the south side of Euclid we have nothing not even a grocery store.

The lady that spoke before me, Indian Hills is one of the largest senior citizen apartment building in the State of Ohio, yet, they only have one grocery store, one drug store, no grocery store. That drug store close at 5 o'clock. Last Sunday I was there people were knocking each other down to get to the grocery, the drug store. They also use it as a grocery store because there's not a grocery store in that area. Not only that they senior citizen. Community center was moved. These people will have to take a bus over to Lake Shore area. People come on. You starting discrimination and segregation and I know Dr. Martin Luther King is rolling over in his grave.

The City had brought such a turmoil to this City that everyone is forgetting what we really need. We don't need more people. We don't more houses. We need more business. We have no business in Euclid. We have nothing really to attract the right type of people to Euclid. We have no jobs in Euclid. Yes, you bringing in Dirt Devil; but we got to give them a 5-year tax abatement. Come on citizen wake up. Smell the coffee. We are being played by the politician. It's the same game just different players. Wake up and smell the coffee. This desegregation, this is segregation and discrimination. Think about it. Wake up. All Black and all White, wake up. We're divided. Good night.

Mrs. Madeline Scareninch – 1511 E. 221. Ms. Will, you answered almost all of my questions. There was one that you didn't answer. The room rate for the cordoned off area for the 60 people, would that still be the big rate for the whole room or will there be another rate for that room? Because I believe that would be the room that most of the groups in Euclid that would use it would want to use. So could you answer that question for me?

Another thing, young lady over here had a great quote defend ourselves and our opinion. So I guess now I want to talk about me. I received a phone call after the last meeting. She called herself Mrs. K. Thank goodness for caller ID so I do know who it is. At first I wasn't sure what she wanted and she then proceeded to start yelling and screaming at me because I had no right to be here. I lost the election. Why did I come

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back? I lost the election to Councilman Gruber a couple of times. I still came back. It's my right and my privilege to be here.

She said I was rude. I said to who? Well, you know who. Well, I don't know who. So if there's anyone here that I've been rude to, I apologize because I really don't want to be rude to anybody. I think it's rude when you try to talk to someone and they can't even look at you, but that's another story. She then proceeded to make a sexual innuendo to me that I thought was very degrading. When I stand here I have always said I speak my own mind. It is my opinion what I say. I am in no one's pocket and I am kissing nobody's butt and it wasn't said that way.

I believe in what I say and what I do. And if it's wrong, I take the credit for it. You don't know me, Mrs. Kowalkowski. I don't know you, but I think it was wrong. She hung up on me. She started, she's yelling at me about racism. And I want, I've never really called anybody a racist. All I can say to that is if the shoe fits, wear it.

Ms. Jai Walton – 27591-A Mills Ave., Euclid. You may have to gavel me down here because I'm not sure of the rules. Perlitha, what are you talking about?

Mrs. Taylor – What I'm talking about...

Ms. Walton - Don't answer because it's my time.

President Sustarsic – Uh, nope.

Mrs. Taylor – Don't ask, call me by name.

President Sustarsic - Sorry, you're out of order ma'am because you already spoke.

Mrs. Taylor – Don't call my name.

Ms. Walton – Secondly, people stop clapping. Don't get up here and talk about racism. Please don't come up here and talk about the Black experience. You are not qualified. I am so sick of this. You talk about division on this side. You cause division on that side. You talk about unity on this side; you talk about separativeness on that side.

You talk about the north side homes being built for Whites. What audacity do you have to think that only a person of non-color would want to invest in one of those homes? And then you speak about the south side homes being built only to be occupied by those people of color. Again, what audacity do you have to think that only a person of color would want to live there. That is separativeness. That is division. That is very bad thinking. I might suggest that some of you take part this weekend in the symposium on C-Span given by Tavis Smiley Productions called The State of the Union, The State of the Black Union. Perhaps some of you should come and talk to ECAL that gave a symposium this past weekend on the state of the African American in the City of Euclid. Please stop talking about racism. Please stop using Dr. Martin Luther King's name. Please stop talking about your civil rights. You are not qualified to speak on the Black agenda nor are you qualified to talk about the Black experience. And please because you are African American doesn't always give you the privileged right to know, talk, speak on authority of the Black experience. Know thy history, people. Know it. Know your history of Euclid and let's stop. Let's move forward not backwards. Have some kindness, some civility about yourselves.

Please no one, don't clap. Thank you. Don't clap.

President Sustarsic – Okay, at this particular point in time, we'll take a couple minute break. I was hoping we weren't going to have to change tape tonight. It really looked good there for a while. Take a couple of minutes and we'll come back for Councilmen's comments.

COUNCILMEN'S COMMENTS

Councilman Gruber moved to rise and report; seconded by Councilwoman Holzheimer Gail. Yeas: Unanimous.

Councilman Daly – Tonight’s announcement that the recall effort continues against Mayor Bill Cervenik comes as a disappointment but certainly is no surprise. I’d like to quote from the Euclid Sun Journal by Mary Jane Skala in it she writes a recall effort is ugly and divisive but the process is necessary if Euclid is to move forward. If the committee collects enough signatures to put recall on the May ballot, it sends a message to City leaders that they are out of touch with their constituents. If the committee falls short, it signals the committee that they’re in the minority and to back off. Again, regarding the May ballot. If the committee falls short, it signals the committee that they’re in the minority and to back off. The News-Herald Editorial Board writes by any reasonable standard Cervenik has done a fine job as Mayor, perhaps outstanding.

As I stated earlier, I’m not surprised that the recall effort continues. To admit that one has fallen short of a goal is damaging to one’s sense of pride, but to continue this effort only hurts the citizens of Euclid. So I respectfully ask that you reconsider your position.

Regardless, this Administration and City Council will continue to do the work that we were elected to do. We need to put this ugly episode behind us and move on. Thank you.

Councilman Delaney – Just very briefly, Director Johnson, the performance from CCA of the top 50 Euclid companies that I asked for, the one that you had given me did not really have any information on it. And I would just say that I’m still looking forward to seeing that, the percentage changes of where they’re at.

Director Johnson – Part of the reason for my delay in responding is that I’ve had ongoing discussions with the Law Director as well as Tax Administrator Lovelace. We’ve also made some calls to the City of Columbus. We’re investigating whether, in fact, that information violates the confidentiality laws. The information on the surface, I know, has been presented in previous years. But according to certain interpretations of the confidentiality laws that information could be subject to confidentiality also. We want to make sure that before we go forward and continue to provide even that level of information that we aren’t violating that confidentiality law.

Councilman Delaney – Well, I’ll be looking forward to that good work then because I was accustomed to getting that in my three previous years on Council.

Much has been made about the 2,000 square foot legislation that was passed in 2004. A great deal of research was copied to us in Council when we made that vote. And I happened to come across an article that was in the Sun Journal reported on by Bob Brennan who reports for all the Sun papers as he reports on real estate and was at the Annual National Association of Home Builders 2004 Conference in Las Vegas. The report says that in setting the stage for builders, a look ahead trends panelist said that the average size of new houses has remained stable at 2,320 square feet for at least the last 3 years. They believe the average size will remain in that range in the coming years.

I think that this is just one example of the keeping track, how to keep the City competitive, how to rebuild. We’ve often said that doing the same thing doesn’t work. We have to improve. We have to build up and that was one example of that. I take every vote seriously and I did my research on that and I still stand behind the 2,000 square foot minimum. Thank you.

Councilman Gruber – I’d like to start out by thanking Councilman Daly for taking my calls while I was away a couple of weeks ago. Thank you. I know it was unusual for your phone to ring. Councilmen-at- Large usually don’t get a lot of calls, but thank you very much.

Also, I’d like to extend sympathy to the family of Ida Lofton for the loss of her husband on 204 Street last week. So our prayers go out to her and her family.

Couple other things, I did catch the last Council meeting and I saw the Harbor Town presentation and, and I thought it was right direction and great step. And funny, I didn’t hear some of the questions I heard at Hillandale. Nobody asked about the sewer plant. Nobody said where are the kids going to go to school? So I guess we’ve overcome those problems. That’s a good thing.

In response to the lady from Indian Hills Senior Complex that Ms. Taylor was kind enough to bring, I would like to mention that they will provide transportation to grocery stores with a phone call. This is in-house at Indian Hills Senior Complex and they are

redoing the old senior center for their own private use. There will be, there'll be cards, movies in there. Rumor has it that there'll be slot machines, but not for money so that's, seriously. Coins do have wands-likeness on them. I saw one not too long ago. So they're just for fun so you don't need to be going over there. So those are some good things and there is not a major grocery store from the west end of East Cleveland to east of Route 91 in Wickliffe or Willoughby. There used to be a full service grocery store in the Indian Hills Senior Complex over by the Medic Drug Store over there and that store lasted about 4 years. A full service, had a butcher shop, bakery, beer and wine sales because that part of the community they can, that store did not make it because there wasn't enough business generated. So there's some work to do, I know I talked to Mr. Pietravoia sending out letters to all the major grocery store chains to see if we can't get something in there.

I was on Council when the stadium in Eastlake was built. And at the time several people in the audience up here told us we should have done that. Why don't we have that stadium? You know, get off the dime and do something great like that. And with the wisdom we had at the time, we thought better of it. But we did put a lot of money in PMX on doing studies for music venues and NASCAR, about \$60,000 in there. So we did have some grandiose plans. Let's see, that's about it for that.

In closing, it's something to bring up again and this will be the last time I bring this up this year at the request of Councilman Delaney. It'll be 60 years ago tomorrow that my father was wounded on Iwo Jima and 10 years ago when he was still alive they did an editorial in the News-Herald about some of the fellows he served with and I think today would be a nice way to remember that.

So I'd just like to read this real quick. This was from the News-Herald 10 years ago today, I believe, tomorrow, 10 years ago tomorrow. It was World War II's bloodiest battle. It was another painful but necessary reason that the world is a little safer today. And of course the battle of Iwo Jima is seared into the minds of those who were there February 23, 1945.

Area Iwo Jim survivors relived their experience this week in a riveting story by correspondent Cecelia Dolgan. The veterans were so vividly descriptive and eloquent in a simple way that the battle could have been yesterday for them. For many readers it might as well have been today. Here are some of their words:

Euclid's Charles Fletcher, who just died recently, no place you were safe. If you were in the rear echelon, they were getting killed too.

Willoughby Hills' Jimmy Jerele, when we saw the flag go up on Mount Suribachi, everyone cheered. We thought we had secured the island, but it was far from over.

Highland Heights' Art Pelz, there was nowhere to go up the hill. And the late George Gruber of Euclid was as much a hero at home as he was on Iwo Jima. He was raked by bullets and hit by mortar shells, losing both legs. He was awarded three Purple Hearts. Back home he became a business leader and led an incredibly inspiring life. It all happened 50 years ago, 60 years ago now.

For the veterans who finally got back home and for those who didn't, all America had a message. This is a good, this is as good today as it was half a century ago. Thank you. And that goes out to all our veterans that are serving today and World War II and everywhere else around the world. So thank you very much. That's it.

Councilwoman Holzheimer Gail – I have a couple of quick announcements and then I will ask Mrs. McGinn's questions.

It's that time of the year, believe it or not, if you have children in the pre-school age to be visiting local pre-schools. The Euclid Co-op Pre-School, which is at 21000, 210 and Lake Shore, is having their Open House tomorrow and Thursday from 9:30 to 11 and I know that other area pre-schools are as well. So if you're interested in one of our local pre-schools, now's the time to get your applications.

Euclid schools are also starting their kindergarten signups and each school has a different time slot so you could call the Board of Education to find out when that is starting.

Euclid Boys' League, another wonderful volunteer group in the City, is having signups at the Euclid Public Library this Thursday, February 24th from 6 to 9; Saturday, February 26th from 9 to 12; and Tuesday, March 1st from 6 to 9. It's a wonderful opportunity for young children to play baseball.

And I also want to thank the 185th Street Merchants Association. Councilman Delaney and I had the opportunity to attend their last meeting and they're working very hard to improve not only their businesses but the whole street to try to make it a more attractive and more viable business community. So I thank you for that invitation and plan on going back to their next meeting to talk more about what's happening in Euclid.

And Mrs. McGinn, thank you for those questions. The Vision 2020 and the Community Development Corporation are two very important projects that Councilman Lisy, former Councilman Lisy and myself both worked very hard to put together.

The Vision 2020 recently, about a month ago maybe a little longer, had a, their Business Committee had finally gotten, we had finally worked on getting some funding. The City worked with the County to get that funding to bring in a consultant and we had a business forum and business kind of a, what do you call it, a working session I guess to gather information and test some of the ideas that they had come up with. That draft is due, is almost finished. Director Pietravoia can add some comments, too, about that and then I'll, go ahead, I'll finish after.

Director Pietravoia – Your statement was correct. We have a draft of a chapter that we've been working on with the Vision 2020, a core group that's still involved with Vision 2020 on the economic development aspect of their effort. We'll be getting that draft to the Vision 2020 members shortly and hope to complete it within the next 3-4 weeks would be my estimate of our timeframe. And then we've also committed to continue to work with them to bring together their ideas in the other subject areas as well housing, retail, etc. But the first order of business was to finish that economic development chapter.

Councilwoman Holzheimer Gail – Thank you. For those of you who don't remember that was a group of citizens that had come together to work on where Euclid should be not only in the near future but out 20 years, hence the name Vision 2020.

And part of what happened, they had a very strong group of volunteers that were working very hard, spent a lot of time, had wonderful expertise and it came time that they needed some assistance, financial assistance, to help get a consultant and that hit kind of at the last election and that kind of caused a floundering of that, unfortunately. But finally, we've got the piece back, the economic development piece. My hope is that we can pull together the volunteers to pull, to bring back the whole committee and finish that report because it would be a shame, in my opinion, all that work's been done. We just need some help to pull it together and then really bring it out to the community and get the community on board and get some feedback from that. So I hope, look forward to the economic development piece and then, hopefully, that will spark finishing that.

The Community Development Corporation was also Councilman, former Councilman Lisy and myself with Sharon Moster, who then became the Executive Director, had been meeting with local businesses and worked very hard to form the Euclid Community Development Corporation, who's mission was to help foster the business environment, help improve the business environment in Euclid.

Due to a lack of funding, the Community Development Corporation is not working at a volunteer basis. They are still willing to help businesses in any way that they can; but, unfortunately, until there's more funding there it's on a volunteer basis and is more difficult. But during the time that we had staff, they helped a number of businesses do some things, some small. It really worked out there with other communities, with other agencies and I felt was definitely an attribute to our community. So I hope that in some form that group can revive itself as well.

President Sustarsic – Mrs. Holzheimer Gail, your time is up.

Councilwoman Holzheimer Gail – Just very quickly.

Councilwoman Hufnagle – Let her finish.

President Sustarsic – Okay, if you don't mind.

Councilwoman Holzheimer Gail – Mrs. McGinn also asked about the Community Services and Senior Program Committee. That committee is still a standing committee. I

don't believe there is legislation in there currently. In that role I do serve on the Community Development Advisory Council. I try to attend as many of the Euclid Collaborative meetings as I can to keep informed on what they're doing. That's a group of local youth and family service providers working in the City. I have pretty regular contact with Margaret Hastert to kind of keep tabs on what is happening with the Senior Programs. And I'm happy to hold, if there's issues people would like to discuss, I'm happy to hold the committee meeting even without legislation. So if you have interest in that, I'd be happy to do that. Thank you for your indulgence.

Councilwoman Hufnagle – At our January 3rd, 2005 Council meeting Mr. Conway announced the recall effort going underway. Reading from the Minutes he states, you may remember that Mr. Cervenik campaigned on 5 key points for improving Euclid's future. Number 1, attract manufacturing, technology and service jobs. Number 2 help improve Euclid City Schools; 3, strengthen our neighborhoods, parks and lakefront; 4, balance the City budget and demand accountability; 5, protect our safety services.

Well, I think #1 we saw 2 weeks ago that his department brought us a hundred jobs to Ward 3. Number 2, help improve the Euclid City Schools. Last month I received and I know that several my colleagues received a letter from Dr. Joff Jones stating exactly how supportive we've been of the schools and I know that he also said those same things to the Mayor.

Number 3, strengthen our neighborhoods, parks and lakefront. Well, we also heard the lakefront last week and Mr. Cervenik made his Directors available to me during the time we worked on the Bennington Hamlet street assessment project, which was several months of research and that directly affects improving that neighborhood and the home values there.

So #4, balance the City budget and demand accountability, well, the budget was balanced in 2004. It's balanced in 2005 and he has instituted a program with the support of several Council members to collect taxes from people out there who are not paying them like everybody else. So I would say that's demanding accountability.

Protect safety services, I know that he met with the Fire Department. I saw an e-mail. They support him. He's not cut the safety services; he's not cut the Police Department and I would challenge those two departments to tell me right now if he had.

Mr. Mihalich said tonight that several of us Council members would view this recall as a failure. I don't view it as a failure. I want it to be clear. I view it as it is tonight and has always been purely politically motivated. And we were told several times that the signatures were out there to get and that you would get them. And it was about a year ago, just this time of year, when Mr. Conway appeared before us again and boasted that in 29 days they had collected over 4,000 signatures on the referendum issue. That was the same time of year without a store front, without a car crashing into it, without a BB going through it, which I am appalled and think that everybody should be appalled that the misfortune that this poor woman had in going through Recall Hall and how it will change her life and the financial impact it'll have on her life, such an accident, that anybody would use it to their benefit.

And as far as the BB going through the whole of Recall Hall, the window, as was mentioned this evening I looked at the Police Department and while they could narrow down the evening it happened, they waited 3 days to report it.

So I don't view this as a failure. I view it exactly as what it has been and you did hear this evening that the threat of recalling Council is still on should the signatures be out there. We've served our whole term. A month into our term the same people started telling us that they were going to recall us. And we knew by City Charter they had to wait for 6 months. So we knew 6 months and we waited and 6 months so nothing's changed. Nothing's going to change. We're going to continue to do our job. We're going to continue to work hard. We're going to continue to work with the Mayor and the Administration and positive things are going to continue to happen in the City of Euclid. Thank you.

President Sustarsic – Thank you and if I may interject a little bit, it gets a little tiring when you sit up here at the Chair and you demand respect when you step up to the podium but yet when someone else has the floor, you don't give them that respect. So consequently and I don't mind calling people out if you want to hear your name, I know we're on television. But at the same time, if you want to carry on a full-blooded

conversation, feel free to go out into the lobby and continue our conversation, and again, give the person who has the floor that courtesy. Thank you.

Councilman Langman – Just so the folks at home or in the audience are clear, we have to balance the budget every year. It's part of our Charter and requirements of County government. So, you know, the Mayor has a record and he's going to be judged on that record and that's fine. That's how it should be.

I believe one of the residents asked a question about lakefront and how the Mayor and I communicate. Well unfortunately, the Mayor doesn't communicate with me about the lakefront; but I'm enough of a pain in the butt that I ask the developer what's happening, Director Pietravoia. I'm not just going to sit back and say okay do your thing. I'm going to ask the questions that I feel that I need to ask to stay on top of that project because I have worked on it for several years both on Council and prior to Council. So I don't know why some of these things aren't communicated. When I look at Pat Delaney, he, in fact, is the crusader for Shore. He, in fact, has poured his passion and his efforts and his intelligence into preserving that building.

My colleague to my left, Councilwoman Mancuso, she does have expertise in healthcare. So why these two individuals have not been utilized in those areas, I do not know. So perhaps the Mayor will answer the resident's question, but other than that I don't know why we don't communicate on the lakefront. After all it is in the second Ward.

I would have liked to ask Hank Gulich a question about Sims Park and our Recycling Program. Are we going to move the bin out of the park? Because it really, the way it's being conducted and what happens when everything piles up, it makes a very poor impression on folks that want to use the Henn Mansion.

Director Gulich – Yeah, I plan to proceed with that move. I do want to make it in a well announced fashion. I don't want to appear to go off half cocked here. I want our decision process to be well thought out and I do want to be able to communicate to people in advance that that's our intentions rather than just up and move it and confuse people. My intention here is not to confuse people and, again, I do intend on making that move. And again, I do want people to be informed as possible so I'm just not going to up and move it and then expect people to figure it out.

Councilman Langman – Well, as long as you keep people informed, everybody appreciates that. I would like to thank the Chamber of Commerce who last Thursday put on a very fine event, the Senior Center was packed with all the individuals. It was, in fact, sold out I believe Councilwoman Hufnagle told me. Very fine event, I had to leave a little early to attend a community group affair; but it really showed off the City and the Senior Center in a very positive light. So that was a fine event, good food. And finally, I'd like to wish a belated Happy Birthday to my father, who is now as of February 9th 77 so Happy Birthday, Dad.

Councilwoman Mancuso – First of all, I'd like to say I think Council and Administration experienced a win-win situation with the lakefront contract with FORKO. I think we came to the conclusion that we have a beautiful site on the lake and we are not the experts in running it; and, therefore, have an expert that does this for a living, running it. It is a revenue source for the City and is one where we are using people for the value they have. And this is a Euclid resident, who has a Euclid business here. I don't think we could have done a finer job as a group. So I commend everybody and that is a win-win situation for this City. And I think as we go forward through the year the residents as they hear the reports of the activities at the Center are going to see that.

The other thing that I would like to mention is I would like the Chair from this point on to please enforce when people direct our comments to us they can use our names. We are public officials and you can use our names. That's why we're here. You can use our names. But I would really like people who are speaking to not call out names to the audience. That, that is not part of the way we should be conducting business. So I would again ask the Chair to please call people out of order when those types of things happen so we can keep a civil and social tone in this Chamber. Thank you.

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Councilman Sustarsic – I'd just like to say thank you to the good people at the Euclid Villa Homeowners Association. I attended their meeting with Councilman Gruber and Council President Sustarsic. They had a question and I didn't have the answer for them. As far as the grants for the homeowners association, are we be doing that again this year? Nobody comment on that.

I just have another question, too, with this talk about the recall and having a special election. How much does that cost? Does anyone know off hand?

Mayor Cervenik – Yes, Councilman, I believe the fee at the moment is \$750 per precinct or it would be \$36,000 for the City of Euclid to hold an election. If three separate government entities, for instance, if the Recall Committee put something on in August and the Library and the Schools would, it would be split between those three entities so it would cost 12,000.

Councilman Sustarsic – Okay, thank you.

Mayor Cervenik – But that's what, it's \$750 per precinct.

Councilman Sustarsic – And I just found it interesting, too, just from my point of view. There was a discussion that the 2,000 square foot minimum that everybody else has to uphold to except for the Hillandale project. But I'm looking at this project we got the lakefront here and the majority of the units are under 2,000 square feet. This is a beautiful project and I mean...

President Sustarsic – Excuse me, Ma'am, you're out of order. I told you once.

Councilman Sustarsic – I don't talk when you talk.

President Sustarsic – Mr. Sustarsic, please.

Councilman Sustarsic – I'm sorry, Mr. Chairman. But I mean this is a beautiful project that we can all be proud of and I just disagree. And I'd just like to wish a Happy Birthday to my lovely wife, Diane. I'm not going to say what her age is going to be and my little Eddy is going to be a year old. So Happy Birthday each of you. I love you. Good night.

President Sustarsic – I've looked at this past couple of months as far as the procedures go again politically and everything else. I think from a very unique perspective and I think from a perspective that no one else on this Council has the good fortune to share. When I celebrated my birthday last year, it was 55, the speed limit. But at the same time in that 55 years I was fortunate enough to be brought up and raised in a family that I think has done a lot for the City of Euclid. I was raised to believe that participation in public service is an honorable thing. I was raised, I was fortunate enough to know the likes of starting back from Mayor Sims, Mayor Knuth, my father of course, Mayor Giunta, Mayor Lynch, Mayor Oyaski and now Mayor Cervenik. We knew them professionally; we knew them as friends. I was also fortunate enough to know just about every Council member since I was old enough to understand that had the good fortune of serving on this City Council and serving the people. There were good times; there were bad times. There were many disagreements but at the same time the quality of these people, the strong character, the dedication, the love of the City and most importantly the respect towards other individuals. They might not have agreed with others, but they agreed to disagree. There was some very hard fought political campaigns, but those that were not fortunate enough to be elected came around and worked constructively with those that were elected and did not create any diversity but worked for the betterment of the community.

I think it's very, very important at this particular time, like I said, knowing all these people through my lifetime being fortunate enough to that I found it very, very disheartening and I still do that there's still mention of any type of a recall be it for Council or for the Mayor. Because again with the knowledge and the relationships I had with these people with these City leaders in the past and that goes as well for directors, for chiefs of fire and police and for all City workers. This group that you see before you

this evening be it elected or appointed in our capacity and the majority of Council I would put them right of their with any of the other individuals that I've had the pleasure of knowing through my 55 years of life. And again like I said, that goes back with Mayor Sims and works all the way up, that's with all the Councilmen and everything else like that. You have to have the cooperation. You have to have the effort. We've always had the reputation of good, honest government. Now there are times that to say good and honest and government in the same thing is like saying good morning on a Monday. You don't know yet. It just doesn't work. It just doesn't fit. But at the same time the reputation that Euclid has always had, the dedication of all of these individuals that you see here tonight, these should be congratulated and these should be respected because, in fact, they were the ones that volunteered to run to represent the people of the City of Euclid, all of the people of the City of Euclid not just certain political organizations but everyone. And so I would ask that if everyone could look deep into their hearts and really look for the progress that has been made thus far in the City of Euclid despite various road blocks that have been thrown up in front of us.

I think the Mayor has done an admirable job. As an aside to that a lot of people usually say that politicians should be gotten rid of because they screw up government, you should put a business person in there. Well, guess what? Twenty, 25 years as a CPA, he came in. He doesn't necessarily make the right, or the popular decision; but he does make the right decision and I think in the end we'll be a better place for it. So with that.

ADJOURNMENT

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

Attest:

Clerk of Council

President of Council