

**COUNCIL MINUTES
SEPTEMBER 5, 2006**

The regular City Council meeting was held on Tuesday, September 5, 2006 at 7:00 PM in the Euclid City Hall Council Chamber. President Gudenas presided.

Members Present: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas

Others Present: Mayor Cervenik, Law Director Frey, Finance Director Johnson, CS&ED Director Pietravoia, Service Director Gulich, Parks & Recreation Director Will, Police Chief Maine, Fire Chief Cosgriff, Zoning Commissioner Beno, Asst. CS&ED Director Gliha, Asst. Law Director Sweeney, Asst. Law Director Johnson, Sgt.-at-Arms Novosel, Clerk of Council Cahill.

Invocation was given by Mayor Cervenik.

COMMUNICATIONS

A letter fro the Ohio Department of Transportation acknowledging receipt of the resolution to replace noise walls along I-90.

From Director Will, Monthly Reports for Golf Course, Shore & Recreation Dept. for the months of May & June, 2006.

Budget Performance Report for Briardale Greens Golf Course through 7/31/2006

From Director Johnson - Monthly Finance Reports of General Fund activity through June 30th and July 31st.

From the Euclid Community Television Commission an Inspection and Opinion Brief of ECTV Operations.

Memo from Director Pietravoia regarding Lincoln Electric Machine Robotics Legislation/
A proposal from resident Joseph Kleindienst.

A memo from President Gudenas regarding action taken on passed housing legislation.

COUNCIL MINUTES

Councilwoman Holzheimer Gail moved to receive the Council Minutes of June 19, 2006.

Councilwoman Walsh seconded. Yeas: Unanimous.

ADMINISTRATION REPORTS & COMMUNICATIONS

Mayor Cervenik presented Res. 139-2006, a resolution of congratulation to the Euclid City Schools on earning the label of "Continuous Improvement" on the State of Ohio report card, to Supt. Jones and members of the Euclid School Board.

Mayor Cervenik presented Res. 138-2006, a resolution of recognition to Euclid High School student Jessica Beard for her outstanding athletic abilities, to Miss Beard.

Director Gulich – Yesterday being Labor Day, there was no trash pick-up in the City of Euclid. Pick-up is a day late this week and it is one of those holidays that everyone seems to have down pat pretty good.

Speaking of trash, September is recycle your computer month, again. Last one done by Cuyahoga County. All this equipment is taken to a place called RET3, right in town here, where this is rebuilt and recycled and put to further use instead of going right to the landfill. You can drop you computer off or anything related to your computer at the drop off on Lakeland Blvd., by the Service Garage, we have a special sign and a special container for it.

Unfortunately I have to announce a conversation today with the Department of Energy Affairs, I was informed information, you may have saw in the local papers and I attempted to collaborate last week for reporting to Council, was not so. I have been informed by the Department of Justice Affairs that the City of Euclid will not be eligible to have private residences seek funding at this time.

Again, information last week was encouraging. As I communicated to Council that we had hoped to lump in the Euclid people with the Cuyahoga County people from June, that has yet to happen and again we can't piggy-back onto the Lake County catastrophe that was named by President Bush last month. That is unfortunate news at this time, I will keep everyone abreast as to the status of that if it should so change. That's all I have unless the Mayor has any comments.

Mayor Cervenik- Only that we will continue to try to secure FEMA support for our residents, but it doesn't look to hopeful at this time.

Director Pietravoia – We've asked our new Asst. Director Paul Beno to give a report on the progress we've made over the summer, both related to housing and zoning issues.

Asst. Director Beno – This will be our third quarter report for the Division of Building & Housing, Planning & Zoning. Housing sales and point of sale and assumptions of violations have maintained a brisk pace. In June, July and August, we had 414 point of sale inspections; 82 assumption of violation agreements and relevant registration inspections for 98 one and two family homes.

The County foreclosure process has made progress in Cuyahoga County against a backlog of several thousand cases. This has presented us with an additional volume, moving forward those point of sales to keep get those houses back into our active housing stock.

Housing foreclosures have become a major issue here in Euclid, there are approximately 325 houses going through the foreclosure process at anytime in our city. One full time inspector has been assigned to track this inventory. We've begun to implement the Euclid foreclosure registration ordinance passed by Council this summer.

Our standard operating procedure for foreclosures includes tracking of all new foreclosures, invoicing and sending an application to all attorneys filing cases for foreclosure here in Euclid. We field check all new foreclosure cases. Notify the Court of vacancy status and maintain grass and board up watch on all of these properties. We then assess each structure for nuisance abatement and condemnation safety issues. Inspector O'Donnell has established a worse first priority list for demolition and nuisance issues for all of these foreclosure properties.

To date we have demolished two properties and we have an additional three coming up in the next week. Our demolitions include 24150 Euclid Ave., a commercial structure; 21181 Ball Ave., a two dwelling unit structure; 1824 Glenridge, a one dwelling unit structure. Upcoming we'll have 1448-50 E. 252 Street, a two family structure and 111 E. 238 Street, a one-dwelling unit structure.

Moving onto grass cutting. We're developing a new strategy for grass nuisances. We will propose legislation this fall to permit the development of an abandoned property watch list. That way once a property falls into a problem status, we can cut the grass and do other landscape removal on an as-needed basis without waiting for an 8" height violation to develop. We've proposed an appropriate test for owners and responsible banks to get properties off that list. The 8" grass standard is overly hard on both our contractors' equipment and our neighboring homeowner's patience.

We are going to be assigned our housing inspectors in the future by districts. We're implementing a district assignment for housing inspectors. We'll split the city into three equal population districts with two inspectors per district. I'll be handing out a new map later on to all council members and making that available to the public.

We expect that this will promote efficiency and reduce mileage; promote an inspector's sense of the ownership of their district; and promote complaint follow-up and relationship building between inspectors and homeowners.

So far this summer we have received additional administrative support from the Law Dept. in terms of legal support and prosecution support. As of July, Kelley Sweeney has been assigned to assist us full time. Her work is becoming evident even in this meeting, Ord. (176-06), is an assessment of all grass cutting fees for 2005 and 2006. It is an assessment of \$94,420.

Kelley has also worked on nuisance abatement research and given us help in vacate orders and procedures related to other serious health and safety issues. Kelley is also researching ticketing authority and other best practice issues to help Euclid improve services and give us greater effectiveness to maintain property values here in the City.

This summer we've also been working on a computerization project. A great deal of front-end effort has gone into this project and we'll continue to be made. We do expect this to pay off with efficiency in the coming quarters.

Last in the alphabet but not last in our hearts, is zoning. We have two ordinances which show the beginning of our efforts to update and maintain our current zoning ordinances. These will be on hold until the Planning Commission can give Council a final recommendation at their next meeting. We've also entered into a contract with Cuyahoga County Planning Commission to tackle regulations of churches and group homes and to republish a new zoning map for the City of Euclid. In the near future we'll work with them to establish a long term legislative agenda to take on solutions to moratorium issues, signs, landscaping and other long overdue updates to our Euclid Zoning Code. Thank you members of Council.

Chief Maine – Just a couple of things. Some of you may have seen Channel 3 news at 11 o'clock last night which had a report about a number of burglaries that had happened on the south-side of

town. That in it of itself is not a huge story, but I think what is important is that one of the major factors that went into the solving of that string of burglaries was the involvement by the residents in that neighborhood. One of our Detectives who was working on the case made a point of getting a flyer out with information that kind of gave some general information about the person that they thought might be responsible. It was very generic and one of the citizens who lived up there, one of the residents, recognized someone who they thought might fit that profile and they made a point of calling the Police Dept. As a result of that phone call, we were able to track down the individual that was responsible and that person has now been charged and as a result of that an ensuing search warrant, they were able to recover about 90% of the property that was stolen.

My point in bringing this up is that the Police Dept. is always there to help but our success is so much dependent on the involvement of the people who live in this city and I think this is a good example of that collaboration. It is something that I would encourage and hope that everybody would participate in.

The other item I had kind of dovetails that. There are a lot of good vendors that operate out of the city that go door-to-door. I don't know if people are aware that the City of Euclid has requirements regarding vendors permits. There recently have been some vendors that have gone and done some soliciting door-to-door and they didn't have the required permits. Our concern obviously is that there could be improper business practices or other potentially criminal conduct at the result of this.

What we are encouraging you to do and I have a number of copies of a flyer that will be on Channel 23 starting tomorrow. But the important thing is, if they are a registered vendor, solicitor within the City of Euclid, they will have a permit along with a picture ID that identifies them. It is important that if someone comes to your door to make sure that you ask for that permit as well as the photo ID. If unable to produce that, it is important that you call the Police Dept. and we'll have someone there as quickly as possible to try and identify who this person is and making sure they are in cooperation with our statutes. Thank you very much.

Director Will – Thank you to all the residents in the City of Euclid, I'd like to take this opportunity to thank everybody this summer for their participation, their encouragement, their sponsorship, for everything that we had going on this summer. It was a busy, busy summer and thanks again to everybody for their support. Especially to all the parents that volunteered their time for all the events that we had. I really appreciate it and we couldn't do it without you.

Right now all the pools are closed for the summer. We do have one more event, tomorrow night, Wednesday, September 6th. It will be our Annual Doggy Swim. You can bring your dog to the pool tomorrow, between the hours of 5:30-8:00 PM. It is \$2 for a resident. You must bring the current license for the dog and proof of vaccination of the dog to be able to go into the pool.

Our Ice Arena opened today just about a half hour ago for the season. We'll have public sessions beginning next week on Sunday, 1:00-2:30; Tuesday & Thursday 7:30 until 9:00. We'll be starting swimming lessons next week at the High School Pool. We'll be starting ice skating lessons September 19th. We'll be having Ice Ball this year for children ages 3-5 who don't know how to skate but would like to. We try to encourage them to come on out, you don't even have to wear the skates, you'll come out and you'll try to play along with the hockey stick, just getting them encouraged and coming out onto the ice. That will start September 23rd. If you need any information on the ice arena, you can call 289-8649.

This past summer we had a Pond and Garden tour and I'd like to thank everybody that participated in it. We had over 250 people that came throughout the tour on the two days. We did have a photo contest and we had a hard time picking out the winners, we had to split them up. We had Doreen Faidiga and Pat Shoda, congratulations. Their photos will be on display at City Hall beginning tomorrow. Each one of them received a \$50 gift certificate for the Beach Club Bistro.

This Saturday, September 9th at Briardale Greens Golf Course, we'll be celebrating our one year anniversary party. Between the hours of 2:00-6:00 we'll have food, entertainment and much more. You can come on the driving range and get a bucket of balls for \$1. You can come and bring your child and play golf. Adult will pay the regular price and the child can play for free. Four adults can come out and play and it is \$40. If you have any questions about the golf course you can call 289-8574.

Saturday and Sunday, September 23 and 24, Briardale Greens will host their 2006 Club Championships. You can register to play either 9 holes or 18 holes again by calling the golf course.

Finally I'd just want to remind everybody that Shore Cultural Centre has just sent out their flyers and brochures for the upcoming programs during the fall and winter. If you need any information pertaining to those programs, you can call 289-8578.

Thank you and I look forward to your continued support during the programs that we have coming up this fall. Thank you.

REPORTS & COMMITTEE MINUTES

Councilwoman Holzheimer Gail moved to receive the Animal Shelter Report of June & July, 2006; Executive Committee Minutes of June 28, 2006; Safety Committee Min. of June 12, 2006; Planning & Zoning Min. of 06/20/06; 07/18/06; 08/15/06; Board of Control Minutes of 06/12/06; 06/19/06; 06/26/06; 07/03/06; 07/10/06; 07/17/06; 07/24/06; 07/31/06; 08/07/06; 08/14/06; 08/21/06. Councilman Gruber seconded. Yeas: Unanimous.

COMMITTEE OF THE WHOLE

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

President Gudenas – Item 8 will be pulled. That will not be discussed or voted on today. With Councilwoman Walsh on Item #3, regarding the newspaper boxes, we were going to count this as the first reading. Comments are welcome but we won't vote on it. I know the Law Dept. is going to make some recommendations for some amendments possibly. We could give them time for the next meeting. That's regarding #3.

We have Tom Cooke coming up whose house was featured in Cleveland Magazine in July as one of the best lakefront homes in the region.

Mr. Tom Cooke – 25641 Edgecliff. I will be addressing all items concerning Lincoln Electric Euclid deal. Congratulations Mayor Cervenik in what can be considered the single biggest deal the City of Euclid has ever seen. This deal is huge not because it will bring \$40 million in Lincoln Electric expansion, retain thousands of existing jobs, create hundreds of new Lincoln jobs, create hundreds of construction jobs, maintenance and support jobs. It is bigger than all that combined. This deal goes beyond huge on the surface appearance.

The real magnitude of this deal lies in the fact that here you have a huge international company that can move itself anywhere in the world where the economic climate is most conducive for its operations, but it didn't. It chose to stay and grow in Euclid; the question is why.

Before I go any further, it must be understood businesses are in business to make money. If business does not make money, they do one of two things. They either move to a place where they can make money or they die. Businesses are dynamic, they are always changing to meet current and foreseeable economic conditions. Lincoln Electric is not the same Lincoln Electric it was 30 years ago or even 10 years ago for that matter. Euclid is also not the same Euclid it once was 30 year ago or even 10 years.

Like Lincoln Electric, Euclid has two choices, but Euclid's two choices are a bit different. Like Lincoln, Euclid can chose to ignore changing conditions and die or Euclid can embrace change and not only survive but flourish. This is what the Lincoln Electric/City of Euclid deal represents.

This brings me to my main point. The economic package that the City of Euclid and Lincoln Electric collectively is solid hard pounding proof that the City recognizes change and that it must adapt to that change in order to survive and prosper. The economic tools that were used along with constructive negotiations between the City of Euclid and Lincoln Electric that were absent of conflict, confrontation are absolute concrete proof that Euclid recognizes change and is embracing change in order to survive and move forward.

That being said, it is incumbent upon City Council to vote unanimously in the affirmative supporting all matters on today's agenda pertaining to the Lincoln Electric, City of Euclid deal. Make no mistake about it, local business leaders as well as business leaders outside this city, outside this country are watching Euclid's political process and based upon the actions taken here tonight, these business leaders will gauge how serious Euclid is about its future. Business leaders watching will see how serious Euclid leaders are in working to retain existing businesses and attracting new businesses to move into Euclid and call Euclid their home.

No deal is ever perfect. This includes the Euclid Lincoln deal. Each side always wants more than the other side is willing to give. Each side is always willing to give less than the other side wants. However, when both sides through negotiation come to an amicable agreement, a good deal has been reached. The City of Euclid/Lincoln Electric deal is a good deal. Congratulations Mayor Cervenik and all of the individuals involved in the Euclid/Lincoln deal

on a job well done. Please do not stop with this deal. I hope that you have more of these deals in the works. Thank you.

Mr. Robert Perona, Director of Circulation for the Plain Dealer and Bob Petrulis is with the law firm of Baker, Hostetler. We would like to talk about Ord. (170-06). As Council remembers back in 2002-2003, this came up and we worked with the administrative side on this ordinance. It was never really resolved. We just recently saw for the first time today the new proposed ordinance. We're glad to hear that this ordinance is going to be discussed and look at, we'd like to have an opportunity obviously to work with the administration or whoever we need to go through the ordinance and look at that. At this time that's pretty much what we'd like to say.

Mr. Petrulis – Is your Law Director Mr. Murphy still?

President Gudenas – No, he's moved on.

Mr. Petrulis – It has been a few years since we've been here.

President Gudenas – I'm still here. I took a break, Law Director Frey is in charge.

Director Frey – Phone number is the same, 289-2746.

President Gudenas – So Councilwoman Walsh might, would you leave your contact information if that's required. Anyone else?

Councilwoman Mancuso moved to rise and report. Councilman Conway seconded. Yeas: Unanimous.

LEGISLATION

Ord. 140-2006 (178-06) Lincoln Electric

An emergency ordinance authorizing the Mayor of the City of Euclid, Ohio to enter into an Enterprise Zone Agreement with The Lincoln Electric Company, 22801 St. Clair Avenue, Euclid, Ohio 44117 for the granting of special tax incentives (75% for 10 years) on personal and real property tax for a project which will modernize and expand a new facility, existing facilities, retain existing employment opportunities and create additional employment opportunities at 22221, 22800, 22801 and 22821 St. Clair Avenue, Euclid, Ohio 44117 within an Urban Jobs and Enterprise Zone located in the City of Euclid. (Sponsored by Mayor Cervenik and Entire Council)

Councilman Gruber moved for passage, Councilwoman Holzheimer Gail seconded.

President Gudenas – Would this be Director Pietravoia? Please fill us in on what we've read in the paper.

Director Pietravoia – Thank you Mr. Chairman. Yes, and with your permission as well, I'd like to discuss both pieces of legislation at the same time understanding they need separate action.

President Gudenas – That's good.

Director Pietravoia – As described in the memos that were recently sent to Council over the past couple of weeks and as you pointed out Mr. Chairman, the recent news articles, I'm very pleased to announce this evening the planned retention and expansion of the machine robotics division of the Lincoln Electric Company.

As most of you are aware and members of the audience are mostly aware that Lincoln is the city's largest employer. In fact, the company is currently at their highest level of employment here in the City of Euclid.

In light of the continuing announcements that we all hear and read about cutbacks in Northeast Ohio, this is tremendous news, not only for Euclid, but the entire region. The project will result in the retention of over 800 employees in the division and over \$46 million in payroll. This will retain approximately \$1.1 million annually in payroll taxes to the City and over \$200,000 in payroll taxes to the Schools.

In addition, the project will put the Hitachi building, the facility and the property around it, back into fully productive use. The Lincoln Company has entered into a purchase agreement for the building and is currently in their due diligence stages.

Finally by relocating the Division, the machine robotics division to the Hitachi building, this will free up space within the remainder of the Lincoln campus and allow for further growth and improvements in other divisions within the company; further securing the future of the company here in the City of Euclid.

As part of the project, as we summarized in the information sent both to the School Board and to Council, the Lincoln Electric Company plans to invest a total of over \$40 million. This will include approximately \$4 million in the combined acquisition and rehabilitation of the Hitachi building, to house the expanded Machine Robotics Division.

Lincoln also plans to invest approximately \$16 million in campus-wide capital upgrades to the remainder of the campus. Approximately \$20 million in new machinery and equipment and \$500,000 in new furniture and fixtures.

Before you this evening are two pieces of legislation which describe the proposed financial incentives from the City of Euclid. An Enterprise Zone Tax abatement and Incentive Agreement. These incentives are intended to be packaged with the State and County incentives resulting in a total financial package that helps to level the playing field and make the Euclid site competitive with other locations that were under consideration by the company.

The proposed tax abatement as described in the ordinance and in the attached agreement, is for 75% of real and personal property taxes over a 10 year period. The proposed incentive grant is recommended at \$40,000 annually for a 5 year period. This would be payable out of non-tax revenues. Given that the Hitachi property is an older industrial facility, there are significant costs to rehabilitate the building as well as environmental clean up costs. This grant combined with the Enterprise Zone, were designed to offset these costs for that facility.

The City assembled a team of State and County representatives to compliment the incentives that we are offering with Council's support. The State is proposing a \$500,000 in the program that they refer to as the 412 Development Grant and a \$200,000 Training Grant. The County is proposing and has already approved \$40,000 in grants for environmental studies of the property and a One Million Dollar, low interest Brownfield Loan for environmental clean-up of the site. The great benefit of that one million dollar loan for all first ring suburbs that participate in the Brownfield program is that 45% of the loan is forgivable once the site is cleaned up and in essence resulting in a \$450,000 grant from the County to help support this important economic development project.

In closing, there's another side benefit to not only this project, but previous expansions that Lincoln has undertaken here in the City. The previous growth and expansion of the company in Euclid combined with this proposed project has resulted in an additional benefit to the City of Euclid and other area businesses in our industrial corridor. These projects were instrumental in obtaining a total of \$500,000 in grants from the State for the planned roadway improvements along the E. 222 Street industrial corridor which we hope to see bid and underway this fall and next spring.

This evening we respectfully request passage of the legislation before you to allow this Machine Robotics project to go forward. Bob Gliha our Assistant Director, who was instrumental in working with Lincoln and in coordinating with the State and County, as well as I, would be happy to address any questions. We also have with us this evening, Rick Trivisonno, the Director of Customer Logistics, who would also be happy to answer any questions on behalf of the company. Thank you Mr. Chairman.

Councilman Langman – Director Pietravoia, it sounds very promising, very well done. Couple of questions. Number one, you mentioned that there is \$16 million that's going to be invested campus-wide as an upgrade. Will those abatements apply to that or just to the Hitachi building purchase?

Director Pietravoia – The 75% 10 year tax abatement would apply to the total improvements to the campus. So the total of \$20 million is the \$16 that you just described plus the \$4 million associated with the Hitachi building. It would apply to the entire investment.

Councilman Langman – Last November, I believe it was the 7th, we passed a similar agreement for Pioneer Engineering and that was another very nice project. What's going to happen to those folks?

Director Pietravoia – Once we determined that Lincoln was seriously interested in this building, we immediately started discussions with Pioneer as well. I knew this would be of concern, not

only to the Administration, but to Council as well. They are actively considering four different locations in the community. They are very interested in remaining in Euclid and we're confident that one of those 4 will work out for them. They hope to have a deal and potentially be relocated by the end of this calendar year.

Councilman Langman – Will that agreement that we passed then, does that transfer with them, or do we have to go through the process again?

Director Pietravoia – We did confer on this with Law Director Frey. Our legislation and the agreement at the time was pretty specific. It actually named that location and indicated that they would lease in the Hitachi building. So we will be coming back once they make a decision on one of those four locations to amend that legislation and agreement to carry forward to their new location.

Councilman Langman – The non-tax revenue for the incentive grant. Is there a legal reason why we used the non-tax revenue instead of redirecting some revenues that are generated from the complex into that incentive grant?

Director Pietravoia – We patterned our agreement after one that was provided as a sample from the State of Ohio and also several communities locally that are doing similar incentive grants, use the non-tax revenues for these particular types of grants. I would like to do a little further research to determine if it's a legal requirement in the Ohio Revised Code. I am assuming that it probably is and that's why the State's sample ordinance recommended the use of non-tax revenues. But I would have to do some further research to confirm that.

Councilman Langman – Director Johnson, if you could, could you tell us what the revenue stream is for the non-tax revenues and how much of that stream is encumbered?

Director Johnson – I would estimate that our General Fund non-tax revenues are in the neighborhood of between \$6-\$8 million annually. To-date I believe there's a couple hundred thousand dollars in the agreements that we have in place now of that total that are obligated to the businesses that we've entered into these agreements with. I'm not totally sure but I believe there is a legal prohibition against giving tax revenues, as opposed to the non-tax revenues as incentive grants. I'm not real sure particularly what the section of the law is, but I believe there is a legal prohibition on the tax revenue.

Councilman Langman – If you folks can pin that down, I'd appreciate it. Thank you.

Councilman Gruber – Just to add to what Councilman Langman had said, I met with the Pioneer Solutions people over the summer and they are very interested in staying in the City of Euclid. We have a couple prime locations in Ward 4, but not only staying, but they want to expand their work force in Euclid. They are at 45 now and they hope to move the location to where they can actually expand as well. They are very well paid engineering jobs. It is exciting.

President Gudenas – Just one comment. We did get the e-mail the day before or so the newspaper article. We very much appreciate what Lincoln Electric is doing, but at the same time as equal partners in our city government, I guess a little bit more notice than a day before would have been helpful because we're already reading in the paper that we've already approved everything and we haven't even seen the legislation. Especially my main concern in the \$200,000. As you know we haven't gotten out of our budget problems yet. We still haven't paid back the \$2 million we borrowed and right now we're in much need of the \$200,000 as anyone else. I had a brief talk with Lincoln Electric, representative Mr. Trivisonno here, and we definitely support what you are doing, so we're in a position where we literally have to approve this today, but at the same time, in the future, before you already make the deal and announce it to the press and to the public, we'd greatly appreciate that you sort of tip us off on what we're working on.

Mayor Cervenik – You did receive an e-mail on the 17th of August, although it did not include \$200,000 grant, we had not even settled that number yet. We will try and work with you, we've got a couple of other things, couple of big things coming up over the next few months so I will sit down with you over the next week or two and figure out how we can get Council a little more involved in that. At the same time, assuring that the developers feel that their confidentiality, as

you well know as a businessman and developer, is very important to them. So we will sit down and work out ways we can get Council a little more involved.

President Gudenas – We know Councilman Lisy has gone through this process himself on the other end of it. He's got real world experience the same with some of us here that we could certainly add to the process.

Mayor Cervenik – I think we can work that out in a very positive manner.

Councilman Lisy- This is to the administration. This agreement is contingent upon the approval by the Commissioners of Cuyahoga County as well as the Ohio Department of Taxation. Where does Lincoln Electric stand with those two organizations?

Director Pietravoia – In terms of the necessary approvals?

Councilman Lisy – Yes.

Director Pietravoia – The State Controlling Board is scheduled September, I believe it is in the middle of the month, I don't remember the exact date. The County Commissioners have already voted on the grants for the environmental studies that were necessary. They typically do a two-stage approval. Once those studies are completed they determine what kinds of funds are needed for clean-up, then they would approve the loan that I referred to earlier.

Councilman Lisy – I went through this entire agreement and it looks like a very fair agreement, so I commend you for the agreement. I am in favor of always maintaining our current customers and as we look at our residents as businesses, they should be our customers. So what we can do to keep them happy here, it is a lot easier to keep our current customers than to find new ones. We know that firsthand.

The other question I had when I looked over the agreement was that it is a 10 year agreement, not to start after 2009 and to end in 2019. It is contingent upon the first \$3,175,000 of investment in real property. When do they anticipate making that first \$3,175,000 investment?

Director Pietravoia – I would defer to Mr. Trivisonno to respond to that question.

Mr. Trivisonno – Rick Trivisonno, Lincoln Electric. I do want to start off by saying that the first gentleman, though I appreciate his comments, he's not waiting outside for me. I appreciate his kind words.

We are going through due diligence and depending on what we find there; our anticipation is to start almost immediately. This is a project that we're probably looking fourth quarter, first quarter of 07, that we would start immediately.

Councilman Lisy – When you start moving some of your facilities from your current location to the new location and start upgrading your facility, your older facilities, you plan on bringing additional people into that area?

Mr. Trivisonno – Those are the opportunities. This is like a chain reaction. We outgrew our current facilities at Lincoln. When the Hitachi building became an option and the City, County and State came together, it gave us the opportunity to look at it as a chain reaction and make those investments. If you make those type of investments of \$40 million or so, historically by the growth of our payroll in this community, one would say that pattern could continue. Once again, we rely also on the economy and what happens in the economic cycles. Historically if we make that type of investment, we have to answer to our Board and our shareholders and we would expect to get a return on that and also grow.

Councilman Lisy – To the representative from Lincoln Electric, in Section 7 you talk about providing a personnel report, our Tax Incentive Review Council to enable the Council to review and determine the number of employees that you have, there may have been 8, I'm looking forward. It talks about all the jobs that you have in the facility, would it include not only the machine robotics but also the other facilities in Lincoln Electric?

Mr. Trivisonno – I'd almost differ that way. Normally what's required of us, we'll supply. Usually the applications and the reports come and we fill them out and submit them. Whatever is required, we would submit.

Councilwoman Holzheimer Gail – Thank you Mr. Trivisonno, we're certainly very glad to see you are expanding and staying in Euclid. Thank you to the Mayor and Director Pietravoia for your hard work. I just want to make one additional comment that I think the residents would like to do as well and another piece that's good for the community is that Lincoln is agreeing to make every reasonable effort as part of this agreement to hire qualified Euclid residents, use qualified Euclid businesses for outside contractors and also Euclid vendors where it is appropriate. We appreciate that effort, also has a great impact on our community as well. We wish you luck.

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

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

Ord. 141-2006 (179-06) Lincoln Incentive Grant

An emergency ordinance authorizing the Mayor of the City of Euclid, Ohio, or his designee, to enter into an Incentive Grant Agreement with The Lincoln Electric Company (hereinafter referred to as "LINCOLN") in the amount of Two Hundred Thousand Dollars (\$200,000) payable in \$40,000 increments over a five-year period beginning in 2007 and ending in 2011. (Sponsored by Mayor Cervenik and Entire Council)

Councilman Lisy moved for passage, Councilwoman Walsh seconded.

President Gudenas – We've gone over this so unless there's any other questions we'll move right onto the voting.

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

President Gudenas – We look forward to more business.

Mr. Trivisonno – Thank you very much on behalf of Lincoln Electric, we sincerely appreciate the support of Council and the Mayor in this project. We're also excited about making it a success, so thank you very much.

Ord. (170-06) Newsracks

An ordinance to amend the Business Regulation and Taxation Code, Part Seven of the Codified Ordinances of the City of Euclid and regulating sales and placement of newsracks on public property within the City. (Sponsored by Councilwoman Walsh)

Councilwoman Walsh moved for passage, Councilman Delaney seconded.

President Gudenas – Are we still okay for this as a first reading?

Councilwoman Walsh – I believe we're excellent that this is the first reading. Out in the hall, I did have a chance to have a very brief discussion and one of the suggestions I had originally made was that we sit down with the Plain Dealer and talk about this first before doing the ordinance, but apparently they just were faxed the ordinance today. So therefore, they need to become more familiar with it, getting it so late from the administration. We'll take care of it, we'll have a meeting before the next Council meeting and all of us will sit down and discuss the whys and wherefores of it.

President Gudenas – Very good. We'll get a report back later. First Reading.

Ord. (170-06) Satellite Dish Regs

An Ordinance to amend Section 1377.09 of Chapter 1377 of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid as outlined below: (Sponsored by Planning & Zoning Commission)

Councilman Lisy moved for passage, Councilman Conway seconded.

Director Pietravoia – Asst. Director Beno has a brief explanation and as you indicated it will go to Planning & Zoning at their next meeting this month.

Asst. Director Beno – Basically this amendment to our current zoning code is to keep our code up to date with changes in the technology of satellite dish antennas. Basically our satellite dish antennas have become much smaller and lighter weight with less wind resistance, that sort of thing, so installation is much simpler than the large antennas. This simply allows us to permit small antenna dishes without a lot of red tape and permitting requirements.

President Gudenas – It seems generally people are just putting them up anyway so we're just going along with reality.

Asst. Director Beno – Yes, in a word.

Councilman Gruber moved to Planning & Zoning Commission. Councilman Conway seconded.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso,
Walsh, Gudenas.

To Planning & Zoning.

Ord. (175-06) Shed Regulation

An Ordinance to amend Section 1377.01 of Chapter 1377 of the Planning and Zoning Code of the Codified Ordinances of the City of Euclid as outlined below: (Sponsored by Planning & Zoning Commission)

Councilwoman Walsh moved for passage, Councilman Langman seconded.

President Gudenas – This is also going to Planning & Zoning. Any explanation on this for today? It is regarding the sizes of sheds and the like, you're updating.

Director Pietravoia – Pretty straight forward. We're trying to update the code to reflect the kinds of variances that come before the Planning & Zoning on a regular basis.

President Gudenas – Generally are we allowing larger garages and sheds or smaller garages and sheds?

Director Pietravoia – Slightly larger in dimensions and in height and also recognizing that people with larger lots that have more room, should be able to accommodate a larger structure without needing a variance.

Councilman Lisy – I was curious where you came up with 676 sq. ft.?

Director Pietravoia – I will have our Asst. Director Beno respond to that since he helped craft this ordinance.

Asst. Director Beno – The 676 sq. ft. is the size of a standard two car, 24 x 24 garage.

Councilman Lisy – I thought that was the 576 sq. ft and then you add the

Director Pietravoia – Combined with the typical shed.

Councilman Lisy – Then you combine with the typical shed of 100. So when I did that and tried to come up with the geometry that would suit it, I thought 696 sq. ft. would be better because then you could just add 5 feet onto the back of the garage and then you have 24 x 29, which comes out to 696 sq. ft.

Adding 100 ft. square feet onto a building just didn't come up to easy math unless we expanded the width of the building to be 26 x 26 and then you get 676 sq. ft. But then you just expanded the width of the building. I just thought making it 24 x 29 would make it really simple, contrary to this explanation. That's my recommendation if you could pass it onto Planning & Zoning, I think it would make it simple.

President Gudenas – Aren't most garages about 20 ft. wide as opposed to 24 ft.?

Director Pietravoia – Larger two car garages today are typically a little bit larger than 20 x 20. We will take your concern to Planning & Zoning. They did already discuss this conceptually, but they haven't seen it in the form of the ordinance language so they'll review it more formally at their next meeting.

President Gudenas – What Councilman Lisy is saying that if you did this addition next to it, you'll have a lot of blank space.

Councilman Lisy – You would have a square on the back, or there will be a gap next to it and that's why if you just make it 5 ft., added onto the back, it is a little larger than the 100 sq. ft. that we're looking for because it is really adding on another 20 ft. on I think is the number.

Director Pietravoia – We will take that into consideration.

Councilman Lisy moved Ord. (175-06) to Planning and Zoning Commission. Councilman Delaney seconded.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso,
Walsh, Gudenas.

To Planning & Zoning Commission

Ord. 142-2006 (172-06) Police Windows & Door

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract with Euclid Glass, 4560 Glenbrook Road, Willoughby, Ohio 44094, for the purchase of new windows and new exterior entrance doors at the Euclid Police Station in an amount not to exceed Thirty Five Thousand Three Hundred Seventy Dollars (\$35,370.00). (Sponsored by Councilman Gruber by request of Service Director)

Councilman Gruber moved for passage, Councilman Langman seconded.

Director Gulich – Earlier this year Council approved a number of improvements as part of our capital budget, one of which involved replacing windows and doors at the Police Dept. I think a number of Council people have been through there during the summer and know what the needs of the building are.

This company, Euclid Glass Block, did do the previous work. The new windows, 26 in number will match the existing. I would like to thank Supt. Dennis Valencic who spent a lot of time with a number of different contractors. We got a price from Pella Window and Door in excess of \$39,000 and Carroll Company right here on 222, there price was in excess of \$45,000 for this work. We would like to get going with this and with Council's approval start on this much needed work.

President Gudenas – The line item in the capital budget for this work was what amount?

Mayor Cervenik – I believe it was about \$45,000 in the line item and we've actually saved around \$10,000.

President Gudenas - \$9,000 less. Any questions?

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso,
Walsh, Gudenas.

Passed.

Ord. 143-2006 (171-06) Fabrizi/Water Improv.

An emergency ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract with Fabrizi Trucking & Paving Company, Inc., 389 Columbia Road, Valley City, Ohio 44280, for the 2006 Water System Improvements in the amount of One Million One Hundred Thirty Five Thousand Seven Hundred Sixty 40/100 Dollars (\$1,135,760.40). (Sponsored by Councilman Gruber by request of Service Director)

Councilman Gruber moved for passage, Councilman Delaney seconded.

Director Gulich – The work we’re talking about for the 2006 improvements is consistent with the existing Michael Benza and Assoc. study. I talked to a number of council people over the summer who are excited about getting the revised priorities. Talked with Michael Benza as recently as last Wednesday, in fact I’ve given him quite a bit of information and he’s done research with the Cleveland Water Dept., he’s requested some more. We want to do a sensible criteria for the new prioritization.

To get back to the existing list and the existing jobs, which I said are consistent with the existing plan. Work on a number of streets, on Goller Ave., we’re talking about cleaning and relining of the water line. On E. 210 St., keep in mind that’s a very short stretch we’re talking about, a new water line and complete new pavement there to improve the hydraulics.

President Gudenas – That’s Recher to Lakeland Blvd. because we have several 210’s.

Director Gulich – On Christine, we only have one Christine, we’re talking about a new water line over there. That water line will go in the tree lawn. We did the resurfacing over there last year which was very, very much needed and it was being contemplated at that time that we were going to be doing this. We need to keep that in mind.

On E. 213th St., new pavement and new water line. On E. 210th, the same.

President Gudenas – That’s Arbor to Naumann on E. 213 St.

Director Gulich – Maybe I should include that as well. As you said Council President, we do have a number of different stretches that have the same numbers in the city. E. 210th, Westport to Fuller and Nicholas Ave., E. 210 to E. 215, we’re talking about a complete new water line and new pavement. We’re also redoing some work with a new connection at E. 222 in order for this hydraulic plan to all come together. We will keep our residents advised with hand-outs as to what to expect. Obviously some streets will be seeing more work than others. We will have a City of Euclid inspector from our Engineering Dept. monitoring this work.

President Gudenas – Is this something that would start as early as this fall?

Director Gulich – Yes.

President Gudenas – Some of these are bigger projects that will go through the winter time?

Director Gulich – Yes, water line installation can go on through the winter. Relining is very temperature sensitive. If we don’t have the opportunity to do the relining before the Cleveland Water Dept. feels the cut off is safe, we’d simply perform that work first thing in the spring.

President Gudenas – Will any of the tree lawn trees be affected by this work?

Director Gulich – Not anticipating the removal of any tree lawn trees in this project. Director Johnson asked me to talk about legislation authorizing the debt coming up.

Director Johnson – I will be coming to Council with the legislation authorizing the debt issuance for this particular project. We do have \$1.1 million that is going to mature November 1st, so we wanted to time the issue of this debt with the maturity of that debt. Hank wanted to get started with the project and I just asked him to remind you that we will be coming to you shortly for authorization to issue this along with the renewal of last year’s. Thank you.

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

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

Ord. (173-06) PULLED

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract with Ramsey-Bennett Company, Inc., 25010 Lakeland Boulevard, Euclid, Ohio 44132, for the HVAC and Boiler work at the Lakeshore Waste Water Treatment Plant in an amount not to exceed Nineteen Thousand Six Hundred Fifty Five Dollars (\$19,655.00). (Sponsored by Councilman Gruber by request of Service Director)

Ord. (173-06) has been pulled at the request of the Service Director.

Res. 144-2006 (180-06) Ward 2 Properties

A Resolution authorizing the City of Euclid Building Commissioner and Housing Department to create a time table for certain properties to come into compliance with the City's Building and Housing Code. (Sponsored by Council President Gudenas and Councilman Langman)

Councilman Langman moved for passage, Councilwoman Walsh seconded.

President Gudenas – As a former Ward 2 Councilman, I have obviously a great interest in what is going on in Ward 2 and Councilman Langman has an even greater interest and he's been working very hard. This is something we would like to obviously encourage the other ward council members to help with also. He's identified homes that have a great interest from the residents in terms of complaints and the like. Some are probably in a condition they can be saved easily and some can't. We would like a complete list of what the plan is for each one.

Councilman Langman - Yes these are all homes that I have received calls over a period of years, some, a few others, quite a few. The idea behind the list as the Council President said is develop a strategic approach because some can be saved and rehabilitated and should be. Perhaps others in the neighborhood, perhaps should be knocked down and replaced, in-fill development so to speak. Others, might be part of a larger assemblage of land for a major redevelopment. I'm looking for a time line not only to address the homes, but a strategic vision from the Housing Dept. for these various types of homes.

As you go through this list, I'm sure some of these will appear on your foreclosure lists, some are cottages and again some are very nice homes that for whatever reason have sat vacant. So, another reason for the list is because over the summer we had quite a few homes that I turned in and I'm sure my colleagues did. I have not heard on some of those homes.

I think Mr. Beno, you gave a very nice description of where the Housing Dept. is going, but I think one of the areas that still need improvement is communication. There are several issues outstanding that I sent just this past week, that I have not heard from yourself or Mr. Drazetic or anybody else. This is to help spur you to address that and I'm also interested in hearing your ideas to improve communication between the Housing Dept. and especially the Ward council folks.

President Gudenas- Councilman Langman you'll be happy to know that there are 26 homes on this list, soon to be 25 because at today's Board of Control, we approved the demolition of 111 E. 238 St.

Councilman Langman – We're not done with that property yet.

President Gudenas – We're not done but that one you can cross off. We're asking by the end of the month to have a plan for these. Again the Ward 1, 3 & 4, council members and at-large council members, I know we're all getting e-mails and calls about specific properties that neighbors have been concerned about over many years and this is what we're focusing on, not just things that we are thinking, hey let's take care of this house, but what the neighbors and residents are bringing to our attention.

Director Pietravoia – Thank you Mr. Chairman, we are in regular communication with Councilman Langman. I know sometimes the response is not as quick as he would like, but I do want to say for the record that we always do respond on every item eventually and we try to be as timely as possible.

I also would like to indicate that we do get regular requests from all the ward council members for properties that they are concerned about in their wards as well and we're working to address those.

We did immediately assemble Kelley Sweeney from the Law Dept., our inspector that is assigned to look at these kinds of problem properties and Mr. Beno. We have this evening, we took photos for all members of Council so you can see these properties. We are meeting with Councilman Langman, I believe it's tomorrow to discuss in more detail. Some of the photos as you'll see, and if the Sgt.-at-Arms could distribute them to Council. Some of the photos you'll see are more evident than others in terms of the outward appearance of the property. Others I would guess from what Councilman Langman is saying, is more because they are vacant, not so much that there's outward indication that there's really a problem at the property.

We will work on addressing a time line for these properties as we do for every request similar to this that comes in.

Councilman Lisy – Director Pietravoia, how is our computerization system coming and would this be a tool to help with the communication process by being able to track and get status reports on these projects or homes on the list?

Director Pietravoia – Thank you for that question. Yes, absolutely, the new software for New World Systems Community Development Module. We've made some very significant progress over the summer in getting that software loaded into our system. We're planning right now to go live with it in a phased approach and the first phase that we're in discussions with the assistance of Finance and New World systems is on the complaint end. It will help with properties like this because it will register the complaint officially when it came in, who it was assigned to, what type of actions are taken and that information will be available through the software to members of Council to see the status at any point in time.

Councilman Lisy – So as long as we have a working computer terminal we'll be able to log into it and find out the status of the project. That also will be evident when somebody has logged a complaint on that residence. We have some very pro-active residents that will call all 9 council members about a issue with something in their neighborhood and then all 9 of us seem to be calling Hank or yourself about these issues. That's and I'm only bringing this up to make sure this computerization system is being designed and organized so that it benefits both the administration and Council. Thank you.

Councilman Langman – Just for the record, Mr. Beno, I'm used to Mr. Tollerup and Mr. Petkovic, they do usually respond or have in the past, within a day or two. If you're planning on doing something a little bit different, I'd like to know about it so I can tell the residents to expect a day, a week, a month, what? I would like that question answered please.

President Gudenas – In terms of responding to your e-mails and requests. What should a Councilman expect in terms of response to their request from the Housing Dept., within a day, two days?

Director Pietravoia – I'll let Mr. Beno respond, he knows the volume of requests that he's receiving.

Asst. Director Beno – I would say in general, 2-3 days, should be sufficient to assess whether there is a violation on the property, to get out there and do our initial field check on the property.

President Gudenas – All right, 2-3 days. Does that work?

Councilman Langman – Yes and there are some issues that are longer than that so I'll expect

Councilman Gruber – All the Ward people and I'm sure many of the at-large people would have a list as well. I'm concerned if you focus on this list will you be taking resources away from our normal, everyday calls because as you know I call you quite often. I'm also concerned with some of the items on this list that have addresses that are listed, this property does not exist, this property does not exist, this property is not an address on the Auditor's website. I noticed you used your best ability to address this problem, but when you come up with lists like this, we might be addressing people's houses that aren't supposed to be addressed. How would we defer from that and assure that the other council people are getting their homes inspected and their problems taken care of? Because I have to admit that Councilman Langman is correct, there has

been some lapses recently and I understand you have some problems with personnel and we have a learning curve and everything, but it shouldn't be a week or two to get a grass tag. I commend you for this, but we need to maybe focus more on everything and I can give you a list tomorrow with 50 houses on it if that's the way we need to get things done.

President Gudenas – Well that might be. As they say the greasy wheel gets the inspector over.

Councilman Gruber – You figure when you call people that are in charge.

President Gudenas – I understand your frustration, there's homes still when I was a Ward Two Councilman ten years ago, they are still sitting just like I left them.

Councilman Gruber – I will say we are tearing down the house on Glenridge and Green Oak as we speak, so I appreciate that. That only took about 9 years, so that wasn't bad.

Mayor Cervenik – The squeaky wheel that gets the grease. What I think we Right now we realize the grass, especially the grass and the maintenance becomes a problem if we follow our present ordinance of not being able to tackle that problem until the grass hits 8". We will be coming back to you with a watch list that once you have violated that ordinance that we will be able to go onto that property on a regular basis and cut that grass when its only maybe 4" when a conventional lawn mower can still get in there. It takes away the blight from the neighbors and we'll still be able to put that lien on the property.

The next piece of legislation you'll see has, we'll be asking you to put liens on properties in over \$94,000 for maintenance we've done on these houses. We want that to continue. When we pass that legislation, next year the maintenance of these abandoned homes will be greatly improved, speed-wise, as well as appearance-wise. We will want your support on that. We will do everything in our power to minimize the time to get back to you.

As you all know I sent out an e-mail today that Ron Petkovic has a very grave illness at this time and I met with him today and he fully expects to be back but he is suffering from bile duct cancer but he is a fighter and he says he will be back. That has caused some delay, Ron is a very valued employee and does tremendous work over there and the other members of the department have been picking up the slack for him. When Ron's back we'll be in full force, but we do understand your concern about the delays. Please feel free to call my office anytime.

I've had a number of calls to my office from residents, one house in particular, 704 E. 260th St., the people next door were concerned about the grass and we were able to get it cut. We had the Health Dept. come out and bait it for rats, just to make sure. We're doing everything we can and we will do better.

My big concern and we should all be aware of this is that from bankers and financiers that I've talked to over the past few months, they firmly believe that 2007 will probably be worse than 2006 and 2005; because in 2002 that was the peak year for refinancing and all this "creative" financing that people use to purchase homes. Most of that creative financing gives you five year period before they re-do your interest rate. So if you have a \$100,000 loan and your interest rate goes up by 4%, that's \$4,000 a year or well over \$320 a month. This foreclosure problem could get a little tougher in 2007 before it gets better. We're working with the County and we're working with you and we're working with the experts in our department to do everything we can to tackle 2007. Shortly after 2007 we firmly expect it to be getting better. It is going to be a tough year and we will do everything we can to make it easy for all of us, but it is going to be a tough year.

Councilman Gruber – Some of these homes, especially grass tags have been empty for years. Shouldn't there be some kind of routine where every two weeks they just come out automatically?

Mayor Cervenik – We will be presenting

Councilman Gruber – I mean now.

Mayor Cervenik – We need to give you legislation. What we are going to do now, is we're going to make sure that before the snow flies, each and every one of those houses are cut and maintained so that they are not an eyesore during the winter. Before the spring growth begins on the grass again, we fully expect council to pass that legislation so that we can do that. Right now our ordinances do not allow us to do that. We shall have that done and we shall have that in place and every week or in June or July, it is probably going to be every week, when we get into

August it can be less. But when that grass reaches a stage of aggravation, not 8", but just a stage of aggravation, we will send someone there to cut that grass and we will put that on the property tax of that house and when that house transfers, we will receive that money back so we can continue to do that.

Councilman Gruber – I understand all of that. But in the past we had inspectors that went around periodically and tagged the houses before we called them in, that's not happening.

Councilwoman Holzheimer Gail – The other piece of this discussion that we haven't addressed is the staffing issue. Council has given many additional tools and mandates to the Housing Dept., with the nuisance abatement and the number of calls that we've all been getting and with that was what I assumed was additional staff and those two inspectors were taken out when we passed the legislation. I'm looking forward to Councilman Langman's Housing Committee where we can look at the staffing levels and if that's part of the solution we need to address that because I think we all know housing is an important issue and we need to make sure that not only do we have the tools, but that we have the personnel to do it correctly. I look forward and hope that we'll have that discussion soon as well.

President Gudenas – I think we're still waiting for the Housing Report for 05, or did I miss that?

Mayor Cervenik – We really would like to have the committee meeting as soon as possible. As Mr. Beno said, we're changing the organization of the department whereby we're splitting the city basically into three zones. There are two inspectors that will be in each of those zones. They will no longer be all over the city. They will become much more familiar with where they are. It would be much more advantageous if we had three in each zone, obviously. When we have that Housing Committee Meeting, I believe we'll be able to prove to you that a lot of it, concerns you have right now, can be rectified for the near term, is to have a few more inspectors. As we're formulating the budget for 2007, I can tell you this right now, there are only two increases in the budget that I'm going to propose to City Council. Obviously you can change that and do what you want; is I want an increase in the number of police officers we have in this city and I want an increase in the number of inspectors we have because our two biggest problems right now is keeping our neighborhoods safe and keeping our housing stock in good shape. I believe the budget we present to you will do that. If we had those two other inspectors, some of these problems we're talking about right now, we wouldn't have. But we owe it to you in that meeting to show you why we need the two inspectors and we shall have that and we're looking forward to that meeting.

President Gudenas – Again, did we get the report for 2005 yet, the Housing Dept.?

Director Pietravoia – We were going to present that information as part of the Committee meeting.

President Gudenas – I suggest we get it ahead of time so we have a chance to read it because once we're at the Committee meeting, it is a little late to be reading it.

Director Pietravoia – We will provide that information right away.

President Gudenas – So this way we can make sure we understand what's in it ahead of time, ask questions ahead of time, so we'll have a much more productive meeting.

Councilman Langman – Mayor, I appreciate your offer to help out on some of these homes, but I just want to make clear, what I'm trying to drive at is that we get away from having to bring in yourself or Director Pietravoia to address some of the issues that don't seem to get addressed in a timely way. I think we can do that but we need to have the right organization, the right use of technology and the right staffing level to do that. All of these homes here, I've gotten phone calls on and again it is over a period of years so it is not just my list. I do apologize, Councilman Gruber is correct, there is a couple of addresses on there that weren't correct. I can take you to exactly the spots that I'm talking about and you would agree that those homes are in rough shape. That's what I'm aiming for that the department operates with a little more autonomy instead of having to bring in Directors or the Mayor to get action going. That, I think is our ultimate goal, and the strategy because Frank, you and I have talked about this several times, we need to move forward on what is the overall approach for our housing stock. Be it, is it a cottage, is it a bungalow, is it a newer home, how do we address that. Those are some of the things that

we can discuss together and at a committee meeting, but those are things we have to address. Thank you Mr. Chairman.

President Gudenas – Part of the thing that we wanted to discuss is making sure that your well-trained housing inspectors are concentrating on the items that they're best suited to deal with, versus routine things like grass height and citing for grass could be handled by less skilled employees or even out-sourced so that your housing inspectors have their time on the highest priority things and those that are simple, garbage out to early, grass to high, things like that could be turned over to other employees or whatever we can come up with so that inspectors are a little more efficient on what's important. That's what we wanted to go over with so that we can possibly accomplish what we want without increasing our budget to much. Anything else?

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

Ord. 145-2006 (176-06) Assessments Grass

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass and weeds for the period January 1, 2005 through August 8, 2006 as provided in Chapter 1755.28(e) of the Codified Ordinances of the City of Euclid. (Sponsored by Councilman Langman by request of CS&ED Director)

Councilman Langman moved for passage, Councilman Lisy seconded.

President Gudenas – This is fairly routine. The people who have their lawns mowed are now going to be assessed for it; we'll collect the money. Would this be considered non-tax revenue, that we could then use, or is this considered tax revenue?

Director Frey – It is a special assessment, so it would be considered tax revenue. What's different this year from previous versions where we would take one year and then the following year send it to the County for addition to the tax duplicate. We actually are ahead of the curve and we're through those properties where the 30 day payment period has expired in the beginning of August 2006. We anticipate this as a larger number than our traditional annual assessments, but we'll get the information on the tax duplicate sooner which will better ensure that the current owner of the property is the one paying that assessment and not someone who subsequently buys the property. I think we both improved our flow, timing of the collection, but also holding the current property owners accountable.

Councilman Lisy – Out of these 360 parcels, how many are on the foreclosure list, roughly?

Asst. Law Director Sweeney – Mr. Chairman and Council, that I haven't met yet, I'm Kelley Sweeney, the new Assistant Law Director. I did not cross-reference by foreclosure but I would be confident in saying that the majority of these properties are in foreclosure.

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

Councilwoman Walsh moved to suspend the rules, Councilman Conway seconded. Yeas: Unanimous.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

Ord. 146-2006 (182-06) Tree Removal

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessment for the removal of a dangerous tree as provided in Section 909.14 of the Codified Ordinances of the City of Euclid. (Sponsor Councilman Delaney by request of Parks & Recreation Director)

Councilman Delaney moved for passage, Councilwoman Holzheimer Gail seconded.

President Gudenas – One tree for \$483, anything to add? Let's proceed.

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

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas.

Passed.

Ord. 147-2006 (184-06) Grass Cutting Assessments

An emergency ordinance to certify as a lien on the Cuyahoga County tax duplicate the assessments for the cutting of grass and weeds and cleaning of vacant lots as provided in Chapter 1113 of the Codified Ordinances of the City of Euclid. (Sponsored by Councilman Gruber by request of Service Director)

Councilman Gruber moved for passage; seconded by Councilman Delaney.

President Gudenas – And this is three more parcels to be taxed for their grass. Anything more to add to that? I see none.

Councilman Gruber moved to suspend the rules; seconded by Councilman Langman. Yeas: Unanimous.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas

Passed.

Ord. 148-2006 (181-06) Clancy & Assoc. Payment

An emergency ordinance authorizing payment of Eighteen Thousand five Hundred Thirty Dollars (\$18,530.00) to Daniel T. Clancy & Associates, Inc., 5827 Alberta Drive, Cleveland, Ohio 44124, for administration of Fire Promotional oral exams. (Sponsored by Councilwoman Mancuso by request of Mayor Cervenik)

Councilwoman Mancuso moved for passage; seconded by Councilwoman Walsh.

President Gudenas – Law Director Frey will tell us all about this.

Director Frey – Thank you, Mr. Chairman, there's not a whole lot to tell you about this. This is the invoice. Clancy was the firm retained by the Civil Service Commission to administer the promotional tests in the Fire Department for ranks of Lieutenant, Captain and Platoon Chief. That work has been done. Unfortunately, the service was rendered in June. We're having our first Council meeting since the recess so we are asking that this be declared an emergency so we can get this invoice paid to Clancy & Associates. It is, was a successful promotional test. I believe Chief Cosgriff is at full staff on the officer positions in the department so we'd ask your support in getting this invoice paid.

President Gudenas – Anybody not want to pay Clancy & Associates? We all do.

Councilman Lisy moved to suspend the rules; seconded by Councilman Delaney. Yeas: Unanimous.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas

Passed.

CEREMONIAL RESOLUTIONS

Res. 138-2006 (177-06) Jessica Beard

A resolution of recognition to Euclid High school student Jessica Beard for her outstanding athletic abilities and dedication to the sport of Track and Field. (Sponsored by mayor Cervenik and Entire Council)

Res. 139-2006 (183-06) Euclid City Schools

A resolution of congratulations to the Euclid City Schools on earning the label of “Continuous Improvement” on the State of Ohio report card. (Sponsored by Mayor Cervenik and Entire Council)

Councilman Langman moved for passage; seconded by Councilman Conway.

Roll Call: Yeas: Conway, Delaney, Gruber, Holzheimer Gail, Langman, Lisy, Mancuso, Walsh, Gudenas

President Gudenas – And we are back to whatever anyone wants to say regarding the general good of the City of Euclid. We will go to the Committee of the Whole.

Councilwoman Walsh moved to go to the Committee of the Whole; seconded by Councilwoman Mancuso. Yeas: Unanimous.

COMMITTEE OF THE WHOLE

Mr. Vince Riha – 1515 E. 195th St. On the grass cutting issue, we have one of those residents across the street from us and although the grass is cut the leaves still, weeds still grow up around the building. It’s quite apparent that it’s vacant and also the little red stickers on the door. I mean, you might as well paint a bulls eye on the door so maybe there’s something in the ordinance you can address that maybe once it’s cut the contractor can pull the tag because it’s quite obvious that it’s a vacant building.

Also gentleman at the beginning gave high praises for the work that was done with the Lincoln Electric project, which I’m not opposed to; but they’re talking about construction or starting this possibly fourth quarter maybe the first quarter of 07. And yet even though plans had been presented for construction at the Inland Plant and back in 1999 they were given approval, nothing has still been done. But, oh yes, next year is election year and like I said in 05 we’d probably see Barry Lieberman in 07. So I just wondered if there was any update on this property. Thank you

President Gudenas – Any update on the property, Director Pietravoia?

Director Pietravoia – Thank you, Mr. Chairman. Just a few weeks ago we met with Mr. Lieberman and his architects and his team of designers. They have modified the plans slightly for the building and they still plan to go forward with the project. Their financing is in place. We hope to see final plans and final approval in the next few weeks.

President Gudenas – All right, very good, next please.

Mrs. Rives – And I’m very disappointed. I’ve called the police at least 8 times about my next door neighbor and them throwing cigarette butts in my yard, putting garbage cans on my fence and I spoke with Marie just last week and she tells me now that I cannot walk on the property, this lady’s driveway. This property and here’s my survey. You know, I paid \$600 for it and nobody is hearing my side of the story and I’m kind of disgruntled and unhappy.

President Gudenas – All right and again, we talked on the phone a little bit.

Mrs. Rives – I have my pictures here where they’ve thrown their garbage all over my new fence.

President Gudenas – Are these pictures you’re going to leave with us?

Mrs. Rives – Yes, I will.

President Gudenas – Okay, Mark Novosel will take them now. That’s one of the, you know, issues like this, here we have a resident who has sort of a combination property issue and, I’m going to ask to see where it goes; but the issue I guess is trespass issue at this time.

Mrs. Rives – Yes.

President Gudenas – Where some of the items are being put on her property, she’s calling the Police Department because of the trespass issue and feels that she’s not getting her concerns

addressed. So would that go to the Police Department, the Law Department or the Housing Department? Chief Maine.

Chief Maine – I'll be glad to start. I think, and I'm not trying to make excuses, but I think one of the misconceptions that people sometimes have that every time the police come to a situation they can make an arrest. The laws are very specific about the kind of actions that can be taken. It has to be a misdemeanor that's viewed in the presence of the Police Department.

I don't know about your particular case. I would assume that the officers who have responded have talked to you, obviously, hopefully talked to the other party and have advised you if you want to follow-up to contact the Prosecutor's Office to see if the Prosecutor can either call for a meeting or if he feels there's enough there to issue a warrant. Maybe Mr. Frey...

President Gudenas – I believe she's been, you've been to the Prosecutor?

Mrs. Rives – We've done that; we've called that route and she came without me. I wasn't asked to come to the Prosecutor's Office and when she got there she said that I have things on her property, which is not true because why would I keep calling Police? She has put garbage cans; she's put ladders. She's put many, her children hit my house constantly with their toys, you know, and I just don't know how much more I can take of her.

President Gudenas – So this is like a quality of life issue, which is, again, something just for all of us on City Council because we do, unfortunately, have this kind of issue come before us, you know, with telephone calls and emails. I'm confused myself on how we can help the resident here because she's reaching out to the City and feels that her trespass issue hasn't been addressed.

Chief Maine – Maybe, if I can just follow-up, maybe it's time to take it a step further and if I can speak with you at the 9 o'clock break, I'll get the particulars and there might be some other resources we can bring to bear here.

Mrs. Rives – Because now he comes down where I can't walk on the pavement to address these issues with the grass to cut it so this summer I killed it with the grass killer so now she's saying I cannot walk in her driveway. What is she going to do when it snows? Where's she going to pile her snow on my property? I don't care about the snow, but it just, she has to be fair and let me clean my property. Thank you.

Chief Maine – Why don't we speak at the break if that's okay with you?

Mrs. Rives – Thank you.

President Gudenas – Okay, thank you, Chief Maine, for addressing, maybe we can have some appropriate person get to the bottom of this see exactly what the real issue and result can be.

Mr. Dennis Berzinskas – 20890 S. Lake Shore Blvd. Not lower Lakeshore yet. We just heard about responsibility all night long, responsibility, responsible people taking responsibilities in our City.

This summer I had the pleasure to work at, with a lot of other people at Lincoln School and it was a great time. We got really tired, but we did something for the future generations of kids and I'm really proud of all the people that were there. And they can be duly proud of themselves.

But responsibility, let's go to shopping carts. Even this morning I saw an older fellow walking with a cane pick one and bring it back to Tops store doing his responsibility as a citizen. I think we should start regulating. If you go to Aldi's, they have a way to regulate carts. It costs you money. You put a quarter in the slot, you get a cart. I went up to Euclid Avenue they have a system. When I went to see them, they had just paid like \$1500 repairs for the system. The cart has a hobbling device. It's like an invisible fence. You go over the property line the hobbling device drops down on the wheel, but people are persistent. They can keep on pushing until they wear it out and that costs lot of money. I think the kids could make money by bringing carts back and picking up the quarters or maybe even 50 cents. Let's get some legislation getting these carts so that responsible citizen can have a cart that's not all over the streets. And I think it'd be a great idea.

Another great idea is zero down, rent to own. I think the Law Director should really look seriously at this. If you can't afford a home, you can't afford a home. It's a plain fact. You can

hardly afford to rent there. You can't afford to keep it up. We were brought up, all of us. It's not what I want when I want it. It's when I can afford it and when I can do it. You saved and you scrimped. You moved into a community; you made the community a better place to live.

How about our website having the ordinance that we mostly have trouble with that we can download it? Not the whole book, I don't have that much paper; but just what we need. Cars parking on their front lawns really's been griping me this year. Lawn sales, not garage sales, lawn sales in the front of the houses. There was an overabundance of those this year. Did people come and report it? I'd like a little more respect to the people that report them and again, responsibility by all of us. We are responsible citizens. We are doing a responsible job living in our City and I expect everybody to do the same. Thank you.

Ms. Pearlitha Taylor – 1495 E. 193rd. I would like to thank the following Council people that came out to Heritage Park neighborhood fest. All of Council was invited. Also the Mayor was invited, but these particular people came out and that was Council President Ed Gudenas, Council-at-large Pat Delaney, John Conway, Charlene Mancuso, Council people Bernie Walsh and Daryl Langman. All of these people was given a certificate of appreciation. Two people did not receive theirs so I have theirs here with me. And the certificate reads Heritage Park Community Association certificate of appreciation is hereby granted to Councilwoman Charlene Mancuso for outstanding performance and lasting contribution to the resident of Euclid and its community. Award presented on August the 16th 2006. Everyone received one so I have two here. One for Councilman Langman and one for Mancuso. And thank you guys very much for coming out and participating with us. It was very, it was a very, very nice affair. Penny Riha worked very hard along with Carol Murray, myself and others to put this together.

I also would like to let the members of Heritage Park know we will start our meeting back on September the 26th at 7 p.m. and we will be at the mini-station.

Also we are going to get a mini-library at the mini-station. This had been a long time coming, but since we have the mini-station I have talked with the employees and the staff at the Euclid Public Library, also talked to Audrey Cobbs at the Weed and Seed building. They have met and have agreed to start a mini-library there. This will help all of our children in the Ward 4 and Heritage Park area. But the only way this can work is people in the Heritage Park area also, especially parents. You must come out and volunteer. It cannot be done without your help. So we're asking you to please contact Audrey Cobbs at 289-2933. Her hours are 2 p.m. to 9 p.m. Monday to Saturday. She's off on Tuesday, but please give her a call. Again that number is 289-2933. We really need your participation and your help.

We also at Heritage Park we have new T shirts. We're asking everyone that's a member of Heritage Park or would like to become a member please come and purchase one.

Also we still have our project going with the fence. Mrs. Rives was here just a few minutes ago. We trying to bring safety, beauty and communication within our community. Loews has given us a great price on the material we would need to place a privacy fence. I don't know but we have talked about many times how we have kids in the neighborhood that would run through your yard so this is one of the reason we have the privacy fence going up and we asking all neighbors to please respect other people property.

Also we have a great deal of vacant homes in the Heritage Park area. We turn in a long list about 3 to 4 months ago. Nothing has been done. We have several vacant homes that is destroying our neighborhood and we're working very hard to try to keep our property and our community together. So I'm asking' the Housing Department please do something because it's killing the neighborhood and it's running people away. So on that note I want to say good night.

President Gudenas – Thank you very much. You know I do have one question to the Law Director or the Police Chief because at the neighbor fest it was mentioned that maybe on one of the streets or several like East 195 to limit the parking to no later than 11 p.m. for instance on the street because they seem to have a lot of people coming in and parking for a very long time period. Can the residents do that on their own, you know, petition the City to have stricter parking rules if that's what they want?

Director Frey – We would have to introduce legislation to make specific parking restriction on that street so I'd be glad to take a look at that if there's somebody...

President Gudenas – At your meetings if there's a definite consensus to limit the parking to an earlier hour we would be more than happy to make that official.

Mrs. Taylor – Thank you.

President Gudenas – You're welcome.

Ms. Karen Murray – 1520 E. 195th. I'd like to know if there is a loitering ordinance for the City of Euclid. If so, how it can be enforced or if we need to get one to keep the youth off the corners and not at the streets at all times of night and during the day?

Director Frey – There is no loitering ordinances as a general ordinance because they're unconditional. You can't prohibit people from gathering on public right of way areas. There is a loitering, no loitering for drug activity ordinance that the Police Department is fully aware of and has been using, but it's specifically designed for individuals engaged in what appears to be furtherance of drug trafficking activity. So if there are particulars given in that regard in drug activity, you need to forward that information to the Police Department to the Narcotics and Vice Unit. But we're not able to enact legislation that prohibits people from standing or collecting on street corners or sidewalks because it's not constitutional to do so.

Ms. Murray – All right, thank you.

President Gudenas – And what should the City do because I know up in her neighborhood there has been a large amount of younger people hanging out very late so what's the plan?

Director Frey – Well, there are curfew laws that perhaps come into play depending on the age of the individuals. Business owners can post their premises their lots as no loitering except for customers. It gives the Police Department a tool to remove people that are not customers from those lots. And again, if there's specific complaints of illegal activity then the Police Department needs to get that information so they can address it. I know the Narcotics and Vice Unit has spent a tremendous amount of time on the west end of Euclid Avenue and trying to eradicate that activity. It's a tough problem.

President Gudenas – Well, has some of the loitering been on some of the commercial property up there or mostly residential? Where's the gas station?

Ms. Murray – Corners, next to businesses or apartment buildings, so on the corner.

President Gudenas – So the gas station would be one of those possibly or not.

Ms. Murray – I'm not so familiar with the gas station activity.

President Gudenas – Perhaps again, the neighbors could identify if there is any commercial or apartment complex that we could encourage them to post the signs, I guess, to put everybody on notice and then the Police Department, you know, use that as an additional tool.

Ms. Murray – Thank you.

President Gudenas – You're welcome.

Mr. Tom Cooke – 25641 Edgecliff. I would like to take this opportunity to offer congratulations to Dr. Joffrey Jones, school administrators, teachers, students and parents of the students for their effort in achieving convincingly positive test scores for all of Euclid City Schools as a whole. These test scores are truly positive and welcome results. That being said it must be remembered that this one positive year of test results sits against a backdrop of five or six years of testing failure and stagnation along with the recent introduction of charter schools in Euclid, which siphon students and public funding directly from the Euclid School District.

This year's positive test results can be considered anything but a trend; however, they can mark the beginning of a trend. It is up to the Euclid School Administration, teachers, students and the parents of the students to make this one year of positive test results into multiple years of positive testing trends positive academic history that can be showcased to families considering moving to Euclid.

Between the City of Euclid/Lincoln Electric deal and the up tick in academic scores by the Euclid Schools, I can't help but believe that this year 2006 can be earmarked as the beginning of Euclid's resurgence. Let us also not forget before the end of this year Euclid Hospital will have completed 6,000 square feet of Emergency Room expansion along with 6,000 square feet of Emergency Room remodeling, a total of 12,000 square feet of state-of-the-art Emergency Room facilities to directly serve the residents of Euclid.

There are many more projects that are occurring in the City of Euclid. Many of which you are aware of and the private or the public sector, us, the citizens are just not aware of which I know are happening and I'm very, very excited about. This is the first time in many years that I can really sit here and I feel positive, very positive not only about this City but the way this Administration and this Council are working together. And even though there seems to be a little bit of a rub with regard to communications and the response in communications I'd say by and large this is a million times better than what we as a City have been experiencing over the last few years.

There's a lot of good things happening in Euclid. There's a lot of good things that will be happening on the horizon. Everybody stay tuned. Thank you.

Mr. Victor Goodman – 20201 Glen Russ Lane. Chief Maine I want to thank you beyond thank you; you and your force. I received a flyer and we took it off the refrigerator tonight. But I do have a question, I called the Police Dept., because the flyer had no name, it didn't have Police Dept. or anybody, I asked who gave it out. You said tonight that an officer passed out flyers. She said the Police Dept. would never pass out flyers. I'm curious as to who past out the flyer that came to my door to warn me about this situation?

Chief Maine – Mr. Goodman, there may have been some lack of communication within our department. That was a Detective that past that out and she may not have told the Dispatch that they were doing that.

Mr. Goodman – She was very emphatic and that's why when you said, I'm glad, you guys did a hell of a job.

The second reason I decided to come up here tonight is because of something the Mayor said. In answer to Council President Gudenas, saying he would like to have information more than a day ahead, and the Mayor stated remember confidentiality. Well, that brought back to me what happened over the summer. I think Euclid has a major problem of either some elected, or appointed official, who is going to the media and giving out very delicate information. So I can understand the Mayor's apprehension and I think that we need to address this and I hope Mr. Frey might be there. We need to address, what do we do and how do we do our due diligence to the citizens to make sure that a new project wouldn't be screwed up because somebody said something they should have said. When it comes from somebody who is possibly sitting up here in front of me, I get nervous and I think all citizens should get nervous. We've had no, there's been nothing else written except that an investigation was going on. With the last leak, I would like to know if there is anything that is done or have we found the missing link? Thank you.

President Gudenas – Law Director Frey, you were asked at the June meeting to give City Council its options regarding confidential legal documents going to the newspaper. What did you come up with?

Director Frey – If a resident or a member of Council or Administration has specific information regarding an individual who has leaked confidential information, they can file a complaint with the Ohio Ethics Commission who will investigate that matter and may refer it for prosecution if they find cause to do so. That's the vehicle that's available in the Code to do that and it would be by way of a complaint to the Ethics Commission.

President Gudenas – Complaint to the Ethics Commission in Columbus?

Director Frey – Ohio Ethics Commission.

Mayor Cervenik – I would also like to clarify my comments. The confidentiality that I'm speaking of is more of a business confidentiality rather than a legal requirement that we all hold as elected officers. Most businesses need to talk to the administration, members of Council and if some of the information they tell us gets out into the general public, as in the business world, their competition may be able to take advantage of that information and actually cause problems with that project. That's more of a moral confidentiality rather than a legal confidentiality we all have when we're talking about law suits and other items that are being brought against the city. That confidentiality is based upon protecting the tax payers and the dollars that could be cost from there.

We have worked very hard over the past three years to build that reputation with the business community that they can come and see us and talk to us and that their secrets will be held and in due time, we can sit with council and talk about the various projects. Two slightly

different confidentiality but both very, very important if we want our community to move forward.

President Gudenas – Our concern was with the legal one regarding the Department of Justice information going directly to the Plain Dealer right from our law firm.

Anything else? We shall take a little break here because we are at exactly 2 hours.

Councilman Lisy moved to rise and report. Councilwoman Walsh seconded. Yeas: Unanimous.

A short break was taken.

COUNCILMEN'S COMMENTS

President Gudenas – We are back in business here are we are going to start off with Councilmen's comments. Councilwoman Holzheimer Gail started last time, so maybe Councilman Langman could start.

Councilman Langman – Director Gulich you did mention a little bit about the storm and the storm damage. Do we have a tabulation of where the majority of the calls came from throughout the four wards? How are we going to address that either through Mr. Benza or some other way to improve the performance of the sewer systems in those areas?

Director Gulich – Thank you for that question, something we have addressed a number of times in the last month or so. Of course we track every single call. Obviously we tracked where the trash was placed out from damage on tree lawns. Not as we mentioned a scientific measure, but a good measure of where the problems are. Of course we also have certified all this information over to Mr. Benza so he could study the sewer system in relationship to the areas where we had the problem. In two weeks I intend in bringing legislation allowing the Mayor to sign Issue II agreements. I also intend to hopefully address some of those areas through possibly the obtaining of Issue II funds. Between the information provided to Michael Benza and again he's asked for some additional information so that we could make a reasonable determination based on the problems we've had in relationship to the condition of the infrastructure, it's age, it's streets and sewers and the water, so we could make a good determination. I look forward to hopefully soon having a committee meeting where Mr. Benza can make that presentation.

Councilman Langman – I have an idea just from the calls that I've gotten, 25-30 however many there were. But I'm sure some folks didn't bother to call me because I don't have a snake so they called the city directly. Is it possible to see the areas that were hardest hit in the second ward, first ward, third and fourth, before the meeting?

Director Gulich – Certainly.

Councilman Langman – Can you get that to us?

Director Gulich – I'll give all of Council that information.

Councilman Langman – I would appreciate it. Thank you.

Now I'll turn my attention to Director Pietravoia. I know it has been a busy summer for you with everything on the plate, but I was wondering Director, if you could update us on the status of the Shore Center parking lot.

Director Pietravoia – I know we've been getting a lot of calls and concerns about this, not just from Council but residents as well. We have had a revised plan presented to the Architectural Review Board by the Carter's who own that property. The plan was not agreed to by the Architectural Review Board. There are still one or two outstanding issues that they had to go back to the drawing board.

The Architectural Review Board agreed to hold a special meeting this week. As of today I have not received the revised plans, but we're still hopeful that they will come in tomorrow and the Board will meet Thursday night. Being very optimistic here, but assuming everything goes well Thursday night we can immediately begin reviewing and issuing permits so that they can resurface the lot.

I will tell you and members of the public that are concerned that the plan does include closing the northern most driveway on Babbitt and combining it with the southern most driveway into an entrance/exit at that location. The plan also reflects fencing and landscaping to match

what Dunkin Donuts had provided. New lighting, the areas where there are still concerns that haven't been reconciled relate to the islands within the parking lot that help direct the traffic in the new pattern that is going to be established there. The owners prefer to install painted islands, just painted on the surface of the parking lot. I think all of you will recognize and agree that that will not really help control how people drive through the lot. A lot of people just ignore those painted islands. The Board and the City has requested that they do raised concrete islands that will help direct the traffic flow.

If we can resolve that issue, I know it seems minor, but there is a cost associated with it. If we can resolve that issue on Thursday, I expect the project will finally start before the asphalt plants close for this season.

Councilman Langman – It doesn't seem minor, but rather just dragged out. It seems like this has gone on and on. Mr. Beno a question for you or maybe Director Pietravoia. The plaza behind Arthur Treacher's, that's been a problem now for many, many years, obviously long before you came on board and now recently there has been some criminal activity associated with robberies and so forth. What is the status of that plaza?

Director Pietravoia – Status with regard to the outstanding violations?

Councilman Langman – Oh yes and there are a few of them, no question.

Director Pietravoia – As we had discussed not too long ago, the majority of the violations had been, from a property or building standpoint, had been corrected. The more recent issues, perhaps Chief Maine could even comment on, I know they are more of a police matter. There is the possibility and we're working with Kelley Sweeney from the Law Dept. to look at not only this property, but others to see that as incidences like this occur, if we under our nuisance laws, if we can take further actions related to the property. We are investigating that.

Councilman Langman – I think we definitely need to take a look at their fence because it is falling down on folk's home on 242. There is one more thing, I did promise this gentleman I would mention it. Chief Cosgriff, your department received many kudos from a long-time Euclid educator, Mr. Walt Schwegler. He had some problems this summer, the paramedics came out and they took care of it and he is most grateful so I told him I would pass those compliments onto you and the department. With that Mr. Chairman, I'll wish everyone a good evening.

President Gudenas – Should add, those at home, saw our coverage stop around 8:15 about 30 minutes and you missed a great 30 minutes. It was on video tape so you can see it later, but we're not sure, we had technical difficulties, but I guess we're back on.

Councilman Lisy – This is to the Finance Director. Thank you for your monthly progress report. We have the progress report ending July 31st. All the accounts look like they are on track. It is good to see the revenue picking up again because we had a few slow months in there and now we're back above schedule which is good to see. What I also like is that our expenditures have been within expectation except for two accounts. They appear to be high for the month of July. One was in sanitation and the other one was, but I think it was in the Streets & Sewers Dept. Were those items associated with the storms?

Director Johnson – I believe there was some unexpected overtime that probably is related to the storm that probably shows up there.

Councilman Lisy – Even with those higher than anticipated expenses for those two months, we're still running pretty close to our predicted expenditures for the month.

Director Will, I did go over the golf course numbers in detail. I'm glad to see that the expenditures and revenues are tracking pretty close to each other, except our revenues are significantly lower than what I would think for the month of July. Do we anticipate that we'll be seeing a good August and September in there to pick up some of our revenues?

Director Will – I've been working with our Golf Commission and with Council President Gudenas in regards to the budgets for the golf course. The month of July was down as its been down throughout the nation, golf rounds have been down. For the month of August, we were up over \$15,000 from what we had predicted to bring in. We hope to continue that trend for the next couple of months. I will be meeting with the Commission and the Committee to review some of the reduction in expenditures to help do the revenue cuts that we've had.

Councilman Lisy – With respect to advertising and marketing for the golf course, I'm not a golfer so I don't pay attention to those types of ads. Are we aggressively hitting the right areas to try to get new golfers to the course? I know there are some promotional activities coming up, but are we still targeting golfers to get them to the course before the end of the year?

Director Will – Yes, we have several different options, or several different specials that we are going to have going on especially over the last two months. The most current one we have is that we're working with our Chamber of Commerce right now to set up appointments with the different business owners to invite them to the course and try to sell the course to them, not only this fall, at reduced rates for their employees, but also to bring them next year for an outing for their organization. We'll continue to do that and work and bringing in additional golfers. We're also trying to promote with the youth, bringing in additional children to the course. We'll be starting a program, actually in October for 3-5 year olds to introduce them to the game of golf.

Councilman Lisy – Have you been tracking the success of your marketing efforts where it worked and where it didn't work?

Director Will – Yes we have. We did a huge promotional event with Val Pak and it has been highly, highly used to the point where I've actually reduced some of the promotional items that we've done as far as some of the specials and advertising to get people there for the golfing. We've done ads in the Friday Section and in the Plain Dealer and we ask people to bring a coupon in just so we can tell where we are getting it from. We feel that the promotionals that we have done have been highly successful.

Councilman Lisy – Kudos to the Fire Dept. Unfortunately I had to make a few phone calls to the Fire Dept. over the summer and your staff has been outstanding, their response time and their service, so we really appreciate it.

Councilwoman Mancuso - Thank you to the Heritage Park for our plaques. It was our privilege to be there, we actually got to talk to quite a few people about very important issues to that neighborhood.

I have four things. First of all I would like to call an Executive Committee meeting to bring the process of choosing a health care consultant for the next three years to the Executive Committee. Over the summer we had written an rfp, received responses. A work group which was composed of city council members and administrative staff, met with each of the respondents. We would like to bring forward to the Executive Committee the top three. We actually went through, asked a series of questions, got their responses, tabulated them as best you can as a human being, to be as objective as you could be in the different areas that are of a concern to the city. We'd like to bring those top three back to the entire Council so that they could see them and then come forward with a recommendation for our next council meeting if at all possible. I would like to call that next week if I can.

President Gudenas – Hopefully as long as we can put everything together we're shooting for Wednesday, September 13th. We're going to try to have three items on the agenda to take care of all the various things. Actually so that we don't have to come back and forth several days. So, I'm asking if we could do the presentations from the health care consultants from 6:00-7:00. So that not everyone, the Police Chief and others don't have to be here. Then at the regular part of the meeting at 7:00, we'll have that. Hopefully 6:00-7:00, we'll have exactly one hour. That should be enough time, 15 minutes each?

Councilwoman Mancuso – Yes.

President Gudenas – 6:00-7:00 on the 13th, Wednesday and then I'll announce on my part what is 7:00-8:00 and then we'll cover maybe 8:00-9:00.

Councilwoman Mancuso – One thing I would like to ask from the Mayor, have we ever since the tax season is over, have you ever held your accountants forum from the post-tax season? Remember you were going to put that together, have you done that yet?

Mayor Cervenik – We'll be doing that very shortly, yes. In fact I talked to two accountants this week, yesterday and today about it.

Councilwoman Mancuso – For Director Gulich, you and I have talked over the summer and I've actually generated in June before the flood, do we have for the public a process that you can make public that will let them know what you are doing about a routine schedule of cleaning the sewer mains? Now that we've walked through a process and you and your staff have come up with a way to do that, so that we're not waiting and being reactive any longer but actually proactively put this process on a schedule.

Director Gulich – Thank you for bringing that up. As per our discussions during the summer, we have indeed started that preventative maintenance program. In talking with my Sewer Supt. the last couple of days, we're actually a little ahead of schedule, which doesn't mean we're going to slack off, we're going to continue on that schedule and I'll be glad to get that word out any way or shape I can.

Councilwoman Mancuso – I think we should let our residents know because it is much nicer for your guys to go do something pro-actively on a street than re-actively and then we get to hear about it. So, thank you. Let's think of a way to get this out to them.

Lastly over the Labor Day Weekend, it was a very rainy, dreary Saturday so most people were not at the Air Show. I have to say I visited on Saturday night our local Rollerdrome and saw the greatest bunch of kids roller skating. I happened to be there on an adult venture, where we had to go do some things as adults, but the kids there were fantastic. They were having a great time, it brought back the days when we were kids and could go and the Rollerdrome has not changed one iota. The floors as just as highly shiny; you fall just as hard. The skaters were great and when these kids could be out doing other things in the rain, they were in there skating so kudos to the kids that were skating, to the adults who made it through unscathed, and to the managers who everybody seemed to be having a great time on a very dreary Saturday evening, Labor Day. With that I will say good night.

Councilwoman Walsh – First of all I'd like to thank Director Gulich for the fence hiding the dumpsters. I wish that one dumpster would move over a little bit, but I don't think it is going to happen. In regard to the Housing Department, I think you could divide up into three sections, I would like to be able to assure the citizens that each one of the housing inspectors are working from the same check sheet. That is they have the same standards for each section and one house isn't rated differently than another. I've received several complaints about that this summer.

For the record, Director Pietravoia, would you explain to the public and the people that are calling me, what we've resolved about the Tungsten situation with the no retaining wall.

President Gudenas – Director Pietravoia regarding the new homes under construction and the retaining wall behind it.

Director Pietravoia – I would be happy to comment on that Councilwoman Walsh. As you know we met with the Builder. In mid-stream in the project, originally a retaining wall was proposed. He decided after further investigation and starting the project that a solution that would involve re-grading the property would accomplish the same objective.

He admittedly went forward with that change without informing the City. We discovered the re-grading going on and stopped that work immediately and asked him to submit engineering plans that would show if the grading solution if in fact would work. He has submitted those plans. They have been under review by our city engineer. He plans to re-grade the entire area at one time, even though only three homes are currently built; there are a total 12 proposed. So the backyard areas of all 12 lots will be re-graded at the same time. This is an acceptable engineering solution as long as he meets all the requirements for the re-grading.

I did want to comment that those folks that have gone to look at the site and I haven't been there this week, so I can't comment as far as what might have occurred this week. But in the last week or so if you went to look at it, it had not been re-graded yet. So there was some concern that it didn't appear as though it was going to work. The reason for that is the property had not yet been re-graded. So what you were looking at was in fact the problem that we discovered. The builder has indicated once everything is re-graded they will landscape that slope and they'll put in proper drainage as well in the backyards of those new homes.

Councilwoman Walsh – And his plans for on-top of Euclid Ave. to build a unit to store his equipment?

Director Pietravoia – Mr. Pla from Domain Builders has indicated that he's outgrown his current location in another city and is interested in moving his business into the City of Euclid. Of course

that is always of interest to all of us, particularly myself as an economic development director. That site presents some huge challenges as Councilwoman Walsh is very familiar and anybody who has looked at it could ascertain on their own. It is a very narrow, level area on Euclid. He's proposing as many as three commercial buildings with the parking situated in between the buildings. The buildings would likely sit about 15-20 feet back from the back edge of the sidewalk and would likely require a setback variance. Even though there are many buildings on Euclid that also come that close, our present standards require a larger setback than that. As it stands now, it is a conceptual plan, but he does intend to put as many as 2-3 commercial buildings, one that would potentially house his own business there. That would all come before the Planning & Zoning Commission if any variances are required.

Councilwoman Walsh – In the course of that conversation Director Frey, I learned that Mr. Calabrese has resurfaced and I would like to know the status because the mother is always the last to know. I was a little shocked to find that his name is coming forth again. Where do we stand with him and the fact that it appears that the cement rock pile looks like it is getting larger?

Director Frey – Councilwoman, you asked that question the other day. I think I indicated in my response to you that Mr. Calabrese through his attorneys has taken an appeal from the decision of City Council to deny the variance to crush concrete on that site. What he is actually appealing is the determination that concrete crushing is a prohibited use under our code. That's been appealed, the time line that has been set by the Common Pleas Court would have that matter decided by the end of this year.

I'm not in anyway able to tell you that there has been concrete added or removed from that. I know that Director Pietravoia and Building Commissioner Gallagher have made efforts to monitor that and I'm not aware at all of that change in that situation. I will tell you that I have had no conversation with Mr. Calabrese or his attorneys since that point in time where they determined that they were going to appeal the city's decision on the concrete crushing.

Councilwoman Walsh – If you wrote me, I apologize, I have not had a computer since last week, I just got it returned tonight. Thank you.

President Gudenas – Yes, actually I was going to also bring that up because I did get a copy of the brief we are in Court, we've been sued over our legislation, filed around August 11th, and of course it would have been nice to know a little bit quicker than today about all of this. The bottom line is that they are not following the agreement they signed with the City of Euclid to develop the property and to market the property. I'm going to ask us on City Council to consider instructing the city to enforce the agreement that they've already signed with the City of Euclid. Because in the exchange of e-mails with the Law Dept. I was told that the current policy from the Law Dept. is to not enforce the development parts of the agreement pending the outcome here. But of course they are completely two separate things, promises were made and I think we're going to need to know the approach the city is taking to defend the city council's rules and regulations on this matter. Expect a little bit extra time and effort on this one for the residents spoke loud and clear. It is very important to them and also to the City of Euclid because again we have a binding agreement with Calabrese Enterprises to do certain things there and they're not getting done and they are getting away with it and I just don't like that.

Director Frey – If I could respond briefly, we will defend the city's position. The city made a determination that concrete crushing is a prohibited use under our ordinances. We have every intention of arguing that point strenuously in the Court of Common Pleas and hopefully we will receive a favorable decision. I know that there is case authority from the 8th District Court of Appeals out of the City of Cleveland that held that concrete crushing is different from rock crushing which their ordinance prohibited as did ours. We may have an uphill battle there but we are going to fight that battle and as I had indicated, our ordinance has an additional provision in it that prohibits the excess dust and noise and vibration and that maybe our saving grace there. We intend to vigorously defend the position and any suggestion otherwise is just not the case.

President Gudenas – There were my 5 minutes here.

Director Frey – I apologize, you made a comment that I thought was important to respond to. You also indicated that you seek to have the agreement enforced and that's a little more problematic only in the fact that the bases for the building was the crushing of the concrete. We can discuss that matter, I think there is some merit to waiting for the court to make its decision.

President Gudenas – I'm not sure why we are arguing over this, but very specifically we went over through the committee meeting, through the minutes, through the contracts, we specifically agreed there would be no concrete crushing as part of the agreement and those promises were made and have nothing to do with the construction of the building.

Again I'm going to, and the e-mail from the Law department speaks for itself that we are not enforcing the agreement that he was supposed to build and market his best efforts there. So we will bring that up.

At the same time I sent out a memo this would be regarding also the meeting on Wednesday, September 13th. Our City Council Executive & Finance Committee meeting. I think it is time after we put a great deal of effort into passing some new legislation here that we have great hopes to help our city. They are listed, there are 1, 2, 3, 4, 5 pieces of legislation that goes back to the foreclosure notification to the city; fine the parent or guardian if the kid is being unruly or delinquent; permitting the city to abate nuisances relating to property here in the Euclid and to bill for excess police times; permitting the city to repair abandoned property; permitting the city to partner with the Neighborhood Housing Services Group to set up homeowner education things. Of course there was a signed contract with CMHA requiring the city to inform CMHA of any problem, tenants or landlords, that CMHA is under contract with.

I think it would be appropriate from the Mayor and the appropriate Director and Chief to report back to us how many times these new ordinances have been used through August. If they are not being used, we need to know why. We need to know if they need tinkering, do they need amendments. But I think it would be appropriate for City Council to find out what has our legislation actually done to help the citizens of Euclid. That would be for our 7:00-8:00 o'clock. We are not asking for detailed reports or anything like that, we're just asking for raw data at this point so we can understand what's going on and then take it from there to the next step on what we need to do, be it a different procedures, computers, staffing, what it might be. That's that and I think Councilman Delaney will have our 8:00-9:00 covered.

Also I think City Council needs to know that we did pass the legislation in May asking the administration to go out for bids for recycling and the contract was signed. We are going to have recycling, that was one of the big things we wanted starting March 1st. Starting March 1st of next year, city-wide recycling every two weeks is on the books. We passed that legislation, the city administration implemented the legislation, very good. We can check off on of those items over there with a few others. We are very excited about that.

We are going to have, the other item in the committee is our Euclid Community Television and we have a report in our packets here from all the work that was done over the summertime. Sometime probably this month, soon as they are ready to make the formal presentation, we'll have a meeting regarding plans for ECTV. With that, I'll turn it over to Councilman Conway.

Councilman Conway –The first question I have, I believe is directed towards the Mayor. If you would like to defer it to somebody that's fine. But I know after we met with you after discussions about the jail study, there were a couple of deliverables that you were working on trying to acquire that information. Could you give a brief update as to where you are at in that process and when we might be able to further discuss the jail study?

Mayor Cervenik – We have gathered the various budgetary information from other entities, it is sort of tough to see you over there, other entities that use the dormitory style. The budget numbers themselves are not as clear cut as you might like, but what it will show is the ratio of prisoners versus correction officers that are needed. From a dollar standpoint you will see that there can be a savings made.

What we also decided to do was rather than, we interviewed two other architectural engineering firms as well. We had our last interview, I believe it was Tuesday afternoon, Tuesday morning of last week. We expect to have their proposals to us by the end of this week or very early next week. At that time we will make an internal decision, put together information and get it back to you. In the meantime we did have the rough patched and keep you fingers crossed, it is holding its own right now, so that buys us some time to get through this process. Our time line was the second meeting in September but possibly the first meeting in October, it is probably going to be the first meeting in October because we want to give you some time to look over the information.

Councilman Conway – Thank you very much for that update and while we're on the topic of safety forces, a question for Chief Maine. I don't know if it is just my timing on Board of Control, but it seems often when I'm on Board of Control we talk about the fees associated with female prisoners. I was wondering if you could give any update as to where you are at in the

process and what time line are you looking at for potentially re-opening the women's correctional wing.

Chief Maine – The process has obviously taken us a lot longer to get the women's wing back open once the decision was made that was the route we were going to go. Obviously we need the personnel and that's been the problem is getting qualified correction officers to work back there. It is our intention to hopefully have that open by the first of October. I can tell you that I think up to this point we have spent somewhere in excess of \$75,000 in housing females in other institutions. We're anxious to get that done as quickly as you are.

Councilman Conway – Have we been able to go back and talk to the correction officers who were let go at the time when we made the decision to close the women's wing, to see if any of them were interested in coming back?

Chief Maine - Those were the first ones that we contacted and a couple of them did take advantage of that. Some of them have better job opportunities and some decided to get out of the field altogether.

Councilman Conway - Excellent, I'm glad to hear that. One other thing, you may not have an update tonight because I know you were away for some time for vacation. Between yourself and Director Gulich, I asked a request about the intersection across from Fine Interiors on N. Lakeland, if you could try to give an update as to if there is any patterns that concern you at that particular intersection and if there is something that we need to look at changing because there was a pretty severe accident there while you were gone. I don't know if you've been brought up to speed on that, but it was alarming and I did want to go ahead and do some due diligence to find out if somebody needs to change that intersection or we're pretty comfortable that appropriate measures are in place. I know the measures are in place that the Department of Transportation requires, but that doesn't mean that I don't want to look and be a little bit more pro-active if there's something additional that we should do at that particular intersection. So if you can get back to me in the next couple of days with your opinion on that intersection, I would appreciate it.

Chief Maine – I've seen the exchange of e-mails between yourself and Supt. Carlo and Director Gulich. I will concur with what they've had to say, the only thing that I might be able to add is what kind of accident history we've had there and what part alcohol might have had in all those. I'll see if I can get that for you.

Councilman Conway – I would appreciate that. The last question was probably more sparked by an e-mail that Councilman Gruber sent earlier in the week and he mentioned that there seems to be quite a bit of activity up at the Hillandale area. Director Pietravoia, can you give an update as to the status of that project and where it is at at this time?

Director Pietravoia – We have had plans submitted for the engineering subdivision of the property. Earlier we had plans for the church submitted, more recently we had plans for the housing subdivision and the streets related to that. I think if there's been an actual flurry of activity there, they are planning an event in September that they would invite the community to and they maybe doing some clearing of some of the brush there in order to create a location for that event. The project is moving forward from a plans submission and review standpoint.

Councilman Conway – Very good, seeing that I'm out of time, again thank you to Heritage Park for the neighborhood festival, it was an excellent event to attend and have a good evening.

Councilman Delaney – To add to the Heritage Park, what a nice event. I know that everyone puts through such a great effort and it really is a wonderful atmosphere for us to great all the neighbors and it is a great way for us to hear about what's going on in the neighborhood and their concerns and their comments, whether they are in need of help or just wanted to talk about some of the work that has been done. It is always grateful just to have that event.

To piggy-back onto the Committee Meeting, Wednesday the 13th, I would just like to announce Director Will will be having a Recreation Committee Meeting from 8:00-9:00 if that's possible, somehow I think it might be a little bit later. But the agenda is to go over the golf course budget. We're after Labor Day, we should be able to track some of those revenues and expenses throughout the summer a little bit better and Director Will, we'll be looking forward to your suggestions and plan of how to approach next year's budget.

I would also like to set some goals. We have the new pavilion plan for Memorial Park and I'm sure that committee meeting will be coming soon. Of course there is the Shore Cultural Centre lease and the building study that we are looking forward to. What I would like to do is just kind of set a target date of Halloween to have all this completed. I don't think it is too ambitious but for those few goals, I think we ought to look forward to that.

Once again congratulations to the Euclid Public Schools. It was always a trying effort to go to the community and ask for tax increases and we went there and backed them and supported them and we're seeing results. Very grateful to our community for passing two out of three levy attempts and we are seeing the results; they are increasing they are going by that.

I do know that I feel that we are a little bit light in the Ceremonial Resolutions, there wasn't one this week for the Euclid Panther Football team. They've had a great start to their season 2-0. I'd just like to add congratulations to them.

President Gudenas – We'd have to give one to the other school. Director Will, also could you make sure the Golf Course Commission is also invited to the Parks, Recreation and Golf Course committee meeting on the 13th. Those who are interested on the Commission, let them know that they are welcome to attend.

Councilman Gruber – I, too, would like to thank the Police Dept. for the work that they did in the neighborhood with the recent criminal activity and particularly Kristal Skovira and the work that she did keeping the neighborhood informed and keeping the lines of communication open. I thank you very much Chief and thank your officers and Kristal.

Chief Cosgriff, I would like to congratulate you on your new fire truck. Everybody likes a new fire truck in the neighborhood, we're glad it is at Station 2, it is a fine piece of equipment, congratulations, hope you don't have to use it too much but it looks nice sitting there.

A lot of activity over the summer as far as streets and water line work. Oakhill, we're doing that right now. Major, Linda and Crescent have been repaved. Delaware was repaved along with a large amount of water line throughout that area, so Director Gulich I thank you for your cooperation through that. I know we had some trying times, but we worked through it. It seemed like there were canals built sooner than that was taken care of.

Gone also this summer is the Beverly Hills Tavern, an eyesore on Euclid Ave. for quite sometime and maybe Director Pietravoia we could plant some grass in there some day, it would look pretty nice in that area there.

Also, the home on Glenridge that we've been fighting to get rid of for many, many years which was really kind of exciting tonight I went by there and they said it was going to be down this afternoon and I went there this evening and they were actually working on it before I came to the meeting. That's really good.

During the Heritage Park event I was in Phoenix with the Weed & Seed National Police Conference and that was very enlightening, many good seminars and met a lot of interesting people. Some of the things that they suggested might come into play in Euclid. There are cities that charge a flat-fee for nuisance calls for the police department instead of an hourly rate for the policemen. That cuts down on the amount of paperwork for the police dept. A lot of things on juvenile crime, youth activity and also some lessons learned from Katrina. There was some officers there that were from other states that went down to the hurricane area and the stories and the pictures that they told were just generally chilling and I can't even go into describing some of the events that took place. Along with a lot the major penal institutions had to let prisoners go because there was nobody there to watch them and they let several thousand prisoners go at that time.

On a happy note, Happy Birthday to Dawn and also my brother. I also would like to thank all the homeowners whose meetings I've gotten to attend over the summers and the bike parades and the rodeos and the cook-outs and all the good things that have happened. Also I'd like to thank all the Directors and Chiefs for their help during the storm of the millennium, I don't think any of us want to live through that again, we all got more phone calls than we ever wanted to.

Met with several businesses over the summer that plan to expand or relocate into the area which was very exciting and hope that all takes place. Also the new Taco Bell is being built as we speak on Euclid Ave. Councilman Conway kind of stole the Hillandale thing. But, I'll give you a shot anyway Director Pietravoia, the new doctor's office at Century Corners, is that progressing as we had hoped?

Director Pietravoia – Yes, we expect to have legislation on our next council meeting for the sale of the property to Dr. Gill who plans to put in a full service medical facility and urgent care at

that location. We also as a city will need to do a lot split and the survey work associated with that as we've done in the past when we sell property at that location.

Councilman Gruber – That is very good news there and of course look forward to working with you and any help I can be. Thank you to all the residents for a wonderful summer, we're back and it is great, thank you.

Councilwoman Holzheimer Gail – I would like to start by saying thank you to everyone who helped with the Lincoln Playground Project Build. Dennis Berzinskis spoke about it earlier, he was one of the hardest workers there both days from very early in the morning to late at night. It went on without a hitch really. We had about 45 people each day. We finished with everything by about 4:00 on Sunday, other than a little bit of the mulch. I want to thank everybody who participated in that. We had parents, teachers, neighbors, who did not have kids in the school but wanted to come, community members, school board members, council members, Tom from the Parks Dept. was there all day Sunday working that Bobcat; I don't think he even took a break, so we owe him a huge debt for that. I want to thank Mayor, administration and all of Council for approving the capital budget that we did use some of my ward allocation capital funding to help with this project. The total project cost was over \$40,000 the city contributed \$7,500, so I'm very grateful that we were able to participate in that way and thank you to all of the kids and community members who supported Lincoln's fundraising efforts over the last three years to raise the rest. I would invite anyone who's interested come to the official dedication on September 22, it is a Friday evening. There will be an ice cream social and playground dedication starting at 7:00 at Lincoln Elementary. You are welcome to join us and celebrate the great work and see the new playground.

Also wanted to talk about the Downtown Planning process. There was the first of three public meetings held on August 22nd. We had a great turn-out the Lakefront Community Center was full with people who came to participate. The process for this first public meeting was really just to explain, make people aware of the planning process, to review the background of where we are with downtown Euclid and to facilitate the discussion to talk about community goals and priorities. No surprise one of the big wants was the traffic pattern at 222, Babbitt and Lake Shore. We also had some wonderful ideas brought forward that will be part of the planning process. I look forward to the next of the public meetings and invite everyone who wants to participate in that. We'll make sure the public is notified well in advance so that you can participate in that.

The Community Development Block Grant review process is beginning this week with an internal meeting. Proposals are due September 11th and I believe the first public meeting where the community can present new proposals and we can review existing proposals is the 14th I believe. Madeline is shaking her head, 7:00 o'clock on September 14th here in Council Chambers. That's the beginning of the planning process for the 2007 Community Development Block Grant funds.

I also want to thank the many neighborhood groups that I was able to attend their block parties, parades, community meetings. It really was a wonderful event. I apologize, I was not able to get to everything. Had a busy summer with lots of activities going on and I thank the Recreation Dept. for many of those activities that we were able to participate in. Also have many meetings scheduled for this month, new neighborhood associations forming on Renwood and Naumann. We have meetings coming up on Monterey, 214 and 216, 236, 237. If you don't get a flyer and want to know the date, give me a call or Kristal Skovira, we'll make sure to let you know about the date although you should get a flyer. And thank the residents who really have been instrumental in helping to get those started.

One last thing and I don't know if it is worth a discussion with the Recreation Committee meeting, Director Will, I don't know if I misunderstood, but when you were talking about the ice skating rink opening and the new times, did I hear Tuesday, Thursday and Sunday were the only public sessions?

Director Will – That is correct. That is nothing changed in the past, that's how we've always had our public skating for the last couple of years.

Councilwoman Holzheimer Gail – Not to put you on the spot, but I guess I would wonder whether 4 ½ hours of community time is enough for a public ice rink. I'm assuming hour and a half sessions. Just something that maybe we could see, if the numbers from previous sessions, the number of attendees. I remember growing up and I know times change, Friday night ice skating was one of the big highlights of our growing up. I wonder whether there something you could provide us or look at the possibility of could we do some additional public sessions.

Director Will – I'd be glad to take a look at that and give you the reports of the attendance. Typically on Friday nights what we do is if the ice is not sold, then we invite a certain school group to come out and do a school party that evening. I will be glad to provide those reports for the attendance over the last couple of years and look into other hours also.

ADJOURNMENT

Councilwoman Holzheimer Gail moved to adjourn. Councilwoman Mancuso seconded. Yeas: Unanimous.

Attest:

Clerk of Council

President of Council