

COUNCIL MINUTES

June 7, 2010

The regular Council Meeting was held on Monday, June 7, 2010 at 7:00 PM in the Euclid Municipal Center Council Chamber. Council President Holzheimer Gail presided.

Members Present: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho, Holzheimer Gail.

All present.

Others Present: Mayor Cervenik, Law Director Frey, CS&ED Director Pietravoia, Finance Director Johnson, Asst. Service Director Bock, Recreation Director Will, Chief Repicky, Fire Chief Cosgriff, Asst. Director Gliha, Clerk of Council Cahill.

A moment of silence was held for former Fire Chief George Langa.

COMMUNICATIONS

A memo from CS&ED Director Pietravoia re: Tax Incentive Review Council Minutes.

A memo from CS&ED Director Pietravoia re: Extension of Incentive Grant Agreement with University Hospitals.

A memo from CS&ED Director Pietravoia re: City of Euclid pursues acquisition of St. Robert's Parish Campus for Waterfront Related Development.

COUNCIL MINUTES

Councilwoman Scarniench moved to receive and approve the Council Minutes of May 17, 2010.

Councilman Gilliam seconded. Yeas: Unanimous.

ADMINISTRATION REPORTS & COMMUNICATIONS

Mayor Cervenik - We have a number of very exciting things on the Agenda tonight. The first is the proposed purchase of the St. Robert's Church and property, 7.6 acres. We have some legal details that still need to be worked out and we are asking this to go into Committee. It shows our dedication to lakefront development and the JJR study. It pointed out this property is a very key piece of property to keep us moving forward on our lakefront access. We will have a full discussion on the 14th. Hopefully after that discussion the administration will receive council's approval to purchase that property.

I do need to thank Bishop Lennon, the Diocese, as well as Fr. Betters and their finance counsel at the newly merged church, Ss. Robert & William, for their approval. They had a lot to do with approving this and allowing the city to have the opportunity to purchase it. When I met with the Bishop a few months ago about our vacant buildings, he assured me that he wanted these buildings that are no longer going to be used as churches and schools to be community assets and to help communities grow and prosper and he was very good to his word. I just needed to mention that.

Second great thing on the Agenda tonight is University Hospitals, their administrative offices on Euclid Ave., we're talking about the addition of almost 200 jobs at that property, the old Rockwell building, they have been there for quite some time and they're virtually doubling the number of personnel. Not only is that good because it will bring in new taxes, but I firmly believe that increase in the number of jobs in that area is definitely going to produce some spin off dollars and spin off investment that we even further make our Euclid Ave. area grow.

Not on the Agenda tonight but was on the State of Ohio Department of Transportation's web page last week, our sound walls that I told you were going to be replaced, they opened up bids and it appears, they haven't awarded them yet, but the lowest bidder is Great Lakes Construction company. The bid amount to replace all of our sound walls with the red brick walls that you can see throughout Lake County, just a tad under \$3 million. The completion date, which is a great date has to be no later than September, I'm sorry October 31, 2010. I was looking at the bid above which was 2011, I wouldn't be happy with that. The construction should begin very shortly. The walls are going to look as fine as the ones to the east of us. Again I appreciate all your support. I must personally thank the Governor, Director of ODOT, as well as our own District 12 Director Bonnie Teeuwen, State Representative Kenny Yuko, State Senator Nina Turner sent letters of support as well. The gentleman that really watches out for the City of Euclid is Dale Schiavoni. Dale was very instrumental in helping get this project done this year instead of three years from now as well.

As far as our tax collections go these are unofficial numbers but we didn't have the greatest month. In May, we were approximately \$109,000 below projections. However, for the year we're only \$9,000 down from projections. Last year at this time we were down considerably more than that in projections. It should be noted that although only down \$9,000 from projections, in reality we are more than \$800,000 less in collections than we received in 2009. The difference is this year we at least budgeted for that, we really did not expect the economy to pick up at least through the first three quarters of the year. Being where we budgeted, we're holding our own.

Our Memorial Day Parade was a great success. I want to thank all of you and members in the audience for attending, especially the Service, Parks & Recreation Dept. that did so much work during rainstorms to make the City and the Parade route look great. We had a good time at the parade and then took a little time out to honor our Veterans, both those that never came home, as well as those that did come home and help make this city what it is today. Looking forward to it again next year. We didn't have rain until about 1:00 and I don't think there's ever been a rain out of a Memorial Day Parade, knock on wood, don't want to ruin that.

Certainly last but not least, I think most of us attended the 200th Street Stroll. I want to thank Sherrie Zagorc, and the other merchants of E. 200 St. for putting on a great show. There was a tremendous amount of people out and about, it shows what a community can do when they all work together. The best part was we didn't have a whole lot to do with it, we just showed up and be there because the merchants really love their area and care for their area and they want to promote their businesses. I think this was the fourth year and we look forward for many more. Again the weather held off pretty good on that one as well.

With that we have a few announcements from a couple of Directors and as always I will start with Recreation Director Kathy Will.

Recreation Director Will – It is finally the month of June and we've been busy getting ready for everything that's going to be happening. Just to remind everybody, June 14th all of our outdoor pools will be opening at 1:00, Memorial, Glenbrook, Roosevelt and Willow. Indian Hills pool will be delayed by two days and will open up on Wednesday June 16th. You can still get your pool passes, registration hours at City Hall tomorrow from 3:00-7:00, Thursday, from 10:00-2:00. We have this Saturday, June 12 from 10:00-Noon. Monday the 14th from 10:00-2:00 and Wednesday the 16th from 10:00-2:00 PM.

On Monday, June 14th we'll also be together with the Euclid Public Library, they'll be starting off their summer reading program which kicks off for all ages. This year along with the summer reading program will be a Touch a Truck program, on Monday, June 14th from 2:00-4:00 PM in the North Parking lot by the Library. There will be various city trucks that the residents can come and find out all about those wonderful trucks, such as: Zamboni, Fire Truck, police cars.

The Euclid Pond & Garden Tour will be held on Saturday, June 26 from 7:00-midnight and Sunday, June 27th from 1:00-7:00 pm. We have 23 homes this year on the Pond & Garden tour and they are unbelievable. You'll be amazed when you come out and see some of these houses that are here in Euclid. If you want tickets, \$8, call Marcia at 289-2726.

Remind everybody that we're doing our Passport to Euclid Neighborhood walks. We do them every Wednesday from 7:00-8:00. It is a leisurely walk for approximately 1.5-2 miles. We go to different wards throughout the entire summer. June 9th, we'll meet at the Euclid Historical Museum and start our walk from there. On Wednesday, June 16th, we will be at Indian Hills elementary school. If you have any questions in regards to any of the parks & recreation department programs, call 289-8114, option 8, or you can always visit our website, www.cityofeuclid.com.

Mayor Cervenik – I believe Director Pietravoia has comments about our solar SID webinar that will happen this Thursday.

Director Pietravoia - I distributed to Council a reminder and a flyer that announces a webinar that is going to be held here at City Hall in our law conference room this Thursday night. I think most of you will recall we're participating with other member cities of First Suburbs and the City of Cleveland to form a Special Improvement District that can help finance solar projects for our area businesses.

The reason I wanted to make the announcement, in addition to just putting a reminder out there for members of Council that might be able to join us is because the State legislature passed a bill, just a couple of days ago now that has expanded the Special Improvement District to allow wind, geothermal, bio-mass and other energy efficiency technologies. It was passed under emergency so it is effective immediately so the district will become even more useful for our area businesses. I encourage anyone that's able to join us or participate in the webinar on your own if you can't come to City Hall.

Just a quick note, occasionally I like to remind people of various landmarks in our community, Our Lady of Lourdes Shrine and Grotto, well known to our local residents and gets many visitors. I encourage those of you that haven't been there to visit. Also once in awhile they do a really wonderful pasta dinner and their next one is Thursday, June 17th 4:30-7:00. If you can participate, I encourage you to do so. Thank you.

Mayor Cervenik and Police Chief Repicky presented Thomas Plut with Res. 83-2010, a resolution of congratulations on his retirement from the City of Euclid Police Department.

Police Captain Doles, Chief Repicky and Mayor Cervenik presented the Annual Police Department officer, employee and civilian awards for the year 2009. The awards presented:

Officer of the Year: P.O. Joseph Baglione #63

Employee of the Year: Sharon Vuyancih

Exceptional Service: Incident of 12/20/2009: P.O. Brian Collins #14; P.O. David Trend #75; P.O. Gregory Costello #51; P.O. Michael Walsh #18; P.O. Scott Jares #74; P.O. Joseph Baglione #63; P.O. Philip Tschetter #28; P.O. Harry Yanchar #48; Disp. Linda McArthur; Disp. Charline Polke; Disp. Wendy Thirion.

Exceptional Service: Incident of 8/23/2009: Sgt. Kevin Kelly; P.O. Craig Murowsky #43; P.O. Jose Alcantara #8 (K-9 Max); P.O. Millard Atchley #17; P.O. Dave Williams #72; P.O. Derek Kocis #20.

Sustained Service Throughout 2009: P.O. Michael Neibecker #4

Employee Award: Mary Lou Jost – for her work with FALCONE; Linda McArthur – for her work with RUOK Program; Franciska Gaspersic – for her hard and dedicated work at the police station.

Civilian Service Award: Incident of 7/20/2009: Peter Surckla and Patty Murphy.

Mayor Cervenik – I certainly hope that you've taken from this and what the residents have taken from this, how well protected and how dedicated our police officers are to the City of Euclid and to the citizens. It should make us all, a little easier to put our head on our pillow and go to sleep at night knowing someone is out there protecting us; thank you all and congratulations. That concludes our reports.

REPORTS & COMMITTEE MINUTES

Councilwoman Scarniench moved to receive the Police Report of April 2010; Executive & Finance Com. Min. of May 19, 2010; Recreation Com. Minutes of 3/23/10 & 4/27/10; Board of Control Minutes of 5/10/10, 5/17/10, 5/24/10. Councilman O'Neill seconded. Yeas: Unanimous.

COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

President Holzheimer Gail - #4 will be going to the Executive & Finance Committee for a full discussion.

Mrs. Audrey Kaplan Goodman – 20201 Glen Russ Lane. Haven't been here in awhile, but I want to speak tonight with regards to #13 on the Agenda. First I want to commend Councilman Gilliam for sponsoring the legislation. I think it is vital that something be done with regards to cell phone usage while driving in Euclid. However, I think the legislation, in my opinion, doesn't even come close to addressing the increasing problem.

Cellular phones today are not just phones. In reality they're mini-computers that are capable of surfing the web, text messaging, running hundreds of apps, keeping track of our schedules, take pictures and now with today's announcement of Apple's new I-phone 4, you'll be able to live video chat and even have your I-phone call my I-phone at the touch of a button. You'll be able to do all of this while you drive.

The use of a cell phone while driving takes your attention away from driving, period. It is dangerous and time will only tell us how dangerous it really is. Recently I watched a news network who is doing studies that are being done right now under the theory that cell phone usage of any kind while driving actually will cause more deaths than drunk driving.

I realize that a great many of the car manufacturers today are now including hands free sync-systems in their vehicles. Personally I even think this should be forbidden federally. But at least the driver has both hands on the steering wheel, hopefully.

I would like to see Euclid be a leader with legislation that bans all cell phone usage of any kind within its city limits, all cell phone usage. No talking, no texting, no web-surfing, etc. I know it sounds kind of harsh, but think of the lives we'll saving in the long run.

When Council does come to some consensus, of what this legislation should be. I hope we put up signs that are much larger than those recently posted in South Euclid. The signs are so small and have miniscule writing, that a driver doesn't even see them unless they're right on top them. The signs need to be posted at eye level on poles so that a driver will see it with print large enough to be seen at least a half a block away. Recommend this go to the safety committee for further discussion and tweaking. Thank you.

Mr. Victor Goodman – 20201 Glen Russ Lane. Her soul mate. I have a question on one and a certain comment on another. I'm referring to #10. As I understand, this is the one, because the sheet doesn't give any explanation as to exactly what these two are, so I'm assuming 10 is the one that is to change the Charter so that the Charter Review Commission would be, okay.

I cannot understand how this could even be a proposed item. No Commission in this City has more authority than the elected officials that we put in front of us. Even P&Z does not have final say on any issue, it still must first come in front of Council and it can be overruled by Council if it so be.

There is no way that any commission should have the more power, especially when it is appointed and in most cases, politically appointed. So that there becomes only one point of view and not many. I know because I have volunteered to be on a commission and was never even considered.

Commissions must be accountable to the people that we elect and they, we hope, have the judgment and should the Council accept or deny, they will stand accountable for that decision when the electorate comes back. I hope you will not even consider such a proposal that the people have the right to make sure that we elect you to make decisions, not a politically appointed commission.

Secondly my question, which I'm totally confused on #9. Can someone explain who will or will not be taking a civil service test? I read outside and I didn't even understand it.

President Holzheimer Gail – I do expect both #9 & #10 would go to Committee for discussion because they're recommending changes to the Charter but what that particular one does would be to pull the Police Chief and the Fire Chief out of Civil Service, if I understand it correctly from Councilman Van Ho.

Mr. Goodman – Can I ask why such an exemption is even necessary? Do other cities exempt the same kind of, you know, exempt their Fire Chief and Police Chief from taking a civil service test to get appointed to that position?

President Holzheimer Gail – We can answer that during the discussion but I do expect that it will go to committee.

Mayor Cervenik – There are others, I do know the City of Cleveland, the Mayor has full authority to appoint the Police Chief and Fire Chief. Having said that, I'm not the author, nor am I in agreement with this piece of legislation.

Mr. Tom Cooke – 25601 Edgecliff. I would also like to speak on #13 and thank Councilman Gilliam for sponsoring this ordinance. I'm sure many of you know how much of a problem texting is, not only texting but also the use of cell phones in vehicles. I would like to see added to this ordinance the exclusion of use of cell phones along with texting.

Any use of any electronic device whether by texting or talking on a cell phone detracts from the immediate task at hand and that is handling a vehicle in the most safest way as possible. That statement cannot be argued against, it is an impossibility. It is just a known fact that when you take on additional tasks while driving your vehicle, even including listening to a radio, it detracts from the safety of the operation of that vehicle.

Also as an avid motorcyclist, I can't tell you anything that is more scary than to be driving along on the freeway going in between cars while you can easily see someone is talking on a cell phone and they have no clue where you're at and you have no idea what they are doing, whether they're going to speed up, slow down or change lanes. It is real easy to tell whether a person is on a cell phone or not, they're usually in the left hand lane, traveling about 50 mph.

Just a few of my own experiences, a couple of weeks ago in Hermitage, PA, I was exiting a Giant Eagle, walking out of a Giant Eagle, talking on my cell phone going to my truck. I was standing in the back of my truck when my sixth sense, something told me don't stand in the back of your truck. I stepped away from the back of my truck to the side of my truck. About 30 seconds after that, a little old lady on a cell phone sideswiped the back of my truck and used my bumper to tear open the side of her car. She promptly got out of the car, came over to me and asked me why I back into her. It gives you an idea of the attention people have while operating their cell phones.

Several years ago up in Detroit a guy I've ridden motorcycles with for years, an ex-Detroit motor squad policeman on the force for over 20 years riding motorcycles, retired, at an intersection, downtown Detroit, 30 year old woman ran right over him, never stopped, she was texting, dragged him through the intersection and it took over 45 minutes for EMS and emergency services to extract him out from the wreckage underneath that car and motorcycle.

As you can see there's plenty of reason to pass this ordinance. Again, I'd like to see cell phones included within this piece of legislation. While cell phones are really useful, there are times when they are not and use of cell phones and texting in a vehicle is not the place for it to happen. Thank you.

Mr. Jeffrey Beck – 25540 Chartworth Dr. I'm here tonight to speak on item #10 on the Agenda, the Charter change clearing up the language of Section 10 of the Charter. This conflicting language allows politics to creep into the procedure by giving council the opportunity to second guess any changes the CRC suggests. We saw this happen frequently over the past few years and it is counterproductive to the intent our forefathers had when creating the Charter. The difference between the Charter Review Commission recommendations and other commissions such as P&Z is that the CRC recommendations go to the voters and they are the ultimate decision makers.

The next Charter Review Commission will be picked by both council and the administration. It maybe difficult to find members to serve if they feel they will be second guessed by the very people who picked them.

I spoke to this issue at the May 17th meeting and I'm glad to see that council person Scarniench has introduced this ordinance. The changes that the Charter Review Commission brought forward to the voters were all approved by a wide margin. Clearly the CRC had their pulse on the best interest of the city and the voters agreed. I urge all Council people to vote to send this to the electorate in November where I'm sure that all of the voters will once more overwhelmingly approve them. Thank you.

Mr. Willie Brown – 20875 Miller Ave. I also am here to speak to Council Agenda item #10. Having served as a member of the past Charter Review Commission, I'm very well aware of the ordinance or the details of it and what it is out to accomplish. The last Charter Review Commission, as all Charter Review Commissions here, members were appointed as designated by the city's charter. I'm proud to have been a member of this Charter Review Commission because I feel that it was one of the most representative boards or commissions that I have seen in action in this city. There were white males, white females, African-American females, African-American males. This very representative board of the members of this community came forth with a number of agenda items that were put forth to the voters. The same Charter Review Commission was rigorously challenged and attacked and at times I wondered whether or not that rigorous challenge came because it was so representative of the population of this city of Euclid. As Mr. Beck stated earlier, the things brought forth by the Charter Review Commission to the voters were all passed so far.

The details of this ordinance were also discussed during that Charter Review Commission and I just ask that the residents do not be fooled and understand that if this is ordinance it put forth, it shall be the voters of the city of Euclid who shall have the final say which is as it should be. Thank you.

President Holzheimer Gail – Seeing no further comments, we'll move forward with legislation and with Council's indulgence we'll move #3 to the top because we have a guest here from University Hospitals.

LEGISLATION

Ord. 84-2010 (122-10) University Hospitals Agreement

An emergency ordinance authorizing the Mayor of the City of Euclid, Ohio, or his designee, to enter into an extension of the Incentive Grant Agreement with University Hospitals Management Service Organization, Inc. (hereinafter referred to as "UHMSO, INC.") for a four (4) year period ending in 2015. (Sponsored by Mayor Cervenik by request of CS&ED Director)

Councilwoman Scarniench moved for passage, Councilwoman Jones seconded.

Director Pietravoia – I would like to welcome Bob Seacrest who is here with us this evening representing University Hospitals, he's the Vice President of Corporate Real Estate for UH. After several months of discussions I'm pleased to finally be able to announce this evening and bring forward the project with UH which will expand their presence here in the City of Euclid at their Euclid Avenue facility.

I wanted to give you a brief background that led up to this item on the agenda tonight. In 2007 UH was looking for space for some of their administrative office operations. Fortunately for the City of Euclid they were considering the Rockwell University building at that time along with several others in area communities. Through our negotiations with UH at that time, we offered as we've done for a number of companies that are bringing significant employment to the city, a five year incentive grant, which went along with the time period that they were agreeing at that time to lease the Rockwell building.

The original agreement included an option to extend the incentive grant, pending approval from City Council of course. I'm pleased to inform you tonight that UH is nearing completion of their negotiations to extend their lease agreement to year 2015. As part of the extension, UH will be expanding and will occupy the entire building. They are in about half the building now, maybe a little better than half.

As a result of that expansion and the extension on the lease, UH has requested to exercise their option to extend the Incentive Grant Agreement with the city. The original grant agreement was to help defer their costs to move into the Rockwell building. Similarly this time they'll be moving almost 200 employees into the building and will actually be making capital improvements in the remainder of the building in terms of righting that space to the tune of about \$1 million. This extension would be an incentive to help offset those costs, similar to the original agreement almost five years ago.

The original agreement was structured as a 15% annual grant, as long as they maintained their base payroll or increased their base payroll and withholding taxes paid to the city, they would receive a grant annually under that original agreement. This amended agreement would do the same thing. A major difference is that we are adjusting the base to the 2009 base, which is now \$7.9 million in payroll with a withholding tax of a little over \$408,000.

The extension if approved tonight would allow the incentive grant to continue as long as each year they maintain that base that I just mentioned.

The good news for the city is we retain 241 jobs that are already here, that's the 2009 base and new jobs by 2011 totally an additional 200 which will bring the total in the facility to about 433 employees, with the potential for a little bit more beyond that which also may occur.

I thought it was important to note that this will actually move UH up significantly, we're refiguring our top 10 list of employers, but this will make them in the top half of our top 10 employers, we will be confirming that in the next few days.

The annual grant, as long as they reach the anticipated payroll, will be approximately \$61,000 a year. The retained payroll, as I mentioned the base is at \$7,900,000 for a period of six years starting in 2010-2015, that total retained payroll will be a little over \$47 million. The new payroll over that six year period with the addition of the employees will total about \$38 million. As you can see from those two figures, very significant employment and payroll in this facility. The total new net income tax to both the city and schools combined over the period of the extension will be almost \$2.1 million.

This project is fairly clear but it represents a double win for the city. Not only do we retain the UH offices and the associated jobs and payroll, but we also have the benefit of seeing the expansion take place here with the extending lease bringing in over 200 new employees and investing another million dollars in capital improvements in the building. Therefore at this time we respectfully request from Council your support of this ordinance tonight so we can enter into the extended agreement. Mr. Seacrest, Bob Gliha and myself are all here and able to answer any questions there might be tonight.

President Holzheimer Gail – Thank you Director Pietravoia and congratulations, this is a wonderful piece of legislation to act on. We certainly welcome the expansion of an important community business partner and we appreciate their continued investment and growth in our community. Mr. Seacrest, did you have anything you wanted to add?

Councilwoman Scarniench – When Director Pietravoia told me about this, I screamed in his ear. This is Ward 2, which I'm very proud of the fact but it is very proud for the City of Euclid. University has been here for, I'm not going to say how many years, but long, long time and they've been good employers and bringing these jobs here says they think something highly of our city. All we can say is we are growing no matter what the perception is out there and keep on going and good luck and congratulations.

Councilman O'Neill – I would like to add to Councilwoman Scarniench's words of thank you for choosing Euclid and staying in Euclid, we appreciate it.

Councilman Langman – Director Pietravoia, the grant rebate, I understand that is not going to come from the schools portion that we remit out of the income tax. In other words are they sharing in the grant rebate?

Director Pietravoia – The original incentive agreements including this one, we've only done four to-date over the past few years, did not include a provision for the schools to share in that payment. We have had discussions that in the future, if we enter into any new agreements we would have the option and may ask the schools to share in that incentive grant.

Councilman Langman- Very good. My final question is, what is the capacity of the Rockwell building?

Director Pietravoia – Mr. Seacrest maybe in a better position to answer that than I, but as I understand it with the full utilization of the building, they maybe able to get up to a little over 450. This project will bring them to about 430.

Councilman Gilliam moved to suspend the rules. Councilwoman Jones seconded. Yeas: Unanimous.

Mr. Bob Seacrest – We would like to get more people in there, there are certain density limitations for employee satisfaction, we don't want to go beyond. There are a number of work station, cubicle type locations within the building. There are also offices, but for us to add significantly more people than approximately 450 would mean that we would have to decommission the cafeteria in the building and put work stations and cubicles in the cafeteria. Up until this lease activity that we're going into now, we were not using the cafeteria. The employees were using a so-called lunch room on the second floor. With the full composition of about 430 people in the building, we're going to re-open the cafeteria, probably not the cooking part of the kitchen, but we'll have the food catered down there from one of our major cafeterias on the main campus. Enough cold cuts, soups, things like that so people can grab and go.

Councilman Langman – My last comment, since I'm one of the employees that is going to be moving down there, I can't vote on this matter, but I looking forward to being only 5 minutes away from work rather than a half hour.

Mr. Seacrest – We had this with you in mind.

Councilman Langman – I appreciate that. This is definitely a win/win because I know from all the employees I work with, they order out for lunch, so it is going to have a multiplier effect on our local businesses. I've already had inquiries of where can we eat around there, and what's the Beach Club Bistro like, what about this Culinary School; so I'm really looking forward to sort of hosting our employees there and showing them all the great stuff we have in the city.

Councilman Gilliham – Mr. Seacrest, did I pronounce your name right sir?

Mr. Seacrest – Yes you did, thank you.

Councilman Gilliham – I just wanted to make sure, I was thinking Ryan Seacrest and I said let me not pronounce this man's name wrong, but for some reason I got it right. I just wanted to say thank you for allowing your employees to come in, Director Pietravoia as well.

I just have one question, as far as the employees that are moving into this facility, the additional 192 employees, 191 because I do know this gentleman down here. The question I have for you are these already established employees at UH? Will they be recruiting for this particular spot or will there be a transition from one particular region to another being Euclid?

Mr. Seacrest – Most of them will be matriculating there from a number of locations. Truly these people are somewhat scattered now. We just completed a merger of two physician practice entities within the organization, previously known as our Faculty Practices and we'll call it our Suburban practices if you will under one leadership. So the administrative functions of both are going to be consolidated into one single location. Many of these people are coming from some of these practice locations in the suburbs, some of them are coming from the main campus. I'm sure over time there will be a number of new people coming into the building, there maybe some new people coming in right now. But the vast majority of them are coming from other locations within the system.

Councilman Gilliham – I can't speak for Council but I want to say upfront welcome and thank you.

Councilman O'Neill – Just food for thought, so to speak, opening the cafeteria, we do have some pretty good local caterers that I'm sure would be interested if you wanted to reach out to a catering business to maybe run your cafeteria. Director Pietravoia I'm sure could get with you if you want to hook up with a local caterer. Thank you again.

Mr. Seacrest – We're very conscious of that and thank you.

Councilwoman Jones – Mr. Seacrest, welcome, as it was already mentioned. We look forward to the additional employees being part of our Euclid family. When do you expect the move to take place?

Mr. Seacrest – Sooner than later and that's truly said. I was just explaining before the meeting, we're having some technological back up and delivery and order time which I find astounding in what is labeled as a dire recession that you call out and order some major equipment and people say we're back ordered and we can't get this in for 3-4 months. But we had hoped to be in by August 15th but we're looking at a September 15th target date right now and under the terms of our lease we'll be commencing rent on September 15th on the new portion of the building in any event, so we have a real built-in incentive to get in there by September 15 and we will be trying to do everything we can to get this equipment in on time. We are very driven by technology and tying these locations into the mother ship and without that these locations are non-functioning. We must have all the tie-ins and that technology is very expensive and very difficult to get placed.

Councilwoman Jones – The additional employees that will be at this location, are they all working during the day, or are they multiple shifts, or how is that split up?

Mr. Seacrest – They are 90% day shift type employees, but our days run long. People will be there from 7:00 AM until 8:00-9:00 PM. There are probably some people who have staggered shifts and I think we could get something speaking more directly to this than I could, but I think some people do leave at 8:00-9:00 PM .

One of the things that was originally discussed when we did this first incentive grant in 2007 dealt with the issue that some of our employees felt more secure if we had a security guard on premises, particularly in the dark months after hours, from 4:00 until 8:00-9:00 PM and escorting people to their cars in the parking lot. This was a major assistance in us making the shift to this location.

Councilwoman Jones – Thank you and welcome again.

Councilman Wojtila – A question to Director Frey, do you expect the new incentive grant agreement to also include a provision to extend, similar to what we're doing now?

Director Frey – To extend past the 2015 period?

Councilman Wojtila – Yes.

Director Frey – This would run through 2015, but I don't believe we have a further extension after that.

Director Pietravoia – Just to clarify, we did not expect to include in this extension another extension so to speak beyond 2015. There's always that option to request as they near 2015, as a separate action of Council, it was anticipated in the first round that there would likely be an expansion or a new lease in this building so we did build it into the first agreement.

Councilman Wojtila – Thank you and welcome.

Councilman Van Ho – I would just like to echo the sentiments, welcome. If there is anything additional that we can do, please come back and see us again.

Mr. Seacrest – Thank you very much and I may say right now, I can't tell you how much we've enjoyed working with the Mayor, Bob and Frank and the Development group. They've been splendid to work with, the cooperation has been astounding and we truly enjoy our relationship with the City of Euclid and I mean it sincerely. Thank you very much.

Councilman Van Ho moved to close debate, Councilwoman Scarniench seconded. Yeas: Unanimous.

Councilman Wojtila moved to suspend the rules, Councilman O'Neill seconded. Yeas: Unanimous.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Van Ho, Holzheimer Gail
Abstain: Langman

Passed.

Res. 85-2010 (110-10) Appointment to Animal Shelter

A resolution to reappoint Fay Miller to the Euclid Animal Shelter Commission. (Sponsored by Mayor Cervenik)

Councilwoman Scarniench moved for passage, Councilman O'Neill seconded.

Mayor Cervenik – Former Councilwoman D. Fay Miller has served this community for probably over 50 years as a teacher, council person and most recently as a volunteer in a number of organizations including the Euclid Animal Shelter Commission. She has served very nobly and ably and I asked if she was willing to continue in her role and she absolutely wanted to do so, so I'm here tonight to ask you to approve this and allow D. Fay Miller to continue with the Animal Shelter Commission. She does a great job.

Councilman Gilliam moved to close debate, Councilwoman Scarniench seconded. Yeas: Unanimous.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

Res. 86-2010 (112-10) Tax Incentive Review Council

A resolution acknowledging and accepting the minutes and findings of the City of Euclid's Tax Incentive Review Council (TIRC) as they pertain to their review of the fiscal year 2009 Enterprise Zone Agreements at the meeting of the Council held on March 25, 2010. (Sponsored by Council President Holzheimer Gail)

Councilman Langman moved for passage, Councilman Wojtila seconded.

Director Pietravoia – We meet annually with the Tax Incentive Review Council to review all of the agreements under the Enterprise Zone and all the TIF's that are currently existing in the city. Asst. Director Gliha operates and runs that meeting very efficiently. He joins us every year to provide a report on the Tax Incentive Review Council. I would like to welcome Asst. Director Gliha and let him give the report on the Council.

Asst. Director Gliha – As the Director stated, the city is required to annually report to the Ohio Department of Development on the status, conditions of all active enterprise zone agreements. The State provides a standardized report form for the collection of the data. It is the enterprise zone manager's responsibility to collect and record the data, which includes contacting the individual businesses with questions or requests for clarification of information reported if needed. We then file our reports directly online with the State.

In conjunction with these reports, we are also required to report yearly to the Tax Incentive Review Council, which is responsible for making recommendations to City Council on the status of each agreement. As stated previously Tax Incentive Review council met on March 25th to review each of the agreements. During the review, the council reviews the benchmarks that company has agreed to meet related to job retention and creation and real property investments. State law requires that we monitor each company's progress and then report back to the County and State with our findings through the Tax Incentive Review Council.

This year the Council found that all nine active agreements had reached their benchmarks and were found to be in compliance with the program requirements and those of their agreements, or substantially in compliance and the recommendation was for each agreement to continue. With this in mind and in addition, it is important to note that the Ohio Tax Reform Bill eliminated the personal property tax at the end of 2008 tax year. The majority of these tax abatements were all geared towards personal tax relief. With the elimination of the tax and thus the abatement, it was suggested by the State that we offer each business the option of early termination of their abatements.

Four of the nine businesses did request early termination: Argo-Tech, Eaton, BMW, Marine Mechanical, Euclid Heat Treating and the Paquin Company. The BIC company, tax abatement which has a small real property tax abatement expires this year. The H.C. Starck tax abatement agreement also included real property tax abatements, so they wanted to hold onto that. Lincoln Electric who currently has two ongoing abatements expressed concern that the personal property tax might be re-instated if the CAT tax is not successful. We agreed with Lincoln that we would not ask for them to terminate their agreements early.

Overall as shown in the attached summary charts the Council received, these companies have a combined retained payroll of over \$90 million and a new payroll of over \$12 million which equates to \$3 million in yearly income taxes.

State law requires that the findings of the tax incentive review council be accepted by City Council and then officially submitted to the County and the State. Therefore at this time, we request passage of Res. (337-09) to allow for submission of the 2009 report as reflected in the March 25, 2010 tax incentive review council meeting minutes. If there are any questions, I'd be glad to entertain them.

Councilman Langman – I went over the report and obviously with the major recession you can't expect every firm to hit all the goals. I absolutely understand that and recommend that we accept the minutes as is. Director Pietravoia, something did catch my eye that I thought was interesting regarding the Downtown TIF, and I know we talked about that's o if you could explain, has that district actually been approved by the State and if so when?

Director Pietravoia – We did finally this spring, just in April receive notification from the State Department of Taxation that they did approve the TIF district. It goes back to the date when the application was filed which was in 2008. Sometime later this year, with that approval, we should be receiving the first payments under that TIF, probably in November, the first payment is in January. Since we're past that, we're likely to get our first payment in November 2010 and then it will continue for the period of the TIF approval which I believe was 25 years. This was an 80% TIF so 80% of the taxes will come into the city's pilot and 20% will go to the Schools.

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

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

Ord. (121-10) Acquire St. Robert Parish Campus

An emergency ordinance authorizing the Mayor of the City of Euclid to enter into a purchase agreement and to execute all other documents necessary to acquire the St. Robert Parish Campus property from the Catholic Diocese located at 23802 Lake Shore Boulevard (Permanent Parcel Nos. 644-020-001, 644-020-003, 644-020-061) at a cost of Six Hundred Seventy Four Thousand and 00/100 Dollars (\$674,000.00) for the public purpose of the assembly of land in the vicinity of planned lakefront development for future redevelopment and installation of complimentary public improvements as recommended in the Euclid Waterfront Improvement Plan. (Sponsored by Mayor Cervenik, President Holzheimer Gail, Councilpersons Langman and O'Neill)

Councilman Langman moved for passage, Councilman O'Neill seconded.

President Holzheimer Gail - As we indicated there will be full discussion at an Executive & Finance Committee meeting tentatively scheduled for June 14th, Monday. I will take a motion to send this to Executive Finance.

Councilman Langman moved Ord. (121-10) to Executive & Finance Committee. Councilman O'Neill seconded.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Placed into Executive & Finance Committee.

Res. 87-2010 (116-10) Apply to Homeland Security Grant

A resolution authorizing the Mayor, as Ex-Officio Director of Public Safety of the City of Euclid, or his designee, to apply for the 2010 Department of Homeland Security Assistance to Firefighters Grant for the purchase of three (3) automatic chest compression devices and three (3) powered ambulance cots. (Sponsored by Councilperson O'Neill by request of the Fire Chief)

Councilman O'Neill moved for passage, Councilwoman Minarik seconded.

Chief Cosgriff - I am requesting this legislation allowing the Fire Dept. to apply for the 2010 Department of Homeland Security Assistance to Firefighter Grant. In applying for this grant, we are requesting funding to purchase three automatic chest compression devices at a cost of \$13,825 each and three powered ambulance cots at a cost of \$11,725 each. If we are successful in our request, these two new pieces of equipment will be placed on each of the front line rescue squads. Statistics have shown that the automatic chest compression devices have vastly improved the survival rate for persons in cardiac arrest. These devices apply consistent effective compression when they're taking a person down a flight of stairs, or bouncing around in the back of an ambulance. As for the powered ambulance cots, they have a capacity of 700 pounds and will raise the cot from the ground to a loading position at the touch of a button. We are anticipating a decrease in firefighter back injuries if we install these units on our rescue squads.

The total dollar amount of this request is \$76,650. Cities with populations in excess of 50,000 people are required to pay 20% of this total or \$15,330. The remaining 80% or \$61,320 will be paid for by the federal government. Once again this legislation is to apply for the grant, so we have not yet budgeted for the city's portion. If we are successful, we would budget for this in 2011 and we would have a one year performance period for this grant. I will try to answer any questions that you may have.

President Holzheimer Gail – Is there a timeframe for the grant? When we might find out if we receive it?

Chief Cosgriff – It could be anywhere over the next 12 months.

Councilman O'Neill – Being the sponsor of this legislation I obviously look for support from Council. I personally have first hand knowledge of the device, where I work full time we had one of the devices in-house as a demo and two days later a vehicle pulled up to the station with a woman that was in respiratory distress and ultimately went into full arrest. The device was put on her. It gives perfect, effective CPR and it maintains it. It actually does give a person a fighting chance. I hope all of Council would back this legislation.

Councilman O'Neill moved to close debate, Councilman Van Ho seconded. Yeas: Unanimous.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

Res. 88-2010 (115-10) Two Mill Renewal Levy

A resolution authorizing the placement of a renewal levy on the November 2, 2010, general election ballot for five years at the rate of two mills on each dollar, which amounts to twenty cents for each One Hundred Dollars of the current tax valuation of the taxable property within the City of Euclid in excess of the ten mil limitation, for the construction, maintenance, and reconstruction of sewers, commencing with the 2010 tax duplicate. (Sponsored by Mayor Cervenik)

Councilman Gilliam moved for passage, Councilwoman Scarniench seconded.

Director Frey – We passed at the meeting May 17th legislation authorizing the renewal of the 2 mill sewer levy for the November 2, 2010 ballot. We dutifully sent the legislation to the Board of Elections and I received a call from the Ballot Manager indicating that we would need to take this in two steps based on a guideline established by the Ohio Secretary of State. The legislation that we passed in May, we sent a copy to the Cuyahoga County Auditor. The County Auditor provided a certificate of estimated property tax revenue, essentially indicating that it was necessary for us to receive these funds in order to adequately fund the city operation. With that first piece of legislation, the certificate of the estimated property tax from County Auditor's office, and then this piece if passed tonight, we will have the complete packet that we will send down, certified to the Cuyahoga County Board of Elections and we will place the 2 Mill renewal levy on the November 2, 2010 ballot. I apologize, we followed the exact same process we did five years ago but times have changed and the rules have changed so we will follow this process until we're notified of a different process the next time. That's what we need to do is pass tonight's piece to complete the package and we will get it down to the Board directly with plenty of time to have it on the ballot for November 2010.

President Holzheimer Gail – Just to clarify, this is a renewal, residents will pay the same rate they are currently paying, it is not an increase. This is not new, this is the same one we already discussed.

Councilman O'Neill – You kind of stole some of my thunder there, I just want to make it clear it is not a tax increase, it is a renewal. To Mayor Cervenik, could you just very briefly explain the importance of this passing and what it does for our streets, our sewers and the infrastructure of the City?

Mayor Cervenik – This provides approximately, close to half of the total budget for the maintenance of sewers. We had a discussion at our last meeting about hydro-brakes, the maintaining of catch basins and really assuring that as much as possible, except when we have 3 inches of rain like we did this weekend, that basements don't flood. It is a very, very important piece of legislation. It is not an increase. It is not a replacement. It will raise the exact amount of money that was raised a little more than 30 years this has been in place. It has really helped us to maintain our sewers and keep a whole lot more basements dry than we used to. I remember some council meetings back in the 80's where there were some real problems and Asst. Director Bock you may want to add to that.

Asst. Director Bock – It really is imperative that we have this levy passed. As the Mayor stated it is over half our budget for the Sewer Dept. It is absolutely needed, we couldn't afford to do without it. There's no way we could provide the services that we do in the Sewer Dept. without these funds.

Director Johnson – I just wanted to add that one of the major services that's provided from the funding of this 2 Mill sewer levy and a lot of us are familiar with, the 200 truck that comes out and snakes out the laterals in your home for no charge. That's one of the major services that this particular levy provides.

Mayor Cervenik – It raises approximately \$520,000.

Councilwoman Minarik – This millage is controlled by HR 920, correct?

Mayor Cervenik – Yes.

Councilwoman Minarik – So why does it say in the first paragraph because I'm still trying to understand all that, twenty cents for each \$100 of the current tax valuation. That would be the valuation at today's rate correct? Shouldn't it be at the prior, do you know what I'm saying? Could you explain that?

Mayor Cervenik – I know what you're saying. It just goes back to where we had to put a second piece on. The current valuation for this levy is when it was first passed.

Councilwoman Minarik – It is not the current, current.

Mayor Cervenik – No. It is what it was at the time this levy was passed and that will not change.

Councilwoman Minarik – I know Director Johnson I have asked you for this explanation before. If we were to reduce the 2 mills to 1.9, then it would not, and call it a replacement, that would not though be at the current, today’s valuation; that would also be at the valuation as to when it was first passed?

Director Johnson – It is my understanding that if you term it anything other than a new levy, that it will not generate the additional dollars. If it is a replacement or a renewal levy, it will be generating the dollars that it generated when it originally in place.

Councilwoman Minarik – I don’t get that because I thought the Schools do that, do a replacement and then it gets at the current valuation.

Mayor Cervenik – When the schools put a new operating levy or permanent improvement levy that is based on the new valuation because that is a new levy. It doesn’t change any of the other levies that have been passed. In our case we are not doing a replacement for a new, we are just asking the voters to renew what they’ve been paying at the same rate at the same valuation for thirty some years.

Councilwoman Minarik – So in order to get the current value 2010 values, it would have to be a totally new sewer?

Mayor Cervenik- Yes and since this money is so important, I certainly would not want to take that chance of having the voters say I’m not paying any more.

Councilwoman Minarik – Right, I’m just trying for an explanation, just trying to understand this H.R. 920 and how this affects this. Say we put this on the ballot, if we wanted to raise additional dollars for sewers, we would actually have to come and propose another ballot initiative and that would be a brand new levy at the current 2010 valuation.

Mayor Cervenik- Exactly, we would allow this levy to expire and ask for the voters to replace this levy that we’re going to allow expire because it would not be enabling legislation to have it continue. The voters will be voting on a brand new levy that would raise twice as much if it were a replacement.

Councilwoman Minarik moved to close debate, Councilwoman Scarniench seconded. Yeas: Unanimous.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O’Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

Ord. 89-2010 (114-10) CT Consultants Plan Review Services

An emergency ordinance authorizing the Mayor of the City of Euclid, or his designee, to enter into a contract with CT Consultants, Inc. (CT), 8150 Sterling Court, Mentor, Ohio 44060, for Plan Review Services for 2010 for an amount not to exceed Thirty Thousand Dollars (\$30,000). (Sponsored by Councilman Wojtila by request of Service Director)

Councilman Wojtila moved for passage, Councilman Langman seconded.

Asst. Director Bock – I’m asking for this ordinance, it will actually replace an existing ordinance that we have on the books that clearly defines, there were certain things in there, in the existing ordinance that were defined very well as far as review fees. It did define the Chief Building Official but not review fees. After meeting with Director Johnson and the Finance Department and Director Frey, it was determined we really needed a new ordinance in order to clearly define things. This ordinance will be replacing the original one and it will remain in effect until the end of this year which at that time we will be going out for proposals for the engineering services.

President Holzheimer Gail – This is already in the budget, correct? We’ve been doing this and I know that when CT reviews plans they charge a certain amount which pays for itself.

Asst. Director Bock – The fees are generally pass-through but there is an amendment in the budget amendment for an increase into this fund and that is due to increased review fees on commercial buildings that we’ve had this year, there’s a big increase. With the Aldi’s, Dollar Tree, Wendy’s, there’s a plastic recycling plant that just opened on 200th Street, the Expo Center.

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We have a large nursing home being built at approximately \$10 million. When you add the possibility of the two new schools to be reviewed this year, there is going to be an increase in the review fees over what was there last year.

President Holzheimer Gail – It is good news, that means there's development and building happening.

Mayor Cervenik – These are pass-through fees so they will come back in on the revenue side as well, but in order to expend those initially through this contract we need authorization to spend that money.

Asst. Director Bock – On the revenue side of it, we were budgeted for \$11,000 this year based on last year and we've already exceeded that amount through May and are currently around \$14,000-\$15,000 through May. The fees are coming in, there is quite a bit of work going on.

Councilman Wojtila – You mentioned Asst. Director Bock, right at the end, engineering services. I think we approved a similar ordinance for engineering services that CT is providing. Just so I was clear, this is more for Building Dept., Chief Building Official type services?

Asst. Director Bock – Correct, these are strictly for review fees and the Chief Building Official for the Building Dept.

Councilman Wojtila – Do you recall the engineering contract, that was also annual basis so that terminated at the end of this year as well?

Asst. Director Bock – We will be going out for proposal on that for next year also.

Councilman Wojtila – Prior to the end of this year?

Asst. Director Bock – Yes.

Councilwoman Jones – I just have a couple of questions regarding the letter which says Building Official services. Maybe I'm just not reading this right but in paragraph 2 states the services that CT Consultants will provide and it says approving of all building and occupancy permits. Paragraph 3, reads, states services that they don't provide, one is compliance with the City ordinances or zoning review relating to. Doesn't it contradict itself? In order approve a building an occupancy permit, wouldn't they have to comply or make sure a building is compliant with the zoning ordinances?

Asst. Director Bock – Since building and zoning have been separated, there is a zoning commissioner who handles all zoning work, so CT doesn't provide review of zoning for us. They are strictly providing the building dept. with plan review and under Chief Building Official, he's acting as basically our Building Commissioner reviewing things. He comes in once a week, advises us on items that come up. He does do a review for occupancy as far as the Building Dept. is concerned, but not as far as zoning. Zoning is a separate entity unto itself.

Councilwoman Jones – By the time CT gets the request, the zoning part has already been satisfied?

Asst. Director Bock – Yes.

Councilwoman Jones – CT is assuming that the zoning is all up to?

Asst. Director Bock – It is simultaneous. When a plan comes in, they're routed, each department, zoning receives a copy of those plans, the Fire Prevention receives a copy of plans, our building official with CT receives a copy and we have a copy. We kind of simultaneously do our reviews and put them together. If there's need for zoning or rezoning, they will state that and we will send them to the Zoning Dept. to take care of that. It is all routed in together and it becomes more efficient that way, we get things done a lot quicker rather than making them go through zoning first, then comes building, then go to Fire Prevention. We kind of like to try to keep things moving along as quickly as possible.

Councilwoman Jones - I'm just wondering, a building isn't given an occupancy permit without going through all the other?

Asst. Director Bock – Absolutely not, zoning has to sign off on every plan, just like we have to sign off on something before zoning can do it. There's a signature list and all the signatures have to be there before it actually gets approved.

Councilman Gilliam – You said that there would have to be a budget amendment. I'm looking at and moving ahead, there's a packet that talks about the budget amendment explanation June 7th. There's a line item that says Additional Building Official Services \$21,000. Is that the budget amendment that you're speaking of?

Asst. Director Bock – Correct. Originally the budget for my department was \$30,000 and I'm asking for the additional \$21,000.

Councilman Gilliam – That would be a total of \$51,000?

Asst. Director Bock – Yes, the Building Official Services are limited to \$21,000 and cannot exceed that amount. I'm asking \$30,000 for the plan review for the remainder of the year, for the entire year actually, we've already expended approximately \$14,000 of that and the \$16,000 will get us through the rest of the year. Prior to this we had a Building Commissioner that was full time here and he was not replaced. We've hired CT to help us along and do that ourselves without hiring an additional person. Actually even that amount is a big savings over what we were doing previously.

Councilman Gilliam moved to close debate, Councilwoman Scarniench seconded. Yeas: Unanimous. Councilwoman Minarik moved to suspend the rules, Councilman Wojtila seconded. Yeas: Unanimous. Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho, Holzheimer Gail

Passed.

Ord. 90-2010 (111-10) Wrecker for Motor Maintenance

An ordinance authorizing the Director of Public Service of the City of Euclid to enter into a contract with Speedway Wrecker Sales, 4008 Rockville Road, Indianapolis, Indiana 45222, for the purchase of one (1) 1997 KWT-300 Wrecker for use in the Motor Maintenance Department, at a cost of Seventy-three Thousand Fifty Dollars (\$73,050.00). (Sponsored by Councilperson Wojtila by request of Service Director)

Councilman Wojtila moved for passage, Councilman Van Ho seconded.

Asst. Director Bock – We're asking your support in the purchase of this used wrecker. It will be replacing, I hope everybody had a chance to look at our old wrecker in the parking lot before the meeting, you can understand why we need another one. It is one piece of equipment left with the city that's been here a little bit longer than I have. We don't normally want to bring used equipment, under these circumstances with this particular piece of equipment, it only makes sense. We've looked at the purchase of a new wrecker that pretty much mirrors what this used wrecker is and we were talking in the neighborhood of \$200,000. That seemed quite expensive with our budget restraints, it didn't make sense for us. We did an exhaustive search for a used wrecker. We've checked all over the country and actually found one pretty much in our backyard and was from a local towing company, it was traded in, a company right here in Willoughby traded this vehicle in. Fortunately the price is great, you can't beat the price. We're going to save approximately \$110,000 on the purchase of this vehicle. It comes with all the options that we would go out there, there's only a couple of things we would have to add to it. The mileage on it of \$88,000 is really for this type of vehicle is nothing. These trucks here, it is the same as a semi truck's engine, it is that large of a diesel engine. It is not uncommon, I know Mike estimated it at 500,000 miles and I've seen them go quite a bit farther than that. As long as you maintain them correctly, that type of engine is going to last us through 30 years with no problem. Being an aluminum bodied vehicle we don't have to worry about it rusting out on us. We've had a very good history of maintaining vehicles and I see no problems with this. I believe everyone received a letter from Director Smith recommending this also. Even though we wouldn't do it normally with other city equipment, we just think this makes all the sense in the world for us and we hope for your support on this.

Director Frey – Because this is a one of a kind availability, we would ask to amend this piece of legislation to include emergency authorization.

Councilman Van Ho moved to amend Ord. (111-10) to include the emergency clause. Councilwoman Scarniench seconded.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho, Holzheimer Gail

Amended.

Councilman Gilliam – Asst. Director Bock, just out of curiosity, you said this is about 88,000 miles on it so these particular type of machinery is graded by mileage versus hours of usage if I'm hearing you correctly?

Asst. Director Bock – They do have a mileage odometer on them. The mileage is there but with the diesel, the engines tend, you run them longer and it is engine hours also. This thing, we did go down and look at it. We had our Supt. Mike Spisak along with his top mechanics, go down and look at it, drive this thing, check it all out. We investigated the background on the vehicle, we talked to the previous owner and also checked on the previous company, their reputation of maintaining their vehicles. Everything is just right with this vehicle. It is a perfect item for us and we're looking for some support on this one.

Councilman Gilliam – I'm hearing everything that you stated, did this come with any type of warranty or was there an option to purchase a warranty? Or normally in these types of equipment purchases that's not something in the purchase price?

Asst. Director Bock – I don't believe this comes with any type of warranty and normally wouldn't.

Councilwoman Scarniench – I'm glad that we did change this to an emergency. Mr. Spisak gave me a tour of the vehicle before the meeting and I was counting all the duct tape that was all over it. Will be looking forward to seeing the new vehicle as soon as possible.

Councilman Van Ho – I would just like to commend Motor Vehicle people for keeping this thing together for as long as they have. I guess, Asst. Director Bock, I'd like to say you're in a lot better shape than that wrecker is.

Councilman O'Neill – Thanks to Mike Spisak and his crew for going out there and finding this vehicle. It actually looks familiar, I think I know where it is from locally. My only question is, you're going to have to outfit it, are you going to need some more money for radios, is there going to be a paint job, what are you going to need to outfit it?

Asst. Director Bock – There are a couple of items that will be needed.

Councilman Gilliam moved to suspend the rules, Councilman Scarniench seconded. Yeas: Unanimous.

Supt. Spisak – We're looking at probably getting the compressor in addition to the total cost of the wrecker, a start all for starting dead batteries. As far as the vehicle itself, we're looking at front brakes and shocks. Everything else is in fabulous condition.

Councilman O'Neill – Pertaining to those items you talk about, those can be fixed in-house?

Supt. Spisak – Yes.

Councilman O'Neill – So you're talking about approximately five grand?

Supt. Spisak – For the in-house repairs, it would be less than that, I'd say less than \$3,000.

Councilman O'Neill – It is definitely money well spent and when an emergency comes in regarding emergency fire apparatus or service vehicle in a heavy snow storm where we need that plow, you're going to need a wrecker that's going to start and get out there and do the job. Good job.

Mayor Cervenik – I don't know if it was mentioned or not, but in the capital budget that was passed by Council, the line item was \$150,000. I do need to commend the work to try to save dollars that you and your people did. It is needed. He's been bugging me for 3-4 years about a wrecker and I know it is needed. I think we all did a good job.

President Holzheimer Gail – Just another example of cost cutting, Supt. Spisak asked if we could return our binders to him for re-use when you are done. You can keep the photos and pages, but the covers he would like back.

Supt. Spisak – Any further questions from Council?

Councilwoman Jones – Asst. Director Bock mentioned, where is the vehicle located now?

Supt. Spisak – It is in Columbus, Ohio.

Councilwoman Jones – So it is a matter that somebody has to go down there and drive it back?

Supt. Spisak – That’s correct.

Councilwoman Jones – When will that take place?

Supt. Spisak – As soon as we can go ahead and get a purchase order if it is approved.

Councilwoman Scarniench moved to close debate, Councilwoman Jones seconded. Yeas: Unanimous.

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

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O’Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

Ord. (118-10) Charter Amendment

An ordinance providing for the submission to the electorate of the City of Euclid, the question of whether Article V, Section 7, Duties of the Civil Service Commission, of the Charter of the City of Euclid shall be amended. (Sponsored by Councilperson Van Ho)

Councilman Van Ho moved for passage, Councilman Gilliam seconded.

Councilman Van Ho – Essentially what this will do would be to take the Chief of Police and Fire Chief out of the Civil Service program and it would not affect the two people in those offices now. The reason I asked for this legislation was, we’re an inner-ring suburb, as such, we need the best that we can get, whether that be an internal candidate or an external candidate. The last time we had the police chief promoted there were three applicants and I believe the Fire Chief there were two or vice versa. I just think that we should let the voters decide if they want to take these two positions out of civil service and allow either the Mayor or the Council to be able to appoint them, thereby allowing us to look at anybody that is felt to be qualified regardless of whether come up through the ranks or they’re in another department somewhere. I would ask that we refer this to the Executive Finance Committee for review and fine tuning.

President Holzheimer Gail – I agree, I think it certainly merits some discussion so that we can all understand what the proposal is and what the ramifications would be.

Councilman Van Ho moved Ord. (118-10) to the Executive & Finance Committee. Councilwoman Scarniench seconded.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O’Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Into Executive & Finance Committee.

Ord. (119-10) Charter Amendment

An ordinance providing for the submission to the electorate of the City of Euclid, the question of whether Article X, Section 1, Submission by Council or Petition, of the Charter of the City of Euclid shall be amended. (Sponsored by Councilperson Scarniench)

Councilwoman Scarniench moved for passage, Councilwoman Jones seconded.

Councilwoman Scarniench – I would also like to send this to Executive Finance next week for discussion. The simple fact is that some of us don’t agree and some of us do agree. But I truly believe that our forefathers put the Charter Review Commission in a position that it was not political. Both Mr. Beck and Mr. Brown eloquently stated their positions. As a past member of the Charter Review Commission I feel the same way. The whole idea is what they come up with, they work very hard, very diligently, it should go to the voters. That’s how I believe it should be and overwhelmingly what we saw, like Mr. Beck said, is that everything that they’ve put forward overwhelmingly passed. To me it is not our position to debate what the Charter Review Commission says, we are just a pass-through and hopefully everyone will agree to that and let the voters make the decision in November or whenever it is on the ballot. Thank you.

Councilman Langman – I must disagree with my colleague on just a couple of points. It was mentioned that Charter Review is not political but I don't think that's necessarily true. There's plenty of politics involved in Charter Review Commission. I think we see that when members from the Commission went ahead and decided to run for office while they were on the Charter Review Commission, that's a fact. That's nothing wrong with that, that's how the system works. You're going to have politics in just about everything that we do and any commission or board. I think it is important to understand that we are the duly elected representatives of the city. We have been vetted by hundreds of residents to determine whether in fact we're worthy to hold these positions. I don't think it is any huge stretch to say that the City Council should review the work of Charter Review Commission. I believe everything that the Charter Review Commission proposed was placed on the ballot. I don't think turning the Council on this issue into a rubber stamp serves the best interest of the people. Because then you can make the argument, the administration, they know all about budgeting and so forth so we should just pass that without any yes or no vote. I will send this to Committee but I do not support the direction the sponsor wants to take the Charter.

Also I want to make it very clear since it seems to be a continuing pattern that somehow the City Council is bad or political and Charter Review is good. I reject that. I don't think my faith makes me any better or any worse representative for the residents that have elected me. I don't think the gender or color or religion of the Charter Review Commission makes it any better or any worse than any other Commission or body or Charter Review Commission. Our only job is to evaluate the product of your work. That's all we have to go on, not by the make-up by does it seem reasonable to pass along to the voters. I will vote to send this to Committee but I don't support this particular piece of legislation.

President Holzheimer Gail – There are different opinions and I think that's why we should send it to Committee. Can we save the discussion until committee?

Councilwoman Scarniench moved Ord. (119-10) to the Executive & Finance Committee. Councilwoman Jones seconded.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho, Holzheimer Gail

Into Executive & Finance Committee.

Ord. 91-2010 (123-10) Budget Amendment

An emergency ordinance amending Ordinance No. 38-2010 which makes the annual appropriation for all expenditures for the City of Euclid for the period ending December 31, 2010. (Sponsored by Mayor Cervenik by request of the Finance Director)

Councilwoman Scarniench moved for passage, Councilwoman Jones seconded.

Director Johnson – We did discuss pretty extensively this proposed budget amendment at the last Executive & Finance Committee meeting. There has been one addition that I will bring to your attention that has occurred since that meeting. There is an additional line item in there for \$100,000 in the General Fund for non tax incentive payments. There are two employers that we are actually catching up on their incentive payments. I think Director Pietravoia could explain in more detail, but there are two of them that we have some catch up years to make the payments in. We had budgeted a significant amount for this year but we need this additional amount in order to make these catch ups.

President Holzheimer Gail – Just to be clear, you're talking about the line under non-departmental tax incentive reimbursement?

Director Johnson – that's correct.

Director Pietravoia – As Director Johnson indicated there were at least two of the four companies that we have incentive grants with that we're in essence making prior year payments to catch up this year. BMW in particular with the change of management there had in error reported that they didn't make their base payroll. In fact their accountants determined they did have the base payroll and submitted those records to the city. So we paid for 2009 but we have to make up for 2007 & 2008. Actually that's the bulk of the payment that Director Johnson was referring to. Then we also have to catch up on UH's original agreement.

Councilman Wojtila – Just a question, should the Tax Incentive Review Council, should that Council be reviewing the Grant Incentive Agreements so we don't have errors?

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Director Pietravoia – They have no jurisdiction over the locally approved incentives. Those are incentives that were approved under State law and that Committee only reviews the State incentive, enterprise zone and TIF's. The incentive grants that we discussed this evening for UH and the other companies are a local incentive that have nothing to do with the County or State. That Committee has no jurisdiction over them.

Councilman Wojtila – Would it help if it were reviewed in some annual committee so that things like this wouldn't; what would be preventing something from happening like this again?

Director Pietravoia – I don't know if we would have caught this because we didn't have the data at the time to prove in fact they were owed a payment. Even if we were to use a committee for that review, it wouldn't have occurred until this year when the correct information was finally submitted.

Councilman Wojtila – In our grant incentive agreements, we should have a provision that if they make a mistake, they can't come back to us five years later and say oops, we made a mistake, here's the right numbers.

Director Pietravoia – I would agree Councilman. I guess I would say that the good news is, the reason they're owed a payment is because in fact they did grow their payroll and have paid additional taxes to the city. There is a very positive side to this. I understand that it is difficult when the payments weren't made in the correct year, to have to try to catch up now. If necessary, we can ask if the catch up payments be spread out over a period of time. The other option would be to make this amendment and do it all this year.

Councilman Gilliam – These past due tax incentive reimbursements were based upon improper information and not succinct information. But are there any penalties associated with us not paying at this time? Or is it just strictly what we actually owe to two those organizations that have put forth the accurate information?

Director Pietravoia – It is a straight payment, there are no penalties involved. The error was on their part originally so they couldn't charge us a penalty for an error that they made. In essence it is a good faith honoring of the agreement. We could try to take a hard line and say, you're too late we're not going to make these payments. In both cases as was evidenced tonight, there are companies, in the case of UH, they're doubling their employment here and doubling their payroll. In the case of BMW, they've also grown beyond what they originally thought they would.

Councilman Gilliam – In my opinion, it is money that is owed, of course it wasn't necessarily at the appropriate time, but I think it would be bad for business in the City to look at this as anything else, but to go ahead and pay it to move forward with corrective action for the future.

Councilwoman Jones – I know you mentioned this is for 2007, 2008 and the current payments. One of my questions is already answered if there are any penalties for not paying this back at a certain time. I'm just wondering, if there are no penalties, can we spread this out? I know in good faith we need to pay this money back, but I'm just wondering if we can spread it out instead of paying it all at one time? What are the benefits of spreading it out, other than saving the money?

Director Pietravoia – We do have an option of spreading out the payments. I have not discussed that we would catch up in full this year with either party. I just indicated that we would have to do a budget amendment in order to accomplish that. If the amendment wasn't possible this year, then we would have to work out with them a payment over a period of time. It is really a budget decision by both Council and the administration.

Councilwoman Jones – Is this amendment the full total to catch up? Or is this just a partial?

Director Pietravoia – That figure is rounded a little bit but we're confident that will cover the amount to catch up. We already budgeted \$225,000 in that line item. This is an additional \$100,000.

Councilwoman Jones – By taking this because it wasn't something that we were accounting for, what are we putting off if we don't spread this out, that those funds would have gone towards?

Mayor Cervenik – These are companies that are growing that are paying net profits tax that may not have in the past, in the case of BMW. I thought it would have been in good faith effort to pay them what's due them even though it was their error, I didn't really see any positive business enhancement by making them

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wait 2-3 years to have that additional money paid out. This represents about 15% of the increase in taxes they paid, so 85% of their money increased tax dollars sitting in our cash account right now and I just didn't feel it would do any positive influence at all or business relationship at all to spread that out over a few years. If Council feels differently, I can respect that. I felt let's clean up the slate and move forward, they're growing.

Councilwoman Jones – I wasn't saying three years or more, I was thinking if we paid half of it this year and half of it next year. It wouldn't be requiring a penalty to do that.

Mayor Cervenik – We wouldn't have to pay a penalty, but again in good faith effort and cooperation of a positive business atmosphere, I asked the Finance Director and in talking with the Development Director to put it all on this year and let's get it cleaned up and corrected and move forward. I firmly believe, obviously you saw tonight, we're going to get considerable more tax revenue in the last quarter of the year than has been budgeted and the word from BMW is the same thing that they are going to exceed what we estimated receiving in 2010 as well.

Councilwoman Jones – I understand that, but I'm just thinking about our situation now as opposed to splitting it up half and half.

Councilman Van Ho – I would concur with what the Mayor is saying because these people in effect overpaid their taxes, as I understand it, is that correct Director Johnson?

Director Johnson – These are payments that we agreed to rebate back to them based on certain levels of payroll and certain amounts of income tax that we have already collected from them.

Councilman Van Ho – So in effect, they overpaid or we overcharged, however you want to say it. We have \$100,000 of their money.

Director Johnson – Yes, you could say that.

Councilman Van Ho – I guess I would look at my fellow members of Council and say if it were the opposite way, we would not be so forgiving, so willing to spread it out, we'd want out money right away. I don't think we're going to ask any more or any less out of these people.

President Holzheimer Gail – We certainly hope they're going to be good business partners going forward and I think a good faith effort to pay when it is due and when we're able will send a much better message.

Mayor Cervenik – From a budgeting standpoint I at least try and look much farther than December 31st of this year. If we were to spread it out by the other payments, June 30, 2011, we are going to be right where we are any how. That's why I thought it best to let's get this done and go forward.

Councilman O'Neill – I don't want to beleaguer this but I feel they're owed the money. It is good business practice, give them their money back. It shows good faith from the City, we advertise we are a business friendly city and it is my understanding that we caught the error and notified them, am I correct to understand that, Mayor?

Mayor Cervenik – Actually no, they actually caught their error that they were not including certain payroll increases that were in fact a part of the agreement and therefore we did not rebate what should have been rebated.

Councilman O'Neill – So the bottom line is that they're owed the money; let's pay them, let's show them that they can do business with Euclid and we are good to our word.

Mayor Cervenik – I would certainly appreciate that.

Councilwoman Minarik – Back to Councilwoman Jones' question, will this be coming out of the reserve fund or what will suffer? \$100,000 is quite a bit of money and we did have a \$3 million deficit that we fixed. So where will this \$100,000 be coming from?

Mayor Cervenik – It will be coming out of the General Fund, but as you heard tonight with University and my statements about BMW and some other companies will come out of additional revenues that really weren't budgeted.

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Councilwoman Minarik – But we don't have the additional revenues yet, so this is \$100,000 will be paid out later on down the road this year or right away?

Mayor Cervenik – We're budgeted to have about \$1.6 million cash balance. If we did receive no additional revenues at all, our cash balance would be \$1.5.

Councilwoman Minarik – That's what I'm saying, so it is coming out of the cash balance, the reserves.

Mayor Cervenik – The monies have already been paid into the cash balance by these companies.

Councilwoman Minarik – Correct, I understand that. But I do recall a number of years ago when certain employees of the city were overpaid by an accident and it was asked that they pay it all back right away and a compromise was reached that a little bit out of every paycheck and the city had no problem then. Being the economy that it is, and being that we just came through a major budget crunch, I don't think it is a bad idea knowing we will be getting additional revenues, to split out how we pay them back, especially since it was their error. We're not out of the woods yet, \$100,000 is a huge chunk of money at this point in time. If that means we do say forty now, forty in the fourth quarter or 50 now and 50 in the fourth quarter when we start seeing results. I think these organizations, they've also been through a bit of a rough time as well. To just turn around and pull 100 out, in the event we made need it for something. I think they would understand if we just split it out in the 2010 year. We're coming back in December with an amendment I'm sure, we always do.

Mayor Cervenik – If we're talking about just spreading it across 2010 there would be no reason to not pay them at one time. We're in a position where our cash balance is sufficient to do this with the changes we've made. It would make a little more sense if in fact we were looking at a cash balance of maybe only a few hundred thousand dollars which is what we were looking at to spread it out over a few years. The fact of the matter is our cash balance is \$1.6 million because they paid us, we did not give them the rebate that we should have, not that it was our fault. It is up to Council, Council can do what they feel. We put this together with the recommendation.

Councilwoman Minarik – I understand, last year we had close to \$800,000 in budget amendments once we approved the budget. We may end up having that same kind of situation this year, that's my concern. If we find out in the middle of the summer, oh maybe gasoline is going to go up to \$4 a gallon, I'm just saying let's be cautious on this, we do not know what is coming down the pike in the next three months. If gas goes up to \$4 a gallon then we know J&J Refuse is going to come back as Republic did and say we need another \$100,000 as part of their contract for fuel. I'm just saying, if we have it, we don't know what other drains will be on the cash reserve balance this year. If we do the 50 now with a firm resolve that we will finish it up in December but at least we're covering our butts, we don't know how much more we're going to have to pull out of that reserve over the next 4 months, that's all I'm saying. Thank you.

Councilman Gilliam – In support of Councilwoman Minarik and Jones, I understand their caution and I understand their logic. One of the things I'm looking at is potentially if University Hospital were to arrive on September 15th their anticipated annual tax revenue for 2010 is \$408,000 which works out to be one quarter being \$102,000. Even if we collected 80%, we're still looking at only a \$20,000 drop in the change. I understand their trepidation. I feel this is a huge dollar amount to pay but I would like to move forward, one, because of the anticipation of what we just saw with University Hospital, we all voted for that resolution and I feel that it is important that we continue that good faith trust. It is a huge risk but at the same time, if they're here for the last quarter, potentially we can get income tax of \$100,000 and we're amending the budget to pay \$100,000 for two organizations where potentially we would get \$100,000 from just one of the organization from one quarter. I did say potentially, there is no guaranty. But there is no guaranty also that even with us welcoming UH that they will find this in good faith. I'm not hanging all of my cards on one company, but I'm looking at 192 jobs coming to Euclid. I'm looking at their current status in the City of Euclid, I'm looking at BMW's current status in the City of Euclid and they have been paying for a period of time. That is my position and I say move forward, but I do respect the responses of Councilwoman Jones and Councilwoman Minarik.

Councilman Langman – Given the fact that we need to keep our agreements with these companies so we should do it sooner rather than later. I know it is a lot of money, especially in this budget time, but we did make an agreement and we should fulfill that by rectifying this issue. Just on the UH side, since it is all formal now, I can say that divisions are moving and have already moved. So we are already reaping the new employees that are coming in and more will follow. I couldn't really say anything until it was officially done. There are several divisions that are already at the Rockwell building paying income tax here. We are moving in the right direction.

Councilwoman Scarniench – I agree, we need to do this now. We owe it to them. I want it off of our paperwork so that we know exactly what we have bottom line, not anticipate well we owe this for next year. Let's just do it, we owe it to them and be done with it. Moved to close debate.

President Holzheimer Gail – Are there additional questions about the budget?

Councilwoman Jones – I do have a question regarding under the Fire Dept. for the Secretary. I believe this is the secretary position that we had talked about at one of the other and Chief Cosgriff I guess you can answer this question at one of the other committee meetings that this is the position that will potentially replace the person that will retire next year. One of my questions is, at that meeting, thought we had brought up some other alternatives to discuss whether its delaying the position later in the year, or a part time position, or a temporary position. I don't really agree with having this on this amended budget until we actually discuss some of those other alternatives. Chief or Mayor, maybe you can give your opinion.

Chief Cosgriff – My opinion on this matter has not changed. We did go through a number of e-mails back and forth to all of council. We had one civilian employee right now who will be retiring next year. We need to get somebody in there who can be trained by this civilian employee and assist the civilian employee with the duties that currently are not getting done. This is a position that in my opinion needs to be filled, I've said this time and time again. I believe it should have been budgeted for at the beginning of the year. I don't know what else I can say in this regard.

Mayor Cervenik – I tend to agree with the Chief. As I've said in our budget hearings that I originally did not support this position but after talking with the Chief realized that we really do need at least one full time employee there. We have Fire Prevention records, I'm hoping this employee will help us computerize those records. They can't even do that until they're trained by our existing employee. The other one retired in November or December. Somebody has to train them. A temporary isn't going to work when this is a full time position. This person is going to be full time position that is very much needed. I talked to the Chief and we've held off, I think we said we'll try to wait until July 1st, maybe a little later, whatever it takes to fit into the budget. That person is going to need at least six months of training to learn the differences in the payroll of the Fire Dept., Fire Prevention, record keeping. It is not an easy position, they work very hard over there. To wait until this person retires and I believe she's talking about retiring in January or February, it could bring a lot of safety issues, behind the scenes safety issues into danger. I certainly wish that \$15,000 on a \$37 million budget, that we allow this person to be hired and trained properly by someone who has had how many years of experience, 25 years of experience in this and hopefully even be able to update us.

The other initiative that the Chief and I have talked about is we have a number of senior grant workers here that are now allowed to work 30 hours and we're going to see if that second position, that we don't pay for, that at least 30 hours of what the other two full time administrative assistants did, one of them could be filled with this senior worker. We've got some great senior grant workers at Senior Programs, in Recreation Dept. and others, we don't pay. Now that they can work for 3 years at 30 hours a week even makes it more of a benefit. We can't discount the importance of administrative assistants and secretaries in doing a lot of the work that safety forces do, it is very, very necessary.

Councilwoman Jones – I'm not discounting the importance of the job, I'm not discounting that their duties are not important and they're definitely needed. From what the Chief has mentioned, it is a position that needs to be filled, my concern is that when you bring somebody on board to train them in a new position, you're going to have to take time from the person who is currently doing the position to train this new person. So there's going to be some slow down time during that transition process in training. I'm thinking, if you bring the person in on a part-time basis, half of their day would be training them on the duties that they do throughout the day. The other half they can do the rest of their work up to the speed that they're normally doing it anyway. I'm just thinking it is going to save, to me it will save a lot of time in the training process of the new person as well as the transition for the existing person.

Mayor Cervenik – I understand what the Councilwoman is saying, but if we want to put it in perspective, we transferred \$14,400 out of the police budget for a maintenance worker at the Animal Shelter who can't drive. All we're asking for is to allow this \$15,000 to be used so that when the person leaves this new employee is fully trained. I agree with you that maybe for the first couple of weeks there maybe a little lost time in productivity by the existing employee, but we don't intend to hire somebody that doesn't have a good head on their shoulders and I think very quickly after that person is hired they will be able to assume a lot of duties on their own. It is not going to take the full six months to train every part of that job, they will catch onto some of it immediately, they will catch on to some of it over that 4-6 month

period. It is strictly up to Council but I made the mistake, I took the position out of the Chief's budget and I was wrong. I will always admit when I am wrong and I was wrong on this one and I'm trying to make it right because I don't want the Fire Dept. to fall into a real crunch as far as record keeping. I certainly don't want our fire prevention unit to come to a standstill. I don't want the fire prevention officers and the training officer to not be able to do their job and have to do the administrative assistant's job and their rate of pay. I made the mistake, I apologize, that's why it is in here. If Council wants to eliminate it, eliminate it.

Councilwoman Scarniench – I disagree with my colleague, I think it is very important that we leave this in here. As the Mayor just stated about the Animal Shelter, the other thing that we did was keep the receptionist until July because we all thought it was very important. One of the things that I've learned over the years, even before being on Council, is that people tell me, no one has ever been trained to take my place, there's nobody to take my place; or someone is put into a position that hasn't been trained. This is a pro-active way to start the ball rolling so we can have a trained position. I don't want to be paying firemen to do secretarial work. I think we need to leave this in here, we're talking about \$15,000, I think it is well worth knowing that we will have a trained person in here doing this job when our current person leaves.

Councilman Langman – I actually like Councilman Gilliam's idea about using a temporary firm to find at least during the 90 day probationary period. During the e-mail conversation some concerns were brought up, but I think in today's marketplace, not just with us but everywhere people are going back to work via these firms. I understand the need for the position, but again I think Councilman Gilliam brought up a novel way and a good way to go through the probationary period with somebody else picking up the healthcare and some of the other stuff, while we see whether in fact they're going to be an effective employee. I would have liked to have seen that option explored a little more for the reasons I stated. I'll let Councilman Gilliam comment.

Councilman Gilliam – Just a few comments, I've heard everyone's argument. I was part of those e-mail wars and my position remains the same. I don't discount the position at all, I discount the timing. There were numerous discussions about possibly rehiring a person who was laid off if they were qualified to fill this position. There was the possibility of a temp to perm position. The arguments of safety and security being with a temp to permanent decision were kind of mitigated by Councilman Langman's responses. There was a lot of unemployed people in this community and in this County that are high quality, sharp, smart, intelligent individuals. As Chief Cosgriff has told me, I have not visited the Fire Dept. to determine what the particular job entails. But I do not think that the job is so specialized that an unemployed person with a temp agency who is vetted, to make sure that they are meeting confidentiality and security measures, cannot do the job. If it is that specialized then I have a concern about it because we need to have a larger working pool to transition.

As far as the \$15,000 go, it is a nominal amount of money. But we do take the risk of a person passing 90 days, potentially we're going to give them full compensation, there are other ancillary issues that may come into play that might make this \$15,000 a lot more than what we're currently talking about now, that is the minimum amount to obtain this person. At this point in time, I don't think any of the other options were explored. Because they weren't explored and because they were not dialogued, I would move to move this right now and amend the budget.

Mayor Cervenik – To both Councilman Langman and Councilman Gilliam, even if we use a temporary employee, I still need a budget amendment. I have to pay the temporary employee. The hourly rate includes the profit that the temporary company is going to make on this person. In addition, most temporary companies, I haven't hired anybody in awhile from a temporary company, but I also believe that after 90 days or 180 days, you retain that employee as your own, there's also a fee that you pay. I maybe wrong, but my gut instinct tells me that it is going to cost more than 15. I would like you to leave this in here and we will explore that opportunity and see what the actual costs are and what the fee would be, if that would satisfy you. Even at a temporary employee, I need the money to hire the temporary employee. We will explore that opportunity, I'm not saying we will follow that road, but before we make that decision we will give you an analysis of what a temporary employee will cost for a 90 day probationary period versus what bringing someone in after a very extensive interview process will be; if that will satisfy you.

Councilman Gilliam – Mayor I appreciate you responding to this now, but this is the dialogue we should have had on the 19th & 26th and that's what I'm talking about. My stance is still that I move to remove this and amend the budget. If there's not a second on the floor, I truly understand if no one does not want to follow in suit with me at this time.

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Councilwoman Jones – I have another comment before we take any second. Mayor you mentioned you will find out how much it will cost for a temporary employee. I would like to amend this budget to remove this secretary position until we do find that out. We have a couple of Executive & Finance meetings coming up in the next couple of weeks and it is something that we could discuss at that time. I don't know how long it would take to get that information together, but I'm not thinking that we should take a long period of time to determine the other alternatives than what the cost would be. I understand with the temporary position that you have to pay them as well, but we don't know what that cost would be. Maybe it would turn out to be that the \$15,000 is the best way to go but I would like to see the other alternatives as far as the expenses and the costs be worked out before we actually approve this.

Mayor Cervenik – Obviously I don't vote here, whatever Council determines tonight we will deal with. I think at this time, there's been a move to ask for a motion, I think we just need to get this over with for \$15,000 or \$17,000 with pension.

Councilman O'Neill – Chief Cosgriff, how many civilian employees did the Fire Dept. have eight years ago?

Chief Cosgriff – Eight years ago we had six.

Councilman O'Neill – What were their duties?

Chief Cosgriff – There was two in the Chief's office and we would have had five, there was three in the Fire Prevention Bureau.

Councilman O'Neill – In your estimation has the duties of the Fire Prevention lessened?

Chief Cosgriff – No.

Councilman O'Neill – Has the run volume gone down?

Chief Cosgriff – No.

Councilwoman Minarik – I have a question about what the amendment is. But, in response to this, we have so many departments that have been cut to the bone. We're not debating the importance of the position. If you're going to pit one department against another, okay let's talk about housing then and how the inspectors have to do clerical work. Every department has been cut to the bone, no one is debating that the position is needed. All we're asking is that we pull this out of this current amendment tonight and discuss how we can get the Chief what he wants in the best manner possible with the people's money, that's all we're asking. Because right now, like I said, Housing Inspectors are doing all the clerical work. We've had inspectors retire. We've got the secretaries in the Housing Dept. that are overworked and overloaded as well. We could say that for every single department. We just want to find out the best way to do it. With that being said, is there a motion to pull this particular item out of this amendment?

Councilman Gilliam moved to amend the budget amendment to remove the Fire Department Secretary out of this amended budget.

Mayor Cervenik – If that is the case, there are four different items that need to be removed, 11-03; 21-03; 22-01; 23-01, which is the pension, Medicare and life insurance as well, if this is truly Council's intention.

Councilman Gilliam moved to remove line items 101-422-221-11-03; 21-03; 22-01 and 23-01, from the amended budget. Councilwoman Jones seconded.

Roll Call: Yeas: Gilliam, Jones, Minarik, Langman

Nays: Scarniench, O'Neill, Wojtila, Van Ho, Holzheimer Gail

Failed.

President Holzheimer Gail – Just a comment, we've had a Finance Meeting two weeks ago and I know there was e-mail discussions back and forth, it is Council's duty as well to do the work in between meetings. It is not our role to hire and fire. It is our role to set the budget. So the discussion should be about the budget. This particular position is unique because we have somebody retiring. It is a little different from all of the other discussions I understand people's opinion. If we want to change hiring

practices, that's a different discussion.

Mayor Cervenik – In a show of good faith, the Chief and I will investigate and do a write up on the difference between a temporary versus hiring a person. We can also extend that probationary time as well. We will put those scenarios together and give them to you and let you know what the cost differences are prior to making the decision.

President Holzheimer Gail – I would ask that you also consider 32 hours to start for a short period time in addition to save some additional funding. Additional questions on the budget amendment in whole?

Councilwoman Scarniench moved to close debate, Councilman O'Neill seconded. Yeas: Unanimous.

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

Roll Call: Yeas: Gilliam, Scarniench, O'Neill, Wojtila, Langman, Van Ho, Holzheimer Gail

Nays: Jones, Minarik

Passed.

Ord. 92-2010 (124-10) Transfer of Funds

An emergency ordinance providing for the schedule of inter-transfer of funds between all funds. (Sponsored by Mayor Cervenik by request of the Finance Director)

Councilwoman Scarniench moved for passage, Councilman Gilliam seconded.

Director Johnson – This is the accompanying transfer ordinance that compliments the piece of legislation that you just adopted formally adopting the transfers that were in the budget amendment.

Councilwoman Scarniench moved to close debate, Councilwoman Jones seconded. Yeas: Unanimous.

Councilman O'Neill moved to suspend the rules, Councilman Wojtila seconded. Yeas: Unanimous.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,

Holzheimer Gail

Passed.

Ord. (117-10) Amend Code Texting While Driving

An emergency ordinance amending and adding sub-sections (c) and (d) to Section 331.38 of the Traffic Code of the Codified Ordinances of the City of Euclid to prohibit the use of handheld electronic devices to send or receive electronic messages while operating a motor vehicle within the City of Euclid. (Sponsored by Councilperson Gilliam)

Councilman Gilliam moved for passage, Councilwoman Scarniench seconded.

Councilman Gilliam – This particular legislation I met with Director Frey regarding different House Bills at the State and other ordinances in the other cities. I felt it was appropriate that Euclid begin to look at particular ordinances that address those issues. I've heard numerous comments from the public regarding the use of cell phones. I'm not necessary for that and that's why it was written that way. I think that the issue that I had was individuals using Smart Phones for transmitting messages, PDA's for transmitting messages and individuals as it says in the legislation about using, I've even seen young people using video games and playing those types of hand-held games on the actual system. With that being said, I'm not the smartest person in the world and at the end of the day this could probably even need some fine tuning and opinions of others; I'm willing to have this go into the Safety Committee at a later date to be discussed.

Councilman Gilliam moved Ord. (117-10) to Safety Committee. Councilwoman Minarik seconded.

Roll Call: Yeas: Gilliam, Scarniench, Jones, Minarik, O'Neill, Wojtila, Langman, Van Ho,

Holzheimer Gail

Placed into Safety Committee.

Ord. (120-10) Amend Code Mobile Food Vendors

An ordinance amending Section 757.18(a)(6) of the Business Regulation and Taxation Code, and Chapter 1161 of the Health and Sanitation Code of the Codified Ordinances for the City of Euclid allowing for the regulation of mobile food vendors and the issuance by the City of permits authorizing the sale of food from mobile vending devices at designated locations. (Sponsored by Councilperson O'Neill)

Councilman O'Neill moved for passage, Councilwoman Scarniench seconded.

Councilman O'Neill – This is something that I started discussion with the Law Director last year. I felt that with onset of more vending carts, specifically the hot dog vendors which I support, I think it brings ambiance, for lack of better terms, it brings foot traffic to areas where they look at merchants in the area, get looked at a little bit more. One of the problems with that I felt and I recently experienced on Lake Shore Blvd., near Walgreen's and BP, a vendor, right at the curb, traffic was stopping and they were vending into the window of the car, I was stuck in traffic because of a car stopping to purchasing the product it was selling. I felt that we needed to take a look at Cleveland's ordinance and possibly pick out of that what would fit with Euclid's needs. I do like them, I think there's a lot of good reasons for those vendors; it brings people to the area. Also those folks if they've got a permit for that specific spot they're there certainly in the good weather and they are more eyes and ears in that area and everybody has a cell phone and they're kind of watching what's going on and maybe reporting any suspicious activity to the police, so those are the positive things that I think come from the food cart vendors. Director Frey can you expound on the ordinance itself.

Director Frey – We did in fact look at the City of Cleveland's legislation. We also looked at St. Petersburg, Florida at their legislation to try and make sure we were comprehensive on the one hand that we recognized that these type of street vending, food vending devices are a good thing in the city in the business district but yet properly placed, properly licensed so that we don't have carts that are operating in too near a proximity to each other. Certainly and it is a major concern that they not impede the flow of motor vehicle traffic, but also be respectful to pedestrian traffic and not obstructing unduly the sidewalk. To achieve that in our discussions, we felt that if we restricted the vending cart to the U4 commercial retail districts that would be the appropriate place. We would permit food vending carts on private property but that would require the permission of the owner. We had a situation already this year where a food vendor set up outside the Library on Library property. The Director called, I indicated that she is not required to allow food vendors on property without the Library or the Library Board's permission, so the vendor was notified.

Food vending carts must have a health department permit. They have to have a vendor's license. This would be an additional step to register with the city. We are proposing the registration fee at \$50 which would be for a year's period of time. A good portion, half of that \$50 would just cover the cost of running the background check on the operator of the cart. We think that we have revocation provisions and appeal provisions in here. We have tried to be comprehensive as we've said in licensing where or permitting where the cart would be permitted to operate, it doesn't mean that they have to be in a single location. But with the guidelines set forth, for instance, they could not set up right next door to each other outside of, at any one location and engage in that kind of back and forth. There's plenty of retail districts and we've seen the carts at various places around town, so they do know where the crowds are, they're going to move the cart as appropriate and we think this is a good piece of legislation and we'd ask for your support.

Councilman O'Neill – Just to add to what Director Frey was saying. Also for lack of better terms, it protects the turf of the permit holder, that's their spot so no one else can come in and take over their spot. It is real critical in the City of Cleveland. We're kind of new at this legislation here in Euclid, but the City of Cleveland has a big business for vending carts, specific spots throughout the city which the city limits and obviously there are preferred spots for those carts. I don't think that we have that issue right now but I certainly don't have a problem with sending this to a committee if it wants to be discussed further. I would request that we get this done so it can be back on for legislation on the 21st because we are already getting into the summer months and I'd like to firm up this legislation.

President Holzheimer Gail – I think it would make sense given the hour and I know there are just a couple of tweaking concerns.

Councilman Van Ho – I would also like to see it go to Committee because I have a concern when we start regulating, to my knowledge we've got one, maybe two of these carts and it is people trying to make a living. I think we forget that they're out there and it is a tough way to go because I've watched it downtown. I have a problem with the legislation unless there's something that can be explained to me in

a committee meeting that will make it make more sense.

Councilman Langman – Law Director Frey I’ve seen the cart at times on the sidewalk but within a car width’s distance of a gasoline pump. Is there anyway to tighten that up? The idea being he’s getting folks that are coming out of a particular gas station on the Avenue. It is great business sense but it struck me as being odd that you have steamers there and so forth very close to that type of retail establishment. Can we look at something like that?

Director Frey – I think that’s a good reason why the sponsoring Council person O’Neill wants it to go to Committee; that would be a good place to have that discussion. Gas stations are obviously have both safety features but they have volatile substances. Many gas stations also sell propane tanks so it is not as if there are not things right there as well. Sure, I think those are fair points that we need to discuss and review.

President Holzheimer Gail – We’ll probably have Executive & Finance on the 14th and 16th too. We could put it in there and have it all together.

Councilman O’Neill – I don’t have a problem with it going on the 14th. I’m just looking at what we’d be loading up at that meeting.

President Holzheimer Gail – We’d probably end up with two dates, and Executive & Finance for both, if you just want to make it part of that, or a different committee meeting?

Councilman O’Neill – I’m fine with putting it into Executive & Finance that way everybody gets input on it. Hopefully we have an opportunity to reach out to those vendors.

President Holzheimer Gail – I would make sure that they are invited to the meeting.

Councilman O’Neill moved Ord. (120-10) to the Executive & Finance Committee. Councilwoman Scarniench seconded.

Roll Call: Yeas: Gilliham, Scarniench, Jones, Minarik, O’Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Placed into Executive & Finance Committee.

CEREMONIAL RESOLUTION

Res. 83-2010 (113-20) Retirement Sgt. Plut

A resolution of congratulations to **Sergeant Thomas M. Plut** on his retirement from the City of Euclid Police Department after more than **thirty-three** years of dedicated service. (Sponsored by Mayor Cervenik and entire Council)

Councilwoman Minarik moved for passage, Councilman O’Neill seconded.

Roll Call: Yeas: Gilliham, Scarniench, Jones, Minarik, O’Neill, Wojtila, Langman, Van Ho,
Holzheimer Gail

Passed.

COMMITTEE OF THE WHOLE

Rose M. Allen – 26241 Lake Shore Blvd. One of the comments I have is regarding #13 that would probably do a lot of good for a lot of people in terms of keeping people from texting while driving. I don’t know if people are aware but Oprah Winfrey has a number of public service announcements running regarding not texting and driving and she also has a program called the no phone zone pledge. She has gone to various communities to promote not using electronic devices and texting while driving. There is a program that she’s set up with communities and not just major cities but she will go either stage an event that gets people to come out and sign a pledge not to text and drive or not to use their phones unless they are using hands free. I would hope that maybe while this is in committee and being discussed that we would look into trying to make a connection and ask if she would be willing to come to Euclid or even send a team to Euclid to promote no texting while driving. She does come to the Cleveland area frequently, she goes to the Cleveland Clinic for some health issues, so I don’t think it is a stretch that she would come to this greater Cleveland area and do something that would help promote not texting and driving.

I support this because on July 12, 2008 there was a woman who was distracted and I do believe

she was texting or doing something who lost control of her vehicle and plowed into my vehicle doing some serious damage to mostly the vehicle, but I'm still feeling the effects of the fiscal and the physical impact of what happened. She admitted that she lost control, she didn't say why but there was evidence that she was not paying attention because it was the phone. I would hope that we can do something that would bring a lot more attention to keeping people from doing dangerous things that could cost lives.

The second one is an invitation to the City of Euclid or anybody else who is interested. The North Point residents are having the First Annual Resident Yard Sale. Many residents will have tables set up in the front yard of North Point apartments on June 19th from 10:00 AM until 3:00 PM and will be selling off typical things that you find at a yard sale. For those people in the building who hadn't heard about it, this is an opportunity to get a table set up and for the rest of the residents of Euclid it is an opportunity to get to a whole bunch of yard sales at one time. That is June 19th from 10:00 AM until 3:00 PM in the front yard of the green space that is the front of North Point apartments. Thank you.

Mr. Jeffrey Beck – 25540 Chatworth. I would like to speak to two unrelated issues this evening. The first is Weed & Seed's Youth Explosion that will be happening this Saturday, June 12 from 10:00 AM until 4:00 PM. It will be held at Moore Counseling Center at 22639 Euclid Ave., right near McDonald's. There will be food and games for the kids as well as plenty of information available on programs available to the youth of our city. I urge all Council and administration to stop by and support the youth of our city. At the last meeting I asked for a \$25 contribution from each council member to offset the cost of the food. I would like to thank those council people who have contributed and for those that haven't, I'm still collecting monies up until this Friday.

The second issue I would like to speak to concerns the creative ways Council is looking to help alleviate the financial issues we are having. I attended the Committee hearing a few weeks back and heard a number of things discussed. Two items, reducing or removing the credit offered for taxes paid to other cities and the removal of House Bill 920 are both tax increases on the residents of the city and in my opinion are unacceptable. The residents of this city have their backs against the wall with the taxes they are paying now and can ill-afford to add to that burden. An interesting suggestion brought up by a council person was to reduce the income tax rate the residents now pay, the result of this would be the end to the revenue sharing with the schools, something already outlawed by the State of Ohio and increase to the City coffers of \$5 million.

Another suggestion is an article I read in this month's issue of Forbe's magazine. The article is entitled Critical Mess. The author writes of the serious financial issues many states and communities are having in trying to balance their budgets. Like Euclid many of these budgets are heavily weighted toward union contracts that were negotiated in good times that are still in effect in these difficult times. The Illinois State legislature had a solution. I will briefly read a portion of that article. Public Act 96-0889 proposed slashing \$71 billion from future state budgets. It did so by requiring newly hired State employees to work up to a dozen years longer than employees had in the past, until age 67 to draw a full pension. It sought to forbid them from retiring with more than one government pension, to base pension payments on a salary of no more than \$107,000 a year and to pair the cost of living adjustments to a fraction of the former levels. In other words, the bill proposed to detach a guilt edged safety net that public employees unions had spent generations lifting into place. So controversial was it that Jack DeFranks a 12 year veteran law maker figured it would takes months of working its way through the legislative sausage mill before anything emerged from the other end. Instead by dinnertime that very day, virtually every member of Springfield's bluest of blue state legislature had voted in favor of making the bill law and it was not challenged in Court.

I think on a local level this council should look at enacting legislation limiting the amount of non-compensatory pay to safety forces. While this city is in the throws of money woes, and residents are paying higher taxes, safety forces will collect \$2 million in bonuses this year. This is inherently unfair to the residents of the city and needs to be fixed.

The above two suggestions may not be feasible, but are interesting enough that they should be publicly debated by the Council. If anybody would like a copy of this article, let me know and I'll get it to you. Thank you.

Mr. Tom Cooke – 25601 Edgecliff. I just want to follow up on Item 13 on the prohibition of electronic devices. I definitely would like to see something along the lines for cell phone usage. There is absolutely no benefit whatsoever that is received while talking on a cell phone or texting that outweighs the safety risks that our at hand when that event occurs, there is just not, none. I've seen to much of it. I've seen to many people backing out of their driveways, backing in to major thoroughfares, talking on their cell phone just waiting for a major accident to happen. We already know that they have happened, so let's deal with this city, nobody else is going to deal with it, let's deal with it ourselves.

Question regarding Fourth of July, is there any discussion regarding that as far as fireworks, has that been brought up, is that happening? It's not happening?

President Holzheimer Gail – We had not budgeted for fireworks.

Mr. Cooke – Good, wise decision. It was great last year, the city saved a lot of money and there was no property damage, public or private. It was great I loved it. Unfortunately I really do love the fireworks, I just don't like dealing with the idiots that follow.

Regarding electronic safety devices and monitoring, has there been any further discussion regarding that Chief Repicky?

Chief Repicky – As far as what?

Mr. Cooke – I know at one point the city was talking or discussing implementing the use of electronic monitoring devices with regard to, similar to the City of Cleveland speeding and going through stop signs and stuff like that. As opposed to using radio officers to set up monitoring.

Chief Repicky – Are you talking about photo radar?

Mr. Cooke – Yes.

Chief Repicky – That was in committee and it is still in committee.

Mr. Cooke – Is that still a potential reality?

Chief Repicky – On my end it could be potential but it depends on that side of the room.

Mr. Cooke – Is there progress being made in that direction?

President Holzheimer Gail – I believe there is legislation in the Safety Committee.

Mayor Cervenik – School zones and freeway mobile, in Safety Committee.

President Holzheimer Gail – We haven't had a meeting on it yet.

Mr. Cooke – Is there any intention of furthering discussion?

President Holzheimer Gail – We would have to check with the Chairman of the Safety Committee and let you know.

Mr. Cooke – If you're looking for money saving devices that's a prime example of one. It is a lot better to have an officer dealing with criminal activity as opposed to, and I don't like to use the word, wasting their time catching speeders, but that can be handled in a lot more efficient manner. With regard to the privacy issue that a lot of people will bring up as a defense against the use of photo devices, there is no more privacy in case you haven't noticed. No matter where you go, you're on camera, you're on film, even in your own house, in some people's houses. It is not an issue. I would like to reiterate that the Mayor's comments regarding the police department of what you saw up here today and what the residents of the City saw regarding the selfless service of the members of the Police Dept. and how they went beyond, how many of these members go beyond their regular scope of work, their regular duty on a regular basis, that's indicative not only of the police department, but also of the fire department and city services. It just is, that's just who these people are, that's their make up, they love their job, they love the City of Euclid and it is just a good thing. It is one reason why I'm here. I can be in a lot of other communities but I chose to still stay here. I can make you feel a whole lot better about your garbage tax and your street lighting tax when you see up here what you saw with the Police Department. Thank you.

Ms. Sunny Simon – 4110 Princeton, South Euclid, Ohio. I'm here tonight to introduce myself, I'm a candidate for the County Council 11 seat, which includes Euclid. While I'm here I listened to your Council meeting and looked at your agenda. I wanted to make a comment with regard to Item 13 which is regarding the cell phone usage. South Euclid Council recently did pass regulation and a ban on cell phones, texting which are hand held. One of the issues that arose immediately was that our particular ordinance did not have a provision that would have a waiver ability for people who were caught the offense. That resulted in our court being totally funded with offenders immediately, overwhelmingly so that we did come back and we did some adjustment to our ordinance and fix that part of it. I still think there's some adjustments to be made. Just a recommendation when your Safety committee looks at this that you might want to put a waiver able offense in there. Thanks for having me tonight.

President Holzheimer Gail – As Mr. Wallace is walking up, I will apologize, when I saw you I had a mental trigger that I owe you a phone call, I apologize, I'd be happy to talk to you after the meeting.

Mr. Warren Wallace – 24430 Mavec Ave. I just had that right up here the reminder of the phone call. My home was broken into, I guess a lot of you guys know that a few weeks ago. As far as the Police Dept., Officer Germovsek, I believe his name was responded. He was totally, totally professional. He helped me with a lot of problems I had as far as what I can do to prevent this from happening again. I was extremely angry but he maintained his composure and my family and I thank that Officer for being one of the finest in Euclid.

Also like I said my home was broken into and to be frank, I was on the brink of insanity with anger. I thought of everything, people I called told me the first thing I say if I would have caught these guys, I would have shot them. Contemplating murdering a person for material possessions. I was in that frame of mind. But I started thinking about what if, what if my son would have been home; what if my wife would have got home. Would they have been raped or would they have been killed? When you're a victim of burglary, that's what goes through your head. You don't understand unless you're a victim. All type of insane thoughts go through your head and it was really getting paid. I prayed to Allah that he take these thoughts out of my head. At that moment maybe about 10 minutes after that, Willie Brown called and asked if everything was all right and I told him how I felt. When I got off that phone, while we were talking, he told me don't allow the anger to consume you. Don't allow yourself to be somebody you're not. Don't allow yourself to contemplate on murdering someone for material possessions. That helped me out a lot. He told me to channel that energy to something positive and that's why I'm down here today.

Originally I wanted to offer \$1,000 reward for the filth that broke into my home. I wanted to offer \$500 for information on anyone that had information for breaking into someone else's home. I didn't want anyone else to feel that way, the way that I felt. But I find out that there maybe some retributions, repercussions from the criminals for Warren Wallace individually doing it. So I talked with a couple of the Council members and come up with a solution with the Block Captains and the Block Watch. Point blank, we have to fight together. We cannot continue to lay down and allow these criminals to come to this city and make us hostages. We cannot continue to point our finger at the Police Dept. for not being in our kitchens when someone is trying to break into our house. You can't point at the politicians, we have to point the finger at ourselves for sitting down and saying I pay my taxes, that's enough. That's not enough. We have to fight to take back our city. We have to fight to make this city a lot safer. Contact your council person with ideas. I'm willing to meet with folks. I want to get together. I want to make this thing work. We need to let these criminals know that Euclid is fighting back, Euclid residents is fighting back. There's constant talk that the Police doesn't have enough resources. We don't need to come out of our pocket to hire more cops, what we need to do as residents is to get together and prove the police with the resources by fighting back, being diligent, coming together, understanding what's happening and willing to look out for us and our neighbors.

That's why I'm here today. I'm angry, I'm upset but thanks to Willie Brown and the Police Officer Germovsek and a couple of others, I'm from the brink of insanity because I was upset, I was contemplating murdering somebody for taking material possessions out of my house. It was a what if, what if they would have came in here and you folks as a victim, what are you going to do. I am fighting back, what will you do?

President Holzheimer Gail – You bring up a wonderful point. There is really I believe a great strength in our neighborhood associations and our Block Watch program. I would encourage any resident who is not involved in theirs to get involved. I would encourage those of you who don't have a neighborhood association or a Block Watch group on your street to contact your council person or to contact Kristal Skovira in the Community Policing office and we will all be happy to get one started. I agree with Mr. Wallace, it is all of our responsibility and if we all work together we can keep our city strong. I apologize that that had to happen to you. I certainly appreciate your diligence in staying here and being a part of the solution, we thank you for that. Seeing no further comments we'll move to Councilmen's Comments.

COUNCILMEN'S COMMENTS

Councilwoman Minarik - I wanted to start by referencing at the last Council Meeting I talked about Donovan Rypkema coming to and I said it was the Colony Theater. First of all it was the Capital Theater. But the other thing that I wanted to apologize for is I thought I had referenced everyone from Euclid who had been there and I missed Roger Kelley and John Williams of the Euclid Historical Society who took the time out of their day to show up because they are trying to rehab Township Hall into what they want.

The other thing that I was very proud of is Mr. Rypkema during his talk brought up our own Brian Mikelbank's position paper on the importance of historic restoration. It was our own Euclid Resident, Ms. Teri Sandy who works in Cleveland Development, that actually was instrumental in getting that

breakfast together. So Euclid played an important role in that.

The second comment I would like to make is thank Sherrie Zagorc and John Boyton, especially and the Abston's who opened up their restaurant to us every month. Those three parties consistently every month that the 200th Stroll, they met and we've been meeting for a year. What they did, I think that's what helped the 200th Street Stroll as good as it was. In addition there was people who came and went, this month or that month and I was one of those, we just came coming in and going out. But with the merchants and especially thank Sherrie and John Boyton because they saw it through and made it much better than it has ever been.

The third thing I wanted to talk about is I took my second tour of the Waste Water Plant on May 27th. It had been about 10 years since I took it the first time. This one was a special occasion because the City of Euclid was host of the Ohio Water Environmental Association, OWEA. They annually have a meeting and basically what it is, OWEA is a not for profit organization that provides technical education and training for Ohio water quality professionals who clean water and return it safely to the environment. The northeast section held it's annual business meeting on May 27th and our city hosted the event at the Euclid Water Reclamation Facility and at Tizzano's party center. Our waste water plant was toured by 143 waste water professionals in the morning. I was there and I met people from Cleveland and I met people from Painseville and from all over and learned that waste water plants are different from city to city. The other thing that I learned which was very interesting is people who work in waste water plants are very happy people. I don't know why, but they are all very happy people who love their jobs. It was a blast taking the tour again. If you want to have a great morning, especially if it is a rainy day and you've got the blues, take a tour of the plant, you will be smiling when you leave, I guaranty it, everybody on that crew is happy.

Finally this was an important weekend, historically speaking. On June 4, 1942 was the Battle of the Midway; June 5, 1947 was the Marshal Plan for the Recovery of Europe began; June 6, 1944 of course we all know about D-day. Just a couple of paragraphs why these three days were so important historically, especially to the world and why I am just so proud to be an American. The Battle of Midway is widely regarded as the most important naval battle of the Pacific campaign of World War II. The heavy losses in carriers and veteran air crews that Japan suffered permanently weakened the Imperial Japanese Navy. Japan ship building and pilot training programs were unable to keep pace in replacing their losses, while the US steadily increase output in both areas. The war did go on for more years, but the Battle of Midway which began on June 4, 1942 was the key turning point.

As far as the Marshal Plan goes, which began June 5, 1947. The European Recovery Program was the primary program from 47 until 51 of our country for rebuilding and creating a stronger economic foundation for the countries of western Europe. The Marshal Plan is credited by stimulating the whole of western Europe industrially and well into the future. Finally we know about D-day, we hear about it all the time, but just to reiterate, a total of 6,000 ships and landing craft were involved, delivering troops to five beaches along the carefully selected strip of the Normandy coast, primarily made up of American and Canadians and the British were involved as well. On D-day alone some 3,000 allied troop died, some 9,000 were wounded or missing. By the time they crossed the Sine and liberated Paris in late August, around 10% of the allies two million troops had been killed, wounded or were missing. The success of Operation Overload was to pave the way for allied victory and rescue the world. Three important days that I would like you to think about.

Councilman O'Neill – My colleague's comment on our employees at the Waste Water Treatment Plant, kind of brings a new meaning to happier than pigs, well you figure out the answer. To the last speaker Mr. Wallace, I'm sorry for the break-in at your residence. I can only imagine what that is like for you, how you felt. I appreciate you bringing those comments and sharing them with hopefully folks that might avoid having their house broken into. It is not easy to share a personal experience like that, so I appreciate you coming up.

I would like to extend my sympathies to the family of Frank Cigoy who was a member of Euclid Vets. He was in the Army and then WW II, he was also a long time owner of Frank's Café on 200th Street and growing up he was my next door neighbor. So to his wife, Ann and his daughter Carol and Barb and son Frank who owns a business in the City of Euclid, Tri-County Door, extend my deepest sympathies to the family of Frank Cigoy.

E. 214, I talk about this often because it is coming to an end soon. Most of the road is paved, there's a few man holes that are doing kind of section work. Within two weeks hopefully all of the aprons will be poured so people can actually pull into their driveways, probably 2/3 of that is already done. Roughly two weeks after that which is roughly three weeks from now, all the sidewalks should be in and hopefully by mid-July all the landscaping is done and the light fixtures and all that will be done. I'm going to say thank you to those folks that really put up with a lot on 214. It was a huge project, it didn't go as quickly as I had anticipated it would have, but we're rounding third and heading for home on that project. Enjoy the new road, folks.

I just want to thank all the people in Ward 5 and actually throughout the city as I drive around that actually take the time to take care of their properties. They cut the grass, they landscape, they tend to their bushes and flowers. It really does make a difference, people do see that. To those folks that are struggling a little bit, maybe the elderly, if a neighbor can lend a hand to them and maybe those folks can reach out. Help them out because it does beautify the city. Lastly to the people who don't take care of their property. Please take care of your property. The City of Euclid does not want to be in the landscape business. If we come out and we're watching and we get complaints, we're going to tag your property and in 48 hours the sub contractor is going to come out and cut the grass. It is going to cost you at least \$150 for front and back lawns and it goes up from there. Again, we don't want to be doing that, please take care of your property. Good night.

Councilman Wojtila – Regarding the Executive & Finance meeting tentatively on the 14th, that's the only day next week that I would be available in the evening. I would request that we have, we moved a lot to committee tonight, but I request that the St. Robert's purchase be on the 14th if at all possible. I would like to be there for that.

Director Johnson, could you explain to the residents the exemption to the garbage fee and how that works? There have been questions on how they would apply for that and the parameters associated with that.

Director Johnson – There are two basis for exemptions. One is if the property has been vacant for more than 90 days, there's a 50% reduction in the fee. The other exemption is that if you're over 65 years of age or older and/or permanently and totally disabled and your gross income, including social security benefits is \$20,000 or less, you can receive a \$2 per month exemption.

The forms are available here at City Hall in the lobby. They are also available on the city website. We try to make it as convenient and available to anyone who needs those forms. They must be notarized in both cases. In the case of the form for the income exemption, you must attach proof of income so we do need your tax return, if you don't file a tax return, at the very least your social security benefit statement and proof of all other sources of income.

Councilman Wojtila – Relative to the budget, there was a lot of discussion on the budget, which I did not make a comment at that time, but from position relative to the budget is, I look at it as a bigger picture thing where we approved a budget earlier this year that would result with the changes that we made in about a \$1.6 million reserve. We've now dipped into that by about \$300,000 with the budget amendment that we approved tonight. Rather than look at an individual item, I personally can't do that because I don't know all that goes on. My point is, further budget amendments, we're dipping into that further. If the revenues are at projections which we are now, if they don't get better than that, I think additional amendments dipping into that reserve further are for me are going to be hard to approve. That's my statement relative to the budget because there was a lot of talk on that and I did want to get my thoughts relative to that. We have the Webinar on Thursday Director Pietravoia, any word on the SID grant that we were in the running for?

Director Pietravoia – The award is going to be announced on the 9th. In a couple of days I'll get an e-mail out to all of Council. We were very close between 3rd & 4th and we put out an e-mail blast to all the cities involved to try to get more votes in the last couple of days. I'm hopeful that we get into 3rd place.

Councilman Wojtila – The top three get some?

Director Pietravoia – The top three and they did say they might award a 4th discretionary grant so I'm hopeful even if we ended up in 4th that we would still get a grant.

Councilman Wojtila – Any idea how long the Webinar lasts on Thursday?

Director Pietravoia – We did this once already for the administration and it lasted a little over an hour.

Councilman Langman – First I would like to acknowledge that most of us attended on Friday for the Auxiliary Police. I know tonight was a big evening for the regular officers but the Auxiliary police force puts in so much time that is uncompensated time. They do so much to make this city what it is just by their devotion to the city and by being at all the various events like the 200th Street Stroll, Memorial Day, etc. The dinner on Friday was well deserved for a group of hardworking individuals and I'm glad the city chips in every year to acknowledge their contribution.

Mr. Bock if you could since Mr. Smith is not here this evening, can you give us an update on 248th and are we about ready to finish up the storm water portion of the project?

Asst. Director Bock – Yes, E. 248 is for the most part on schedule if not a little ahead of schedule, even with the couple day delay as far as some parts that were back ordered that were needed. We expect to complete the underground within the next two weeks and get into the paving portion to begin right around the first week of July.

Councilman Langman – So in essence that line is just about functional or is it functioning now?

Asst. Director Bock – It is functioning at the present. It is just a matter of getting everybody permanently hooked into it.

Councilman Langman – Okay, so we're still finishing up on the lateral connections?

Asst. Director Bock – Correct.

Councilman Langman – Good, it is moving along quickly and the residents love what Great Lakes is doing and they've been very responsive to the residents who have stopped by and talked to them. Law Director Frey a resident mentioned some of the creative ways to control our costs and they mentioned what Illinois is doing. I know it is kind of spur of the moment but we had talked about what Toledo was attempting to do with exigent circumstances that their Mayor declared. Can you update us at least generally on what is happening? I know that was being challenged in the courts.

Director Frey – I don't have an update. What Toledo did was made a unilateral declaration, the administration, that they were in exigent circumstances or dire financial circumstances and modified several of the provisions of their collective bargaining agreement and not surprisingly the unions are challenging their authority to do that. What's at issue there is whether the circumstance that creates the emergency is known to the parties at the time the agreement is negotiated or truly it occurs after the fact. If it is known at the time, then it cannot under the code provisions the SERB ruling, it would constitute an emergency. It was a fact known when the negotiations occurred could have been negotiated or gone to fact finding if need be and would only apply, according to the SERB rulings for events that occurred after the fact. We'll see, I don't know what the outcome of that case is going to be. My sense is that the circumstances Toledo faced they knew as the contract was negotiated and they probably are not going to succeed in this gambit. I will try to get the article from Mr. Beck and follow up on the Illinois approach and that sounds like something the State legislature is creating an out for municipalities.

Councilman Langman – Finally to Chief Repicky, I know Chief we had talked a few weeks back about the increase in accidents at 250 and Shoreview since the traffic light has been removed. I believe it was Capt. Brickman was going to analyze the accident data. Do you have an update for the residents that might be watching or still watching as the case may be?

Chief Repicky – Hopefully they're still watching. At 250 we're still researching that, it is going to be by hand. We are currently working on a grant that's worth about \$42,000 for the city so we put that to the front of the pecking, so we will pick that up in another week to finish that data.

Councilman Langman – What would the grant actually do?

Chief Repicky – The grant is going to give us 700 hours of manpower on the road extra.

Councilman Langman- It is for extra patrols, not for signals or anything like that?

Chief Repicky – No, just for extra traffic patrols.

Councilman Langman- I appreciate the update. Thank you.

Councilman Van Ho – First of all, thanks for caring and I would like to thank everyone who was involved in putting on the 200th Street Stroll. Something like that is what makes this city special. Councilwoman Minarik, I'm going to take your advice. The next time I wake up in the morning and I'm having a bad day, I'm going to wander down to the sewer plant for coffee. You brought up a lot of WWII and you heard it during Memorial Day and we remember it then and I think we sometimes forget. Tomorrow morning thanks a Veteran because that's why you're able to walk down these streets free.

Budget amendments, I agree with my colleagues, we've got to watch it very carefully. I'm not throwing stones at anybody for them or saying don't bring them, I'm just saying we need to watch very, very carefully so we hold the line. I think we need to get back to looking at what we're going to do so

we're not put in a position that we were when we had to pass the garbage and lighting tax as we did in a hurry. I would like to see us do it in a planned, logical way. With that I'll say thank you and good night.

Mayor Cervenik – If I just could on the budget amendments because it has been mentioned twice now, out of the total here, except for the Secretary in the Fire Department and the Receptionist which was asked by Council and the Animal Shelter transfers, all these other items are totally uncontrollable. We have \$80,000 increase in worker's compensation. We can't not budget for that. We wish they would budget us sooner. The \$100,000 for tax incentives. Then we had the \$30,000 loan anticipation note the Director talked about. Some of these things because we pass a budget in March and these items come up later on, we have a couple of unanticipated retirements, one in the amount of \$23,600. We have to pay that out. We have to budget for that. That was a total surprise to us, we only had one retirement and then the second person tried to go. We do try and watch and put everything in here that we're aware of through this part of the year before Council does go on break and I don't expect, hopefully don't expect any large budget amendments other than what you've seen tonight and we do watch it very closely, except for \$25,000 here they're all uncontrollable. They're coming from outside sources that we can't change.

Councilman Van Ho – I'm not saying that we could have. I 'm just saying let's be very careful because everyone is looking at this budget, everyone is nervous because \$1.6 is not a great cushion on a \$37 million budget and our residents are looking too.

Mayor Cervenik – I agree and that's why I wanted to make that comment because I know our residents are watching and I want them to understand what we have to deal with on a basis daily.

President Holzheimer Gail – I would like to thank the Joint Veteran's Council for putting on the Memorial Day parade and all the city staff that helped make that a success, it really was a great event and we really appreciate all the hard work that went into that.

Also Memorial Day weekend there was a soccer tournament here at Memorial Park and Euclid Youth Soccer, EYSO, a group of volunteers put that on and it really brought teams from all over northeast Ohio and beyond perhaps to play soccer here in Euclid. It is a good opportunity for us to shine and show off some of our facilities so I appreciate Euclid Youth Soccer putting that together.

A couple of meetings coming up, we are going on break so we're going to have to work hard next week. The 14th, the plan was to do the St. Robert's acquisition and to do a quick budget update. The plan then for the 16th would be the land reutilization strategy with the land bank and the food vendor piece and we could fit the Charter one in if the Council wants to at either one or the other of those. That would be the plan at this point and I think the others could wait until the summer or as time permits. Those are the items, in my opinion, that we need to get moving on before the next Council meeting.

I did want to thank, Councilwoman Minarik invited me to participate in her Ward 4 forum, I appreciated that invitation and Councilwoman Jones invited me to participate in her Ward 3 forum. I appreciate that opportunity and I always enjoy those meetings and appreciate you inviting me. I think that's it for me.

Councilman Gilliam – I just wanted to personally thank the Mayor in assisting me and Ward 1 residents. There was an issue with the use of Indian Hills pool. There is a problem with the usage and there are some problems mechanically and the Mayor and I have spoke and I appreciate the Mayor and his support in having that pool open by the 16th. I will say to the residents of Ward 1, the time is now to utilize that pool. I will be working with the neighborhood associations so we can understand the rules and necessity of using that pool because from a financial point of view, I can definitely see the sides of others who are adverse to it. When you talk about long term situations, closing the pool might be a true detriment to the community and I want us to utilize that pool as much as we can so that our need is necessary and that pool needs to be there.

The other thing I wanted to talk about is Asst. Director Bock, I just want to thank him and Director Smith for answering, shooting out an e-mail regarding the progress of 204 and Dille Rd. I think there's about two weeks left before that's actually done. It is coming along fine and I'm sure our residents will be happy about that.

Just a couple of other issues that I have to bring to forefront. Summer is here ladies and gentlemen and I just wanted to remind you of a few things that seems to be a common problem in the City of Euclid. First and foremost, children will be out of school during the day, so you will have children running amuck, enjoying their summer and enjoying life. But parents, do realize that there is a curfew in the evening that exists and it still applies, so be mindful of your children based on their age group, based on your level of parental supervision that the curfew rules will still be enforced. As far as individuals grilling and barbequing, I do all of the time, but just be mindful of safety precautions, having flammable materials stored in the correct place and not to close to your home that would cause issues. Children be

mindful of the fact that your bike is not to be actually riding in the middle of the streets. Follow the traffic laws. It is a danger to you and it is a danger to the drivers that exist. I don't want any individuals, young children getting hurt and I don't want any drivers feeling like they are to blame if they are not necessarily culpable. Be mindful of each other's rights. Music, noises, parties and things, they can be disruptive. There are ordinances out there that pretty much determine how long the hours that noises can exist and it is up to the discretion of the neighbor to make a police call or to call their council person. As far as lawns, let's try to keep our lawns up and at the same time, let's report all lawns that are having issues whether they be vacant or your neighbors. We don't want the city to be a babysitter, but at the same time we have to make sure that they're addressing the issues as you address your own.

The second to the last thing I want to talk about is a little uncomfortable for me. This is my first time as councilman but I've been getting a lot of phone calls about neighbor disputes. I received a letter from an individual in my ward, to my home without a return address. They also sent this letter to an individual in the community. It was the most slanted, disrespectful letter that I've ever heard written about a neighbor. It wasn't racially charged, but they made certain assumptions and made certain statements that they neither proved and they hurt this homeowner who her and her husband and two children bought a home in our city and have been here over a year and a half. I say to neighbors, before you start utilizing Council or the police department or the city to settle disputes, go to the individual first. The reason I'm saying this is at least you have an opportunity to meet that person and make a determination from there. When I received a call from the lady who was the recipient of this horrible letter, she was devastated. Her response was, can they do this? Why did I move here? What seems to be the problem because I don't know what's going on?

I feel that if we as citizens begin to talk to each other, we can build those strong communities that we've talked about. The resident made a comment about citizens uniting to fight crime. That can be done if we begin to communicate with each other. Bottom line is this, ladies and gentlemen, we have schools, we have the government, we have businesses and we have communities. The key to all of that is the people who live in this community and who work in the community and working together to solve some of our problems. Our particular city cannot be an advocate of the city and a babysitter at the same time. Begin to talk to your neighbors and have a discussion about some of your differences. If you are feeling disrespected and things, then there are other avenues to utilize. Just one way to start developing relationships real quickly I know I'm out of time. Mr. Beck had talked about the Euclid Youth Explosion. That is this Saturday, bring your children. Interact with the services in the city and interact with the people that represent the city and your neighbors. With that, I'll close, thank you.

Councilwoman Scarniench – I, too, would like to thank the Joint Veterans Council for the Memorial Day Parade, it was awesome this year. Some thing that people don't understand is our day starts very early in the morning. We start out at the Euclid Cemetery which looks wonderful thanks to Cub Scout Pack 143 from Our Lady of the Lake and Boy Scout Troop 143 also from Our Lady of the Lake and Boy Scout Troop 367 from St. John of the Cross. Many of them came out, their leaders, Tom Cartwright took this on this year for me because I wasn't available to do it when they cleaned and they had it all cleaned up. Of course our American Legion Post 343 came out and put all the new flags up. Once we finish there, bright and early in the morning, we had off to St. Paul Cemetery for another ceremony. From there we go over to Recher Hall where once that ceremony is done we're treated by Recher folks to breakfast and then we move onto the parade. We watch the parade, we hear speeches, you watch people, the weather, how dressed, the decorum is wonderful from these Veterans. Something I did this year that I haven't been able to do before was head over to Tizzano's. Across from Tizzano's is a monument that has the names of every one of the Veterans who belong to any of our Veterans groups in the City. Awe inspiring it is because they stand there and read the names of everyone of those Veterans. When the rain started we moved it in doors but it was wonderful to be there and to be part of the whole day. I thank the Veterans tremendously.

Sherrie, everything she does for the Stroll is amazing. I wasn't there for the whole time this year but the little bit I was there, talked to a lot of people, seemed like there were more people out on the streets, more vendors and stuff. The folks from Shore came over and had tables so it was a wonderful day there so thanks to them.

The Auxiliary Dinner was fantastic. When you look at the people who come out and do things for nothing because they care about their city. I'm glad the Chief came back in because I want him to really quickly tell you how you can become an Auxiliary Officer in the City of Euclid because we're always looking for good people who have a little bit of time.

Last but not least to Warren, oh, he's already gone. Unfortunately this is the first I've heard about it and I understand exactly what he is talking about because 10 years ago my house was broken into and my son was in the house. I know his frustration and what is going on in his mind. Again, homeowner's groups, absolutely vital. I don't believe there is one on his street, there maybe one, but between his council person and Kristal Skovira they can get one started because that's how you get to know what is going on and to learn everything about your neighborhood so when you see something you can make a

call. With that, goodnight.

President Holzheimer Gail – Chief, how would somebody who wanted to learn how to be an Auxiliary, what should they do?

Chief Repicky – Contact Marylou Jost at the Record Room, 289-8535 and she can forward an application to you.

Councilwoman Jones – Sometimes the benefits of going last because most of my other colleagues mentioned some of the things that I wanted to say. I want to say congratulations to all of those recipients of the awards tonight and thank you for all that you do. I also want to thank the Auxiliary Police officers for all they do on a volunteer basis. They put in a lot of hours and a lot of time, sometimes it goes unnoticed but it is definitely appreciated.

I want to thank the Mayor and the Council President for attending a Ward 3 meeting and out of that meeting there I are residents on 248 who do want to form a neighborhood association. They do work, they are beneficial. I'm sorry to Mr. Wallace for his unfortunate break in, but this is another reason why we need to get together as neighbors and look out for each other. As it was mentioned, the police can't be everywhere, they don't have the eyes everywhere and it is up to us as residents to also look out for our neighborhood.

It was also mentioned, I don't know if it was this meeting or another one about the I'm OK program. If you have, it doesn't necessarily have to be seniors in your neighborhood. If you have somebody in your neighborhood and this is also going out and looking out for your neighbors. You haven't noticed them coming out or in and out for awhile, go and knock on their door to make sure they are okay because there are some that maybe have health issues or things like that. That is just being part of a good neighbor policy.

Since I am the last and most of the comments have already been mentioned, thank you to those who participated in the Memorial Day parade, we were very lucky and blessed that we missed the rain for the parade. Even though, as Councilwoman Scarniench mentioned it started raining at Tizzano's Memorial. At the E. 200th Street Stroll we missed out for the rain for that, we were blessed in that incident as well because it did rain after we left there. We look forward to these events again next year and thank you and have a goodnight.

ADJOURNMENT

Councilman O'Neill moved to adjourn. Councilwoman Minarik seconded. Yeas: Unanimous.

Attest:

Clerk of Council

President of Council