

**EXECUTIVE & FINANCE COMMITTEE MEETING  
JANUARY 26, 2011**

Chairwoman Holzheimer Gail called on Executive & Finance Committee Meeting for Wednesday, January 26, 2011 6:30 PM in the Euclid Municipal Center Council Chamber.

**2011 BUDGET HEARINGS  
REVISEDAGENDA**

Court  
Police  
Service  
Discussion

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

Councilwoman Scarniench moved to excuse Councilman Gilliham and Councilman Van Ho.  
Councilwoman Jones seconded. Yeas: Unanimous.

Others Present: Mayor Cervenik, Law Director Frey, Finance Director Brett, Police Chief Repicky, Judge LeBarron, Clerk of Court Tercek, Ms. Keller, Ms. Hlavka, Clerk of Council Cahill.

Mayor Cervenik – We're honored to have our Municipal Judge, Deborah LeBarron and her Clerk, Barb Tercek here tonight to explain their budget. In the essence of good management of time we will begin right away.

**Municipal Court**

Judge LeBarron – I appreciate having the opportunity that I have every year to present the budget of the Municipal Court. The same offer that I have made for the last many years, if anyone is interested in how a municipal court works, I strongly suggest you come on over, watch what we do, I'm happy to meet with you and sit down with you and explain the court operations.

I do know you had your meeting regarding the jail and I have had an opportunity review the meeting minutes from that meeting and questions about diversion programs, things like that are really not proper questions for the jail, doesn't really involved the jail. I did not get any questions even though I know that offer was made I believe by the Law Director that if you had any questions about the Court to email the questions to him and he would forward them to me. I didn't receive any questions.

The discussion interest me so what we did do is just take a snap shot in time and I had Mrs. Tercek look up the statistics for us and from December 1, 2010 through January 20, 2011, our court heard 966 cases. Of those 966 cases a total of 88 people were sentenced to jail. Of that number of 88 people, 36 were under city code that were housed at the Euclid City jail; 52 were under State code that were housed at Cuyahoga County. That works out to a percentage of just barely 9% of those 966 cases that ended up in jail sentences and .37% of that was city code, the remaining 5% were State code and they were used at the County jail.

Other than that since I didn't really receive any questions, but that was one of the things that I got from the meeting minutes, the belief that there were so many folks being sentenced to jail and I think those figures just speak for themselves.

To get onto the Court's budget, the first thing we can talk about is the revenue, on page 13. You will see there was a decrease in the revenue generated from criminal fines. We did submit our annual report on Monday, I'm assuming you all received a copy of the Court's annual report. As was explained in the Annual report as a result of the city's decision to charge more offenses under State Code as opposed to city ordinance, that results in a decrease in the fine collection that is turned over to the city. There is a decrease in the revenue that was collected in 2010 and is compared to 2009. I'm assuming that will continue as the cases keep coming through the court and the collections of the fines are made.

You don't see that same decrease in the Court cost because the Court receives the court costs on every case regardless if it is charged under State Code or City Code. That's basically the revenues of the Court. I don't know if you have questions now or if you want to wait until we get through the rest of the Court's budget?

President Holzheimer Gail – Make your presentation and then we'll save questions for the end.

Judge LeBarron – Okay. That takes us to page 16 which is the general fund portion of the court's budget. There were 2% increases given to employees for 2011 and again the court employees like city employees have had no rate increases for the last 3 years, so they did receive a 2% increase.

We had an unexpected retirement in 2010 right at the end of 2010, so there was the retirement payout. There's not that much of a change to the Court's budget. There's an increase in the postage and that's because May is the month the United States Post Office let's us know if they're increasing postage costs. We don't have any control over that. That's basically it on the general fund.

If you go to the other funds of the court that are not general fund, which begin on page 60, the Indigent Driver's fund, that is a fund that is created as a result of state law. It is a fee that is charged that on all of the OVI, Operating a Vehicle under the Influence cases. We are required to collect those funds. We also get money from the State for the Indigent Drivers fund. That is to be used only for treatment for alcohol dependent persons that have been charged with operating a vehicle under the influence of alcohol or drugs. I understand the Mayor forwarded me an email that he had received from Councilman Gilliam, a question as to why there was an increase in that. We don't really know how many folks we're going to be able to use that fund on, so we increase the amount so that if it is needed it is there and we can use it for their treatment. That is not money that goes into the general fund. That can only be spent by Court order and for very limited purposes.

Page 61. Court Computerization account and you've all been here more than one term so you've heard me explain the two funds that the court has sole discretion over spending which is the Court Computerization Fund and the Special Projects Fund. Court Computerization is what has paid for the computerization of the Euclid Municipal Court. It is a user fee that is tacked onto every court case and anyone who is a civil case, criminal case or traffic case, that's part of the fees that they have to pay. We have computerized the court, we are on the web. We have increased, that was another question from Councilman Gilliam, there was an increase in that. It is getting time to buy new computers, we need to get our server updated and possibly buy another server. That's why there was an increase in that particular line item. These are funds that are collected by the Court. They are held by the city but they are not part of the general fund and they can only be spent by court order by the court. They're not funds that come to the city to use for any reason.

We have the Special Projects Fund on page 62. This is that other fee, originally when we started to impose that fee, it was going to be used mainly to make some improvements into the courthouse. I don't know if any of you have ever been called for jury duty, we have probably the most uncomfortable chairs in the world for a jury to sit on in a jury box. We have some other issues, but back when Chief Maine was Police Chief and I don't know how many years that was, the City was facing financial problems and was going to lay off the warrant officers. The Court got a legal opinion from then Law Director Murphy that we could utilize the Special Projects Fund to put those persons on the court payroll. They are now court deputies that are working out of the police department and they are serving warrants. That's what that fund is basically spent on. Does anybody have any questions?

Councilwoman Scarniench – No questions, but Judge I read the report this morning. Do you have secret clones in the backroom, because it is amazing how much you get done in our Courts. When you hear what goes on in Cleveland and when they talk about only doing so many cases and that many cases, I commend you on this report and the work you guys do.

Judge LeBarron – Thank you, I have a very good staff and without the staff we would not get these cases processed.

Mayor Cervenik – I want to make sure that it is clear that the salaries and wages and some of the other items that are contained in these special funds, the Court Computerization and Special Projects, if the Judge did not elect to use these resources to pay for some of these activities, it would come out of the general fund. She's been very cooperative and we've been very appreciative of our working relationship over the years and she understands when she can use these funds to benefit the City, she does.

Councilwoman Jones – Judge LeBarron, on the annual report, there was a mention of the Fugitive Safe Surrender Program and there were 200 Euclid warrants that were cleared. How many were there altogether?

Judge LeBarron – I thought somebody may ask me that question. For those of you who are not familiar with Fugitive Safe Surrender, in September the Federal Government and the State of Ohio and a lot of the municipal courts got together and we basically held Court at Mt. Zion Church. I was there for two days holding court in the church. Folks that had open warrants could turn themselves in, they would not have to post bond and it was a way to clear their warrants so they could get their cases resolved. It was for felons as well as misdemeanants but it was really aimed at misdemeanants. Cleveland Municipal Court participated by being there. East Cleveland Court, our Court was there, we were the only courts that were there from the municipal benches throughout Cuyahoga County. It was an eye opening experience, I'm sure you saw on the news all the people standing outside. We did clear over 200 warrants and I can't tell you how many we had open at that point.

This afternoon I asked Mrs. Tercek to check our system just to see how many open warrants we have now, just from the Court, this is not including what is outstanding at the Police Dept. that has never been served. We have over 2,460 warrants from the Court. These are a variety of things. There are people who have never shown up on their court dates. There are people who have not lived up to their payments agreements on their fines and costs and they're given a court date to show up if they're not paying them timely and they haven't shown up for that court date. There are people we have been placed on probation who have either stopped attending probation or not following through with their programs, have violated probation somehow. It is a variety of warrants but as of this afternoon, there were 2,460. Clearing 200 in September was helpful but warrants get issues almost everyday. Unfortunately we don't have control of when people are going to show up for court and when they're not.

Councilman Wojtila – Judge LeBarron, those numbers you read off at the beginning, you gave us some dates.

Judge LeBarron – The time period was from December 1 until January 20<sup>th</sup>. Because of the holidays in December we decided to go longer than just a one month span because of the days the court was closed for Christmas and New Year's.

Councilman Wojtila – I know we had 36 of the 88 that were sentenced to jail, 36 ....

Judge LeBarron – Were under City code.

Councilman Wojtila – What is an average sentence?

Judge LeBarron – That is difficult to say. We broke it down by what it was. There were 4 OVI offenders; there were 8 drug abuse offenders which were probably probation violations but may not have been; 6 disorderly conducts; 2 driving under suspension; 1 contempt of court and 15 that were for contempt for not showing up on their assigned dates relative to fines and costs and other probation violators. The length of those sentences would range greatly and without pulling each case to find out.

I can tell you in the winter months there are more disorderly conduct folks that are in jail and that's basically my belief that homeless people should not freeze to death and we have homeless people in this city. We have homeless people that have drug and alcohol problems. They get arrested and in the summer months they get arrested, they can't post bond, we bring them over to court as quickly as we can to get them out of jail. But in the winter months I truly worry about people freezing to death. In the winter months the number of disorderly conduct incarcerations are going to increase. That's just my personal feeling on dealing with folks that don't have a home, don't have a place to go.

Councilman Wojtila – I'm going to ask the question a different way. What's the typical sentence?

Judge LeBarron – There is no typical sentence. Every case is different.

Councilman Wojtila – Somebody that is not familiar with the system over there, what's the range then?

Judge LeBarron – The range is whatever they're charged with and whatever the State Code or whatever the City code allows me. If it is a fourth degree misdemeanor like a disorderly conduct, the maximum jail sentence is 30 days. If it is a driving under suspension under the city code, the maximum jail sentence could be six months. On a drug abuse it could be six months. On an OVI, if it is a first offense, it could be six months; if it is a second offense it is a mandatory 10 days in jail, but up to six months. If it is a third OVI within six years, it is one year jail sentence with a mandatory of 30 days. Every case is different. Every defendant is different that comes before the Court, otherwise you wouldn't need a Judge, you could just put something into a computer and it will tell you what the sentence was. It is very difficult to tell you what the average sentence is. Everything is different. If I have someone on probation on a drug abuse offense, which is normally what is going to happen on a first offense and they don't go to treatment or they re-offend and get more cases, I don't have a whole lot of choice but to then put them in jail. If they're not going through the treatment program they've been placed in or if they are repeat offender, I have many drug abuse offenders that come in on a regular basis. Fines don't work, community service doesn't work, so then all I have left to me is a jail sentence. That can range to how many times you've come in front of me; what kind of history you have, criminal history that you have. It is all very different. It could range from a day in jail to six months in jail depending on facts of the case, depending on that particular defendant.

President Holzheimer Gail – Any other questions from Council? Seeing none, thank you very much for your information and being here. I thank you for your report. I did have a chance to look at it too.

Mayor Cervenik – Thank you Judge and thank you Barb. Police Dept. is ready to give their presentation as well.

### **Police Department**

Chief Repicky – I want to introduce my staff that is here tonight: Jail Warden Jan Clinton, Administrative Asst. Cathy Martin, Capt. James Savage, Executive Officer Dave Brooks, Capt. Tom Brickman.

Before I get started I would like to read an article, just a short paragraph that I thought was of interest to our budget hearings and what our police officers are putting up with on the street day after day. In the last 24 days there has been 14 law enforcement officers killed in the United States. Between Sunday and Monday this past week, 24 hour period, 11 police officers were shot in five states. This budget that I present to you tonight represents what we need to operate this police department in this city for our residents and our business owners.

I would also like to thank our new Finance Director Phil Brett and his staff for an excellent job in his first year of preparing our small budget. Thank you Phil.

I appreciate the opportunity to speak before you tonight and present the 2011 budget for the Euclid Police Department which includes the Corrections and Animal Control. This budget was carefully constructed and it is the goal after this presentation tonight that you will adopt this 2011 budget. The proposed budget represents approximately an 8.3% increase from expenditures in 2010. The majority of this increase is due to union and non-union raises, pending retirement and sick time payouts. We currently have 94 police officers which include the 4 new hires in December 2010. In addition there are still two officers on military deployment. I also expect 2-3 additional retirements in 2011. We will attempt to hire additional officers to achieve a budget to accommodate 97 police officers in 2011.

Much as been said about a strong police presence and to provide the community a police force that is quick to respond and resolve issues. Our first priority is to meet the needs of the community and improve the quality of life.

In regards to the Jail, we met last Wednesday and discussed the new dorm style building for the jail. Building this new dorm will reduce employee costs resulting in an annual savings of a minimum of \$500,000. I urge city council to bring this dorm proposal out of the Finance Committee and take a final council vote to begin this new project which will take approximately 15-18 months to complete. If this is moved forward, savings could result by September 2012.

Animal Control. In January our kennel man retired and we have decided to hire a part time animal control officer. This part time control officer will fill in the evening hours to allow our police officers to handle calls for service. We are interviewing this week and hopefully will hire and fill this position within the next week.

I will start with the police budget on page 33. Police Administration 211, there's no new hires. The increase in salary is the 2% raise for Record Room and our non-union employees got their one hour back and also a 2% raise. The only other large increase is the Web Check. We've had a tremendous response to the BCI and the FBI fingerprint, which is a benefit to the residents. We had 390 in 2009 and this past year we had 695 people and it is growing everyday. The city makes \$10 per person on this Web Check. Any questions?

On page 34, I'll have Capt. Brooks and Capt. Brickman explain our Victim's Assistance grants, 2113 and 2117.

Capt. Brooks – This is a cash match that is necessitated by our BOCA and BOWA grants. It is minimal amount of money, \$8,500 approximately. That would be the accounts that we need to have created that Carol is working on diligently, 2184 and 101-421-21-84, which would necessitate \$3,571 in there for the cash match. Then we need, 101-421-21-14 for our BOWA cash match of \$5,005. This is for our Victim's Assistance Program for the Advocates and they're primarily grant funded and with a minimal city match.

President Holzheimer Gail – Capt. Brooks, you read off different numbers than what are in our book. Are those the correct numbers?

Capt. Brooks – The 2117 is actually for our Juvenile Diversion program. That's going to be corrected, for Tim Hoffman, what the city's obligation is going to be, \$1408 in 2117. 2113, the Victim's Assistance Grant is our JAG grant which does not necessitate a cash match this year. That money is probably going to be needed elsewhere. Again 2113, 2117 is the Diversion, then we're going to need a 2184 and 2114 with the cash matches. Does that make sense to everyone?

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President Holzheimer Gail – Do we need to add additional funding or do the two numbers that are represented here under Victim's Assistance and grant match, to 2113, 2117; do those dollar amounts need to be renamed or are you talking about new dollar amounts?

Capt. Brooks – 2117 has the appropriate amount needed for 2184 and 2114. In 2117 after all is said and done, we will need \$1408 for the Juvenile Diversion. That will be the proper 2117. Did that help?

Councilwoman Jones – Capt. Brooks, can you just run over the 2184 and 2114 you said there was a cash match of \$8576?

Capt. Brooks – That's the total between those two, yes. It will be broken down, 2184 should show \$3571; 2114 should show \$5005.

Councilwoman Minarik – What are those two funds again Capt.?

Capt. Brooks – That's for victim's assistance program, to help crime victims.

Councilwoman Minarik – It is different from 2113?

Capt. Brooks – 2113 also funds them. But 2113 is our JAG/Byrne grant that does not require a cash match this year. There's three different grants that fund them: BOCA, BOWA and JAG/Byrne.

Councilwoman Minarik – The BOCA and BOWA correspond to 2184 and 2114?

Capt. Brooks – Correct.

President Holzheimer Gail – In the revised budget we will see two additional sub-departments and the names changed to, or not necessarily the names changed?

Capt. Brooks – The BOCA and BOWA will remain in there but they will have different corresponding account numbers.

Mayor Cervenik – There will be no increase in the dollar amount.

Councilwoman Jones – In 2010 how many victims were assisted from the Victim's Assistance program?

Capt. Brooks – I don't have those numbers in front of year from the year end report. From my feeble memory recollection, around 400 cases that they have open.

Councilwoman Jones – Cases that are open or victims that were?

Capt. Brooks – Currently working on.

Councilwoman Jones – But that doesn't necessarily mean that's how many who were assisted through the whole year because there could be some that were closed?

Capt. Brooks – Correct. I can get you those exact numbers. I believe you're provided those.

President Holzheimer Gail – The monthly report does include the report from the Victim's Assistance Grant.

Director Brett – Capt. Brooks, you say you need \$1408 for the community diversion.

Capt. Brooks – For 2117.

Director Brett – Not additional, but did you say there was no match needed on the JAG/Byrne?

Capt. Brooks – Yes I did.

Director Brett - \$4610 we have there can be reduced to zero.

Capt. Brooks – We still need the 1408 for the juvenile diversion and 2117. And we still need the \$8576 broken up.

Director Brett – If I take what is now currently in 2117, the 8576, that's the exact number that you need for Victim Assistance and BOCA. I move that out and that zero's out. I've got 4610 in the JAG/Byrne but I really only need 1408 for community diversion. If I move those dollars out of there, what is left over is less than what we have now. I was just trying to make sure that we were making money on this.

President Holzheimer Gail – Do we have to show the expenditure? It is a grant fund, we're getting money in for that, which would show under revenue but we still have to expend the money. Do we need to show that expenditure still? So it shouldn't be zero'd out.

Capt. Brooks – on the Victim's Assistance it should be zero'd out because there is no match this year for that one, 2113 but the account is still there.

Mayor Cervenik – Those amounts are going to roll down into the 2184 and 2114. I'll have Capt. Brooks provide the Finance Dept. with the correct account numbers and dollars amounts.

Director Brett – As near as I can tell we're actually saving about, not saving but we over-reported by about \$3,000 the amount of expenditures that will be attributed to these four grants now. Numbers confuse me so I just wanted to get that all.

Chief Repicky - We can use those elsewhere in the budget.

Community Policing, 2119. This is two employees and the majority is the raise in the salary. One hour per week and the 2% raise for each employee. As you know the schools are going to be building a new school on that property so it will be moving the east-end juvenile diversion down to the west-end. Kristal will be coming over to City Hall to occupy an office in City Hall. The services will still be there, they will just be redirected.

Crime Control. As I stated earlier, 97 officers. The largest increase is in the retirement separation line item. I'll go to the overtime first. Back in 2009 the union agreed with City Hall and they agreed to not get paid their holiday pay in 2009 and 2010, but in 2011 it becomes back into force, about \$170,000. That covers that expense.

Retirement and separation. This year we're projecting 7 retirements and 13 officers are converting their sick time into deferred compensation, their 400 hours. The police pension goes up accordingly to the overtime and that's about the majority of the increases in my budget under Crime Control.

President Holzheimer Gail – Questions from Council on Crime Control?

Chief Repicky – SWAT Team. As you know we're in the midst of regionalizing our team. The other cities are: South Euclid, Shaker Hts., University Hts., ourselves and then the City of Beachwood was added in August. I would like at this time thank Director Frey for his assistance in writing the agreement and the other law directors and five mayors will be signing the agreement in the next week or two. We've got a request from at least two other cities that would like to join us but we've got to get our team in order. We're interviewing now for a team commander and hopefully that will be completed in the next week. We're looking to host a two week school to mesh the team together. We figure that will take probably a year to a year and a half to mesh the unit together. In the meantime we'll still have our team in place.

Councilman Langman – Chief Repicky, can we get quarterly updates as to the progress on the merger?

Chief Repicky – Yes, I can do that.

Councilman Langman – One question I overlooked, how many actual patrol officers do we have, is it 80 or 79?

Chief Repicky – Do you mean patrolmen?

Councilman Langman – Yes.

Chief Repicky – At this point we have 75.

Councilman Langman – Does that include the two that are on military deployment?

Chief Repicky – Yes, so it would be 73.

Councilman Langman – I was looking in the Appendix and it had 79 in there.

Chief Repicky – Page 37 is Pedestrian Traffic, these are our school guards. We have 10 full time and 1 part time fill in. They're at different schools throughout the city.

Police Training. There's a minimal increase, basically the largest increase is the supplies. Unfortunately ammunition and other training supplies are rising so we're trying to order as much ammo in bulk as we can, ammunition, that is mainly the increase in cost for that.

On page 38, Communications. Right now we have 12 full time dispatchers and 4 part time dispatchers. Our dispatch supervisor left in September and we're looking to merge the Record Room and Dispatch Supervisor into one Supervisor so that will save additional money to the city. As you note in the overtime line item from 2008 and you go across, you can see the large reduction in overtime and that's due to the four part time dispatchers that we have. Also this past year we had minimal injury and FMLA time used. That's always a blessing when that happens or when it doesn't happen.

The last line item is the Police Station building. This involves two part time custodians, work 25 hours each. The largest increase is the salary reduction from 2009 and then a 2% increase in a raise. That's it for the Police Department.

Councilwoman Minarik – Chief, how are we replacing the retirees for this year, is that the 4 that we've already just hired?

Chief Repicky – Do you mean the policemen? We hired four and we're probably going to hire at least three more in the next week or two. Then if there's unknown retirements we'll take them as they come.

Councilwoman Minarik – This budget reflects the replacements?

Chief Repicky – Yes, at a lower rate.

Jail Administration, Corrections on Page 44. This budget includes 21 full time and 8 part time employees. As you can see the temporary employees was removed from this budget this year. We moved them up into salaries and wages, it was just too hard to track. All my other part time employees are in the salaries and wages line item so it is easier to track the expenses in one account. Our goal as you can see the overtime for next year, with our part time employees that should reduce the overtime costs in the jail. But as I said earlier, this linear type jail is very costly as far as personnel. We're not going to reduce the personnel costs until we decide what we're going to do with the jail. That's about all I have on the jail as far as increases.

President Holzheimer Gail – Questions about the jail?

Councilwoman Minarik – What page are the anticipated revenues for the Jail?

Chief Repicky – I'll defer to the Mayor.

Mayor Cervenik – On page 10. Housing County Prisoners, \$600,000. Housing Federal Prisoners \$125,000. Pretty much based on last year's numbers. It should be noted that there's about 45 days of last year in 2010 where we did not have the County Prisoners coming in from the County. This is a conservative estimate.

Councilman Langman – I might be jumping the gun here Chief but under Food, I know we have contracts to provide food for the prisoners. Is that contract up for renewal this year?

Chief Repicky – It is going to be on either the first Agenda or the second agenda in February.

Councilman Langman – It was up and I know we usually in the past had it from the Sight Center I believe?

Chief Repicky – Yes. We had researched other places and as of now they're the lowest price.

Councilman Langman – The Sight Center?

Chief Repicky – Yes.

Councilman Langman – And we went out for bid, who did we solicit?

Chief Repicky – We solicited the Hospital, I believe Perkins and a couple of other restaurants and they couldn't match the \$11.75 per person.

Councilman Langman – Did these entities supply us with a quote for the service?

Chief Repicky – Warden Clinton contacted them and Capt. Doles.

Warden Clinton – It was a conversation that Capt. Doles with some of the restaurants. I personally spoke with Joe Foster at Perkins and he didn't mean to offend anybody but he really was not interested in it although he did it years ago. One of the problems and one of the high cost factors is the Styrofoam containers they would have to use and the price of Styrofoam was really high. We also talked to George from Maria's Restaurant. He gave us an average of \$5 per meal which would be \$15. The Hospital never actually gave us a quote but the problem with the Styrofoam came up there too. It would be transporting the food from Point A to Point B. But that's where we left it for right now until we get a final quote from the Society for the Blind.

Councilman Langman – Do we have these quotes that we received from these entities, do we have them in writing? Did Capt. Doles get those quotes in writing?

Warden Clinton – I do not believe that they are in writing, but we can get that.

Councilman Langman – That seems a little backwards if we've already made up our mind.

Chief Repicky – We didn't make up our mind, but 15 is more than 11.75 and all the other costs. We'll get something in writing for that for the Council meeting.

Councilman Langman – I would appreciate that. I talked to George from Maria's and Capt. Doles called him and said he needed a quote within the hour. That doesn't give much time to put together an appropriate quote unless I'm totally mistaken here. He offered to submit a written quote at that time and was told it wasn't necessary. If the Sight Center is the best provider, that's fine, but to do it all verbally I don't think is proper procedure. We do need to have written quotes at the time that you're sending out an RFP. That's all I have to say.

Councilwoman Scarniench – When you go out for these quotes, would you consider Billy Casper, asking them at the golf course; that might be something they would be interested in doing?

Chief Repicky – We could do that. The more the merrier.

Councilman O'Neill – I'm sure the businesses in the city would appreciate it if we went to them to try to keep our business in-house. If it works out fine, if it doesn't, it doesn't. My question is, does the food have to be delivered individually packaged or can it be brought in a bulk fashion and then served? Or is that not a practical? I'm just trying to think of how we can cut down expense, using the Styrofoam if it came in like caterers bring in the large containers of different types of food and then it is doled out. If you can explain that whole feeding process, how that all works?

Warden Clinton – I can only speak to what we currently have. The Society for the Blind, they provide the full kitchen. All the equipment is their equipment until our contract is over with. If we bring in the bulk food, I'm not saying that it can't be done, but if it is delivered there has to be a cost to dishing it out. We'd have to hire somebody to do that and then the clean up and everything. We've never checked into that and I'll be happy to check into something like that too.

Councilman O'Neill – The Sight Center prepares onsite?

Warden Clinton – Correct. They're responsible for the inventory. We do not have anything to do with ordering the food. They have a dietician that supplies the menu. They do all the ordering, the delivery. Everything is their responsibility, the jail has nothing to do with it.

Councilwoman Minarik – Chief, where in the budget do you include the cost for female prisoners, transporting them, housing them?

Chief Repicky – 232 page 45, Other Professional Services. If we're completed with the Jail, we'll go to page 63 the Animal Control or Animal Shelter. Like I stated in the opening, there's going to be one full time and one part time officer. As you can see there's minimal increase to the salary since the kennel man was working 31 hours a work, but the part time is only working 25 but he's getting paid at

a hire rate due to the contract. It is almost a wash as far as the hours and the pay. Just minimal increases to supplies and equipment repair.

Councilwoman Scarniench – Chief you mentioned this part time person would be here in the evenings?

Chief Repicky – Yes, they're going to be flexible hours but definitely on Sunday and Monday when the full time Animal Control is off.

Councilwoman Scarniench – So it wouldn't be like it was a year or so ago when we had two people and she was there kind of in the daytime too, because she wasn't there at night was she?

Chief Repicky – Yes she was. She probably worked, depending on when it gets dark, like in the summer, 4 until 9.

Councilwoman Scarniench – Why did we stop that once we started it?

Chief Repicky – Budget.

Councilwoman Scarniench – Your intention is not to have the Kennel person there, but I truly believe and I'm not saying that we don't need the extra Warden because I don't have a problem with that. But I really believe that we need to budget for that part time kennel person. I know the way it has always been is when the Warden had to go out to pick out dogs, he would go with her so she always had help. So it is that kind of thing because you can't take volunteers because of the liability, it has to be somebody who works there. The fact is, I don't expect my Animal Wardens to be cleaning up cages. I know that people say that is what PetPals is for, but that really wasn't what PetPals was for. We're talking about a group of older people and I don't believe that you can let a volunteer in there without anybody else there. I would really like us to consider adding that position back in. I think it is very important, even if the Shelter was closed and we didn't have animals for adoption, we still have animals whether they're needed here for a court case, if they have to stay here because we have to keep them three days before we can send them to County. We're always going to have animals, maybe not exactly cats, but we will have the dogs. I would really like us to add that in. Thank you.

Chief Repicky – I have discussed this with the Mayor and have met with PetPals and we have done surveys of other suburbs and it is sad to say the service we provide is top-notch to any suburb in this area without a doubt, what we give to our residents. If we lose a little on the kennel man, we're not cutting off a left arm. We're providing excellent service to the residents of this city. You call around like we did, you'll find the same thing. We have full time employees, hardly anybody has a full time animal control and now we're going to have a part time too. Getting back to the kennel person, the Mayor and I are discussing contracting on a limited basis to have somebody come in. We understand PetPals and their needs, but we also understand that we need to have the Animal Control out on the street. As far as if she needs somebody, that's what we're there for, to help her. If she's not there, we do it ourselves.

Councilwoman Scarniench – I understand, you just got through saying we've got the best service around and I think part of that is because our kennels are kept very clean. I think that position is a big part of that. Thank you.

Councilman O'Neill – Chief, is there any consideration to possibly using prisoners to cleaning the Animal Shelter?

Chief Repicky – the only issues is the animals themselves. Some animals don't like humans and then they start taking bites out of them.

Councilman O'Neill – A prisoner would be a perfect person for that job them.

Chief Repicky – That's usually our canine's job, but we can't afford liability-wise for even the volunteers to go in there and get bit or hurt while they're working on the cages.

Councilman O'Neill – Those instances where there might be an aggressive animal, typically then the police officer goes in there and cleans the cages, is that what happens?

Chief Repicky – No.

Councilman O'Neill – Animal control?

Chief Repicky – Probably and there's a sign posted too and then they probably would get the animal outside and clean the cage and then let it back in.

Councilman O'Neill – We've got prisoners that are sitting in our jail that might be able to be put to better use than just sitting there. If it is an opportunity for us to explore, maybe we should take that opportunity and explore it.

Chief Repicky – We would have to check with the Judge if that would be approved community service. We see them picking up trash but I don't know if cleaning cages falls under the Judge's purview of community service.

Councilman Langman – I'm not sure if the ACLU would appreciate us feeding our prisoners to the dangerous dogs. Because we all know that anything that has to do with pets and animals, you're going to get national reaction. If they even hear of this, I'm sure we're going to get a ton of emails. But I agree with my colleague, Councilwoman Scarniench. I think you really do need to look at the custodial cage cleaning portion of the service. Jim did a tremendous amount of work, above and beyond just cleaning cages. I know we had this conversation last year, but a maintenance person for the cages would really make the service, keep it at an outstanding level. I would support bringing on a part time person or again, if it is a contracted service, I would certainly look at that. Thank you.

Chief Repicky – If we don't have any other questions on the budget, Council President, you sent out a request as far as our accomplishments and highlights if you'd like me to hit those.

We'll start off with the jail. In 2010 some of the major accomplishments, saving of overtime, the Warden instituted a 12 hour shift for corporals since one of our corporals was on medical leave. That saved a tremendous amount of overtime. In conjunction with that, hiring of more part time employees also reduced overtime.

I don't know if this is an accomplishment or a feat, they survived the leaky roof, the heating, the cooling problems, the window problems, the camera issues and the photo imaging program. I don't know if that's a plus or a minus or both.

As far as major challenges for 2011, they have two retirements and hopefully replacement of same. Going to hire part time personnel to reduce the overtime costs. We're going to be getting some new equipment. We already purchased a new photo imaging program. We're getting a new live scan finger printing machine and other computer programs to assist the jail in being more efficient. Hopefully we're going to be getting a new data master machine from the State Dept. of Health and hopefully we'll be breaking ground on a new dorm. That's for the jail.

Police Dept., major changes in 2010. We hired four new police officers in December. We had three retirements in 2010. Eliminated a Sergeant's position in the police dept. but still have an extra patrolman on the road now. We suspended the DARE program for a year and we will be re-evaluating that. We reduced our traffic unit to one officer. We suspended our truck weighing scale because of that which has brought in about \$10,000 plus in revenue. We still have two officers in active military service in Iraq.

Major accomplishments. This one I'm not proud of but I am proud on the later end. We had two homicides last year but they were both solved. One is supposed to start trial this past Monday, it might have been delayed. We saved the city approximately \$45,000 on trading in our old firearms in for brand new firearms, saved the city \$45,000. Due to our grant committee and especially Capt. Brickman we have our second year of traffic enforcement of 700 hours which is all overtime, which brings in revenue to the city via tickets to enforce speed and other DUI infraction in our city. We also are collaborating with the State Highway patrol again with the airplane. It is down in the winter, but we'll be back up in the Spring. Due to Capt. Brickman's efforts we received two new in-car cameras at no cost to the city, approximately \$10,000 just got that last week. Also, this marks at least the 7 year in a row of being under budget for the police department.

2011 major changes. Just this past week our server died in the police dept. We're in the process of combining the police and fire department into a safety services server so we'll be put 24/7. With that in mind about 2 weeks before that I formed a technology committee to handle these issues and to move our police department and get away from writing reports on paper. This committee is headed by Sgt. James Beard. One of the big things due to Capt. Savage's efforts, we're going to reinstitute the bike patrol this summer in the neighborhoods and business districts. Probably have about six officers out there. We have the racks for the bikes and we have the bikes. We just have to get a little bit of training, get our guys back into shape and get them on the bike, not necessarily in that order.

Another idea we're looking at that I ran by the Mayor, we were going to do it last fall, we just ran out of time. We've had a large increase in youth violence, not only in our city but in our inner-ring suburb neighbors to the east and west. So probably in April or May we're going to try to do a gun buy

back and try to get some of these guns off the street. If we just get one gun off the street to save somebody's life, it is worth it. That is something we're working on.

We're going to a computer aided dispatch system hopefully in March in conjunction with Cleveland and City of Parma. Also we're trying to implement a new records management system in 2011. That's our projected changes.

Some of our challenges is upgrading our existing computer system. We're trying to go to electronic citations. Computerize our crash reports and also try to get web based public records so people can get their reports online which will save a tremendous amount of time.

We have to narrow ban our current radio system. It is a city wide radio system, police, fire, service, housing and everybody else that uses our radios. We're mandated by the FCC to narrow ban the radio frequency. Unfortunately we continue to have two officers on military duty. Hopefully they'll be back soon in the next 4-6 months. Like I stated before, youth violence has increased. Going to try to control and reduce the levels of youth violence through intervention and programming. The Mayor has got a committee going, so hopefully we can assist that committee into keeping the youth busy while they're not in school.

Another complaint that we received more than one, probably 100, is reducing graffiti complaints. I suggest by implementing sales restrictions will curtail some of the problem. If you restrict the sale and find out who is purchasing the items, that should help us in finding the culprit that likes to paint on other people's property without permission.

Maintaining staffing levels. Several of the councilmen have stated, trying to keep it 97 this year, with seven retirements and we had three 94, and 2010, we'll probably hire 10 officers this year. It is a tremendous turn over and a learning curve for our police dept. With that retirement is a large amount of ranking officers are retiring in 2011 and transitioning with new supervisors. I sent four sergeants to a one week school in November and also had them shadow, some are still shadowing current supervisors to learn the job before it is just dropped in their lap. We're trying to develop our supervisors. We're also developing our regular police officers and our civilians. With the retirement of our senior officers and our ranking officers in 2011 when our next captain retires, I'm going to ask to abolish that position and that will increase our cross training of the administrative staff and it will streamline our operations for management. That concludes my challenges and changes for 2011.

President Holzheimer Gail – Thank you Chief, I appreciate your sharing that with us.

Councilwoman Scarniench – Chief, you said something about dispatch and combining with Parma and Cleveland, what exactly does that mean?

Chief Repicky – Computer Aided Dispatch. We're going to be working off the Intergraph system, Cleveland will be the hub and Parma and Euclid will be a spoke off the hub and we'll be able to share information.

Councilwoman Scarniench – We'll be able to hear what is going on.

Chief Repicky – Not necessarily hear but we can see calls right next to us, what they're responding to.

Councilwoman Scarniench – The online reports, will people still have to pay for those, or will they be able to get them for free?

Chief Repicky – Probably not electronically but we're still exploring that.

Councilwoman Jones – Chief you mentioned about the six officers on bike patrol, I'm glad to see that is being reinstated again. So we will not need to purchase new equipment or new bikes or anything, we can use the same existing bikes that we already had?

Chief Repicky – We just need to change the air in the tires from winter to summer. We have to upgrade the bikes, they've been sitting there awhile but it should be minimal cost to get those bikes back up and running.

Councilwoman Minarik – Back to the dispatch system. Right now Cleveland is, you can't hear Cleveland calls if you have a scanner, right because it is all garbled?

Chief Repicky – They're on 800.

Councilwoman Minarik – When we do this can people pick up the Cleveland calls on scanners?

Chief Repicky – No, we'll be able to see them at Dispatch.

Councilwoman Minarik – You'll be able to see them but they're still going to be coded or whatever they do. When we get our radio system, are we going to have the same type of situation where if you have a scanner you can't hear the Euclid calls?

Chief Repicky – We're not changing the system, we're just narrow banding the frequency. We have to by FCC regulations.

Councilwoman Minarik – I know but at some point you wanted to upgrade our whole system.

Chief Repicky – Right now we don't have a back up system, we're waiting to see what Cleveland does with their new system. Unfortunately the bottom line is where is the money. If worse comes to worse and somebody comes up with some money and the price is minimal to join, maybe we'll join and still have the 423 as a back up system.

Before I close I want to thank my staff for getting these figures together and also these great challenges that they're going to do if I'm not around, they'll pick up the pieces. I would like to thank all of them here and all the ones that aren't here tonight for their assistance in putting this budget together in 2011.

President Holzheimer Gail – Thank you Chief, Capt. Brickman, Capt. Brooks, Capt. Savage, Ms. Martin, Warden Clinton, thanks for being here.

### **Service Department**

Director Smith – Joining me this evening is Asst. Director Lee Bock, Supt. Public Buildings & Lands Denny Valencic, Supt. Streets & Sewers Scott Reese, Supt. Motor Maintenance Mike Spisak, General Supervisor of Parks & Recreation Chris Grant.

At this time I would like to draw your attention to page 5 of the budget packet. Within the organizational chart you'll notice the various departments under the direction of public service. Two modifications occurring late in 2010 include the initiation of a weekly curbside recycling program and the supervision of the Parks & Recreation maintenance activities. With the exception of the Waste Water Treatment operations, I will briefly review the proposed budget and changes for each.

One of the most significant changes occurring within this department in 2010 was the elimination of the Traffic Maintenance dept. The daily duties originally performed by Traffic were absorbed into the following departments: Streets & Sewers, Public Buildings & Land and the Parks & Recreation Depts. I am pleased to say this transition went smoothly.

In December 2010 the weekly curbside recycling program was up and running. A considerable amount of planning and effort went into the development of this program. Some of the key expenditures included, the purchase of the packer truck, the purchase of 16,000 recycle bins and the hiring of three employees. Some factors attributing to the affordability of this program include the utilization of energy and conservation grant monies to fund employee costs for year one. A contract that allows for profit sharing of the recyclable materials. An overall reduction in our solid waste dumping fees. It is evident by the level of participation that program has been embraced by the residents. I look forward to reaching our goals of having a self-sustaining program in the near future.

Personnel transitions late in 2010 coupled with retirements left a void to be filled within the Parks & Recreation Dept. In order to streamline the management process, the decision was made to have the Parks & Recreation maintenance activities fall within the purview of public service. This logical fit will further enhance the sharing of knowledge and resources and at the same time allow the Parks & Recreation administration to focus on public programs. Dialogue continues with the union representation regarding an actual consolidation of the two departments into a single unit.

Work force reduction and the potential impact associated with the sewer renewal levy loss remain a concern. For your awareness, the sewer levy funds address nine of the overall total of 26 employees within the Streets & Sewers Dept. The loss of these employees within this department would pose some insurmountable challenges. In 2010 we see many exciting projects start of conclude. They include the rehabilitation of 204 Dille Rd. and Roseland; 214 including the resurfacing of portions of Kennison and South Lake Shore. 248 including Shoreview. 264 including the Shores of Edgecliff.

Phase one of the Cleveland waterline projects was completed. This included waterline replacement and resurfacing on short Drakefield, Brush Ave., Briardale and Nicholas. Phase Two of the waterline projects got underway on E. 252 and E. 276. Ten additional streets and the subsequent paving will take place in 2011. The in-house resurfacing program included portions of Bliss Lane, Park Lane, E. 215, E. 263, Wyandott, Seneca, Delaware, Seminole and Ivan. The second component of the project included spot repairs on the main arteries including E. 200, 222, 260 and Euclid Ave. Many of the problematic manhole lids were repaired as part of this project.

The Euclid signalization project was completed. This will help ensure the safe and effective movement of traffic throughout the city for many years to come. The Downtown GCRTA Transit Waiting Area Enhancement project reached 80% completion. This project will be finalized as the weather permits. These projects represents some of the visual highlights that were completed in 2010. Let's not forget the everyday activity. The pothole patching, snow plowing, leaf collection, vehicle and equipment repairs and maintenance, building cleaning maintenance and repairs. I would like to compliment my staff and crew for their daily efforts and diligence regarding these activities. We will all continue to perform to the best of our ability and for the benefit of all Euclid residents.

At this time I would ask that you turn to page 22 of the budget. The public buildings and lands department consists of nine employees. After factoring in transfers, lay offs and a retirement, this department is down one employee from 2010. These individuals are responsible for the maintenance and repairs of approximately 50 buildings and structures within the city. Their duties were expanded last year to include various components of the signal and traffic maintenance. The substantial changes within this budget is as follows. Salaries and wages, decrease of \$11,178 is shown. This amount represents the net decrease based upon the employee adjustments mentioned. Overtime monies were averaged based on a three year history, resulting in a \$1,938 increase. There are no anticipated retirements or separations, there for zero dollars were budgeted. The clothing allowance was dropped by \$775 due to one less employee. Under other professional service, we are forecasting service fee increases. As a result, this line has been increased by \$6,359. These are services provided by independent contractors pertaining to our emergency generators, boiler systems, pneumatic controllers, HVAC systems and firehood suppression equipment. Overall the Public Buildings & Land budget increased by \$3,068, a 0.49% difference from 2010 actual. I'll be happy to answer any questions you have on this particular department.

Councilman Wojtila – One thing I recognize and it was in previous years is when police were given their presentation, they had custodians in their budget. Are there other departments that have custodians in their budgets as well, or is police the only one and why do we do it that way?

Mayor Cervenik – The only other budget custodians are right now other than the fact that we may be doing some at the dog pound at the request of Council and Petpals is the Police Dept. They're sort of specialized, time-wise and it was determined, I wish you would have asked that of the Chief. But I believe it is a more economical way to do the police station. There's some additional security measures that they maintain with the maintenance people at the police dept. that aren't necessary in this building or other buildings.

Councilman Langman – Public Buildings, Mr. Valencic, I know you've been here a long time, but just briefly can you give us a quick inventory of the condition of our buildings overall?

Supt. Valencic – Generally speaking Councilman, when we had the Honeywell project in 2007, we had quite a bit of building maintenance accomplishments done. I'd say 80% of our buildings are in fairly good shape, but we still do need some roofs and things of that nature but in general things are not to bad.

Councilman Langman – I'm sorry I missed a portion of the presentation but how many folks do you supervise?

Supt. Valencic – Eight.

Director Smith – The Public Service department follows thereafter on page 23. Three employees comprise this department. Currently 50% of the salary and benefits for Asst. Director Bock and myself in addition to a secretarial position are funded through this department. Our daily duties are anything but routine. We respond to our residents when they call or email with questions or complaints. We do our best to address comments or concerns from Council. We coordinate and communicate with other government entities such as the Solid Waste District, Soil and Water Conservation, EPA, the Cleveland Water Dept. We solicit bids for goods and services. We provide the guidance and direction to the departments under our supervision. This list is just a snapshot of our daily activities and by no means is all inclusive.

The most substantial change within this budget is with the salaries and wages. You will note a \$12,801 increase. There are two factors contributing to this increase. First only nine out of the 12 months of the 2010 payroll included the 50% compensation for Asst. Director Bock. The second factor being the 2011 pay adjustments. Overall the Public Service Dept. budget increased by \$15,656 and 11.16% difference from that of the 2010 actual.

Page 24 brings us to the Engineering Dept. Currently this department employs 3 individuals. They are responsible for performing various inspection services. Examples of these duties include foundation waterproofing, sewer repairs, roof replacement and sidewalk repair inspections. In addition they monitor paving and crack sealing programs and will assist in resolving garbage collection complaints and recycling matters. The substantial changes in this budget is as follows. Overtime monies have been increased by \$1778. This is attributed to the large number of anticipated waterline projects slated for this season. There are no known retirements or separations, therefore zero dollars have been budgeted for this matter. \$1,000 has been established for training purposes. This will primarily be directed toward Storm Water. As you might be aware the EPA is encouraging education pertaining to storm water run off control and quality. Erosion and sediment control and also good housekeeping practices. Office supplies and Other supplies line items were both increased as a result of the recycling program. Overall the Engineering budget decreased by the amount of \$15,898, a 7.40% difference from the 2010 actual.

Councilman Langman – Director Smith, is this sub-department is staff the designated staff to cover in case one of the crew members on the recycling team is out or on vacation?

Director Smith – That would be correct, we would utilize one of those individuals.

Councilman Langman – Would they have to get this certificate to be able to drive the proposed truck that we might buy?

Director Smith – In the event that they were needed to, yes, anyone driving that particular vehicle would require a CDL. By all expectations I would assume again no point all three of the current recycle employees would be off at the same time. If that was the case then we would have serious problem.

Councilman Langman – It is always good to anticipate problems like that. How much does that type of certificate cost to obtain?

Director Smith – I'll defer to Asst. Director Bock because I'm not familiar with the CDL expense.

Asst. Director Bock – The CDL license to obtain that is probably in the area of \$400-\$500.

Councilman Langman – Would the taxpayers pick that up or would the individual be responsible for that cost?

Asst. Director Bock – There is no reimbursement part of it. These are all non-union positions and there is no clause for that. It is to the advantage of the employees to obtain a CDL, especially with our recycling employees. As other jobs open within the city, I see these jobs as starting points for employees. They would have the opportunity to bid on other jobs that would require a CDL, so it is to their benefit to obtain it.

Councilman Langman – Perhaps I didn't state the question clearly, I apologize. If somebody from the Engineering Dept. had to drive the vehicle in question, would that be a reimbursable expense then or not?

Asst. Director Bock – No it would not and one of the employees already has a CDL license, one would probably need to obtain it if it came to that, yes.

Councilman Langman – Do you have your CDL license?

Asst. Director Bock – Yes I do.

Councilman O'Neill – If the Engineering employees have to work on a recycling truck, they don't necessarily have to drive it, they can be one of the laborers that's actually collecting the recyclables and putting them into the truck; in that case they wouldn't need a CDL is that correct?

Asst. Director Bock – Yes if they were working as a loader. I would anticipate that if one of the inspectors were working on the truck he would be driving, I wouldn't expect, or they maybe switching off.

Councilman O'Neill – If they didn't have a CDL they could be a loader?

Councilwoman Minarik – Where are the three recyclers? I thought they were in the Engineering Dept. Where are those positions?

Director Smith – Those positions fall under the Engineering Dept. but because of the grant covering their salaries for year number one, they're not reflected.

Councilwoman Minarik – Is the grant going to cover their overtime too?

Director Smith – I believe so. I believe it is sufficient for at least the first year.

Councilwoman Minarik – Next year we'll see six employees. Thanks.

Councilwoman Jones – Director Smith you mentioned in other professional services, did you say something about recycling for this total?

Director Smith – Asst. Director Bock will field that. There was some additional fund set up in office supplies and other supplies line items specifically attributed to the recycling program.

Councilwoman Jones – What does that include?

Asst. Director Bock – There was additional monies for office supplies, not a lot but a general increase because the last couple of years I haven't spent the money to replenish a lot of the stuff we've been using what was there. It has come to where I have to make some purchases this year. The Other Professional Services line item, there is a large increase due to the Ohio Utilities Protection Service. It is going to be a double fee this year. They're changed their collection practice that we pay. Generally it was done at the end of the year, they would send us the number, we're billed per call. They've changed it. We're going to pay for 2010 at the end of the year as we normally would, but they are collecting in advance for 2011. So basically this year I will have a double fee in that area. As far as the recycling collection under other professional services, it is the balance of the money owed for the recycling bins is going to be paid out of this fund. I have allowed for some additional engineering services that aren't covered under our contract with CT due to the school projects, there's going to be some other, I don't know the exact number but I do have to allow for it in the budget to cover those costs.

Mayor Cervenik – Those costs are billed to the users of the services so there will be additional revenue increase.

Councilwoman Jones – On page 24 the last five line items. There wasn't anything allocated for 2010 and there was no actual for 2010 but I was just wondering what are these figure anticipated for in 2011?

Asst. Director Bock – The travel membership dues and licenses are due to the EPA certifications and travel for taking the certification tests. The purchase of the training manuals and so forth is covered under the training budget. Most of the tests are given in Columbus so there are some travel costs associated with taking those tests. As far as the membership, dues and licenses, those cover the cost of re-upping the memberships. At the present time Director Smith and I are the only ones certified with Storm Water certifications and we have to renew those and keep those current and those cover those costs.

Councilwoman Jones – How many employees will be certified for storm water?

Asst. Director Bock – I am working on obtaining one more certification in the storm water and I'm hoping one of my inspectors, I hope to get him trained and certified also.

Councilwoman Jones – So there will be four altogether?

Asst. Director Bock – Myself, Director Smith and my one engineering inspector, I hope to have certified before the end of this year.

Director Smith – On page 25 is Motor Maintenance Dept. Currently 9 employees comprising this division. Based upon a retirement and lay off in 2010 we were operating with two less individuals. Their duties include the repair, service and maintenance of vehicle and equipment fleet.

As of this date the inventory includes 119 trucks, 82 cars, 341 various pieces of equipment. As a result of the staff reductions you will note a decrease of \$41,490 within the salaries and wages line item. The associated employee benefits and tool allowance reflect the appropriate decreases. Overtime monies have been increased by \$6,180 as a result of the employee reductions. Under the uniforms you will note an increase of \$2,922. The reason for this increase over the historic numbers is attributed to changes to the standards associated with flame retardant materials.

One of the most significant changes within this division is shown on page 26. You will note the gasoline line item has been increased by \$173,567. This increase reflects our best estimation of this expense. Overall the Motor Maintenance budget increased by \$129,102, a 13.12% difference from 2010. All of this increase is attributed to the gasoline and diesel fuel purchases.

On page 46 is the Building Inspection Dept. One full time and one part time individual comprise this division. Their responsibilities include HVAC, electrical, structural, plumbing and roof inspections for both residential and commercial structures. Under the salaries and wages line item you will note a decrease of \$1783 and directly below you will see a decrease of \$482 within the separation pay line item. These decreases can be attributed to the reduction of a secretarial position in earlier 2010. Due to the construction of four new school facilities, several items have been increased. The Other Professional services line has been increased by \$724. Technical service plan review line has been increased by \$12,080. The Technical Service Building Inspection line has been budgeted at \$20,000. As was indicated earlier by the Mayor and Mr. Bock, the plan review fees are reimbursable expense and the building inspection will be handled on an as needed contractual basis. The remaining line items have seen modest increases based upon the forecasted 2011 workload. Overall the building inspection department budget increased by \$34,767, an 18.14% difference from that of 2010.

Councilman O'Neill – With the new solar panels going on the roof of city hall, do we anticipate any maintenance increases or any increase of any nature because of those panels up there, or is it a kind of wait and see item?

Director Smith – The roof was replaced on city hall recently and as a result of the solar panel project we had a tremendous amount of discussion with the manufacturer and installer of the roof to ensure that there was no concern. I believe it is a 15 year warranty on the roof and there was none. At the same point in time, the solar installer, Ohio Cooperative Solar is the name of the firm, retained their own engineer to review the roof and the loading capacities and they came back with some recommendations. Supt. Valencic has met with Ohio Cooperative Solar on several occasions with regards to the running of duct work and other apparatus on the facility and we feel very comfortable that there will be no impacts whatsoever to the roof over this period of time.

On page 49 the budget is illustrated for Solid Waste Collection services. In 2010, as you may recall, we entered into a 5 year contract with J&J Refuse in March. There will be a price adjustment per household collected, as well as a price adjustment per ton disposed of. Although these reflect price increases, you will note a \$25,044 decrease within the budget. This is attributed to a house count lower than that of the original bid documents. Also the contract allows for fuel surcharge fee. Based upon forecasted rates, this line item has been increased by \$10,781. In the final item, the sum of \$4,850 was established for recycling promotion. A portion of this amount might be offset by grant monies should we have a successful application in the coming weeks. We do submit to the Solid Waste District. The grant allows for a reimbursement up to \$3,500 for various activities we have elected to pursue recycling promotion.

Overall the Waste Collection budget will decrease by \$9,413 which represents a negative .45% difference from that of 2010.

President Holzheimer Gail – Is this where we will see a reduction due to the decrease in tonnage going to the landfill based on recycling?

Mayor Cervenik – Yes, this reflects at the moment no anticipated savings on the tonnage reduction with recycling. If we reach 3,000 we're talking close to \$120,000 of savings. Due to the uncertainty and a number of members of Council are not certain that we will come close to reaching that goal, of which I disagree, we thought it best that we will leave the contract price in the budget for now and we'll take a real good look at the reduction in June and report to you at that time.

President Holzheimer Gail – It should show up as the actuals.

Mayor Cervenik – It will show up in the actual expenditures, yes.

Councilman O'Neill – Director Smith, the proposed purchase of the second recycling truck, that will come out of the capital fund or the recycling fund?

Director Smith – That would be the capital fund.

Page 51 & 52 brings us to the Parks Dept. The total is 7 employees now associated with this budget. These individuals are responsible for a very diverse group of tasks. These include flower and landscape bed maintenance; litter collection and waste collection; cemetery maintenance; beach maintenance and cleaning; leaf collection at various sites; vandalism and graffiti maintenance at various sites; winterization activities at various locations; maintenance of fountains and reflecting pond; grass cutting; snow removal and forestry activity. This listing is not all inclusive but does illustrate typical activities.

Based upon recent employee transitions and retirements, you will note a decrease in the amount of \$78,276 within the salary and wages line item. The associated benefit line items have also been reduced accordingly. Based on a retirement in January and increase of

\$32,250 was included within the retirement and separation pay line item. Having on filled positions warranted an increase of \$1,104 in the overtime line item. The clothing allowance was dropped by \$1,000 to reflect current staffing levels. The Other Professional Service line item was increased by \$1,886. This addition was due to the forecasted tree plantings scheduled for this coming season.

The last notable adjustment was for disposal services. This item was increased by \$4,000 in order to satisfy the needs of this division. Overall the Parks Supervision budget will decrease by \$48,864, a 11.22% difference from that of 2010.

Councilwoman Minarik – Is the retirement position going to be filled?

Director Smith – Not at this time, there is no anticipation to fill that position.

Councilwoman Minarik – I believe last summer when we had a lot of high grass, we hired temporary employees. Is that in the budget to hire seasonal?

Director Smith – That may come under the other budget associated with Recreation. The seasonal employees along with some night watchmen employees would fall within the maintenance activities. The other would fall within the supervision accounts attributed with the lifeguards and not under Public Service.

President Holzheimer Gail – The total numbers that you gave us are different than what shows in our books. I just want to make sure we have the right numbers. You said the total savings was, mine reads \$51,767. I'm looking at the wrong line, my apologies. I didn't include the other sub-departments, I was just looking at Parks Supervision, sorry.

Councilwoman Scarniench – Can you explain in 2008, 2009 that was zero for the disposal service and then it was added in 2010, exactly what is that?

Director Smith – That is the for container service as materials are picked up by either the Parks or Recreation Dept. There was just some clarification on the coding of those items that the service was previously being performed but there was being funded out of a different line item.

Councilwoman Jones – Do you have an estimate of how many temporary employees there were in 2010? I'm looking on the budget the number being budgeted is the same as 2010, so we're anticipating the same number of temporary employees with the re-division of the different departments?

Director Smith – I'm not clear on the number of temporary employees. Could you repeat that one more time where you're picking up on that? I'm not aware that we're listing the temps.

Councilwoman Jones – On page 51, third line down from the top.

Director Smith – I'm indicating that accounts for two individuals.

Director Frey – This was a summary of some of the activities that Ms. Linker had contacts with the different service providers that did not have a cost to the city but we added, according to her numbers, 2360 hours of youth services in the Parks Dept. last summer. If those programs remain in existence we would want to try to take advantage of those opportunities again. Those were at no cost to the city.

President Holzheimer Gail – Director Smith, if you would please talk a little bit about the merging of the Parks Dept. into the Service Dept. and what that might mean. I know that you're still working out the final details of the contracts. For example, when the grass gets long on the city property, hopefully

we'll be able to pull over other people to make sure we have enough staffing levels to take care of the needs at hand.

Director Smith – You are 100% correct in what you had said. The overall objective is to have the consolidation of the two units into a single unit and that will make additional employees available during peak times of the year; whether it be leaf removal, snow plowing or maintenance activities associated with the fields or grass clippings. At the present time I am strictly supervising the two departments in order to give Mr. Grant and the associated staff some direction. I know Director Frey continues to work with the union representation into achieving the goal of having a single unit.

President Holzheimer Gail – Will there be additional training so that folks can be cross-trained or is most of that already in place?

Director Smith – A lot of that is already in place. There are only some specific training that pertains to a select few with regards to pesticide or tree climbing, that's very limited, but otherwise I think everyone is fairly diverse. There's a number of employees either in the Parks and/or Rec Maintenance that would not have their CDL. Whereas everyone within the Streets & Sewers Dept. does so that is one other issue that we're trying to determine how that would end up playing out.

President Holzheimer Gail – I think I heard Mr. Stephens say that the Rec Dept. does still have some maintenance staff, so they'll be lining the soccer fields and the baseballs fields but the Parks Dept. will be cutting the grass? You'll do all of that.

Director Smith – Page 59 Illustrates the revenue and expenditures associated with State highways located within our city limits. I'll just touch briefly on this. These funds are generated for the sole purpose of performing snow and ice control and pavement maintenance upon the State routes. Based on anticipated revenue shortfalls you will note the chemical supplies line item is reduced by \$43,858. By chemical supplies I am referring to salt. In the event of an atypical winter this would certain pose some concerns. But from an historical standpoint we have been within and Supt. Reese can touch base on this, approximately \$200,000 of this amount perhaps as much as 13-15,000 that we've utilized either from this particular fund or the adjoining chemical supply fund in the 220 account. So there is some concern, but at this point but it would take a fairly atypical winter season where it would have a tremendous impact.

Councilwoman Scarniench – When we went on our tour of the Department, one of the things we brought up to Scott was about the amount of salt that we have. One of the things that I would really like us to look at is the cost of adding another building. I know it is the square box kind of building would be the best one. If you could do that, that would be appreciated. If we could buy all of our salt all at once, that would be a savings, instead of having to go out during the year and pay more money. If you could do that by the time we do capital, I would appreciate that.

Director Smith – We can do that.

Page 68 – Traffic Engineering. As I indicated this division was blended into other departments. We have noticed a need to fill a position. This individual will be responsible for signal pavement markings and sign maintenance. The salaries and wages line item has been increased by \$19,070 to accommodate this position. The associated benefit line items have been adjusted accordingly in order to reflect the current staffing levels. The chemical supplies line item has been increased by \$2,866 in order to account for additional purchase of traffic paint. The vehicle equipment parts line item has been increased by \$2,460 in order to account for the purchase of a paint machine.

The last notable item in Traffic is the signs. You may recall one of the council persons had mentioned about a new federal highway administration requirement pertaining to reflectivity of the signs and the need to replace both low and overhead signs. Therefore this particular line item is increased by \$7,514 in order to meet this mandate. This will occur over a seven year period. We have to have this in place by 2018. It is not the 7514 will cover all signs, it will certainly not, but it is a start in the right direction.

Overall the Traffic Engineering Dept. will decrease by \$35,570 which represents a negative 17.34% difference from that of 2010.

Continuing to page 70, Streets & Sewers Dept. This division is further divided into two funds: 220 Paved Streets and 512 Creeks & Sewers Fund. Within the 220 Fund, 17 of the 26 employees are accounted for. Their duties include: snow and ice control; street repair and maintenance; leaf collection; sidewalk repairs, including many other duties as well. Their duties were also expanded last year to include various components of the signal and traffic maintenance. Based upon an employee transfer and contract wage adjustments you will note a \$21,681 increase within the salaries and wages line item. The shift differential acting pay has been increased by \$1,049 which reflects a one week

timeframe. Overtime funds have been increased by \$15,917 in order to facilitate leaf collection for the 2011 season. The retirement separation line item has been reduced by \$13,770. The remaining budget amount of \$26,685 represents the retirement of a single employee in 2011. The contract savings program line item was eliminated as no employees opted to participate. Longevity pay was reduced by \$4,040.

The other professional services line item was increased by \$1,986 in order to reflect the historical average. The gasoline line item was increased by \$10,000. Continuing down on page 71 takes us into the Streets Administration portion of the 220 fund. The salaries and wages line item covers the remaining 50% of Assistant Director Bock and myself. The remaining medical matters and benefits cover all employees within this fund and the remaining incidentals are nominal in cost. Overall the 220 Paved Streets budget will increase by \$78,783 which represents a 4.5% difference from that of 2010.

Councilwoman Scarniench – On page 57, it says we're not transferring any money to Streets. Does that mean we're not going to be paving any streets this year?

Mayor Cervenik – The transfer to Streets from the General Fund to the Street Maintenance Construction Fund, paid for the operations. The money for repaving is in the capital fund.

Councilwoman Minarik – How many employees are in the two departments?

Director Smith – Within the two departments, there's a total of 26 employees.

Councilwoman Minarik – 17 are in 3121 and the rest are in 3129.

Director Smith – Or in the 220 and there's a half employee count as well that it taken up to the 17.

Councilwoman Minarik – You said there was one retirement. I thought two retired in December?

Director Smith – Correct, in December there was a retirement but that would only be reflected in the retirement and separation pay but not in the employee count.

Councilwoman Minarik – That was in 2010. Are we replacing them?

Director Smith – At this point in time, no, there will be no changes with these employees.

Councilwoman Minarik – Good luck. You need all the help you can get.

Director Smith – Turning to page 79 is the Recreation Maintenance Dept. A total of 4 employees are now associated with this budget. These individuals are responsible for a very diverse group of tasks. These include: preparation and maintenance of the ice arena; preparation and maintenance of seven swimming facilities; preparation and maintenance of 11 athletic fields. This listing is not all inclusive, but certainly does illustrate a typical day's activity.

Contractual pay adjustments result in \$4,427 increase within the salary and wages line item. Shift differential and acting pay was adjusted upward by \$329 as a result of supervision changes. Temporary employees was adjusted upward by \$992 as a result of additional night watchmen duties. The other supplies line item was increased by \$1,129 based on the need for additional infield dirt and paint supplies.

Overall the Recreation Maintenance Fund will increase by \$13,246 representing a 6.36% difference from that of 2010.

Councilman O'Neill – Is this one of those areas with the joining of the two departments, Recreation and Streets and Service that we're going to see more concentrated manpower towards the seasonal type of repairs or maintenance of the ball diamonds and those other areas? In other words, with the labor pool from the Rec Dept. merging with the Streets Dept., the Recreation Dept. will take some of those Street employees and use them for work on the ball diamonds. Am I correct to assume that?

Director Smith – You are correct. That is certainly the intention. As you know from last year's presentations we're certainly trying to do more with less when it comes to employees. This is one avenue where it will give us some advantage to still perform a service and perhaps enhance a service. That is certainly our end goal.

Pages 88-98, this will be disregarded at this time, they pertain to the Waste Water Treatment Plant and we will discuss these at a later date in time when Mr. Fink is available from Maximus and I know we've had some dialogue on that and we'll do a follow up.

On page 100 is the 512 fund associated with Creeks & Sewers. There was substantial revenue impacts to this fund based on the sewer renewal levy loss. Nine of the employees from the Department are funded from within this account. Their duties include sewer repairs and cleaning, sewer back up assistance to our residents, manhole repairs and replacements and also leaf collection. Within the salaries and wages line item you will note a \$64,409 decrease based upon the retirement of an employee. The associated benefits have also been adjusted downward to reflect this change. You will note the line item for retirement and separation pay as been established at \$21,227 for this employee. This position will remain unfilled in 2011. The uniform line item has been reduced by \$928 resulted in zero dollars being budgeted. The other professional services was increased by \$713 to cover additional leaf dumping fees. It is not the total amount of our disposal contract but a portion thereof. The Other Supplies line item was decreased by \$6,283. The reduction was based upon the historical average over several years. The vehicle service line was adjusted by \$1,042 upward. The purpose of this fund is in the event one of our vehicles or equipment is sent out for service.

Overall 512 Creeks & Sewers budget will decrease by \$76,154 which represents a 9.49% difference from 2010. That concludes my department and I'll be glad to answer any questions you may have.

Mayor Cervenik – The last department we just discussed is the department that we will have to do a temporary transfer into from the General Fund which isn't listed in the book. As I explain on the first evening to cover the shortage created by the Two Mil Sewer Levy failure.

Councilwoman Minarik – If you can recap Director Smith, in the different departments, number of retirements and layoffs in 2010; the number of anticipated retirements in 2011, total them up. After I hear how many we've lost and are going to lose the total, how many of those vacant positions are we filling?

Director Smith – We had some dialogue on this earlier with the staff. Right now there is a deduct in Public Buildings & Lands of one employee; a deduct of two employees within the Streets & Sewers Dept.; deduct of two employees within Motor Maintenance and with the activities associated with Parks & Rec and the transition into the other departments, I don't have a count on that.

What makes it a little unique and the reason why I'm looking to the staff and the reason we've had this dialogue, last year there was a lot of changes that occurred very early in 2010. The budget was prepared and there was some additional employee transitions, retirements and layoffs. We had temporary employees, summer employees from the YOU program. That's why some hesitation with the number of employees.

Councilwoman Minarik – Have these departments experienced a net loss between 2010-2011; are we anticipating replacing and bringing those numbers back up to where they were?

Director Smith – At this point in time, the specific answer would be no, within the individual departments. But the one employee that I was referencing under Traffic Maintenance which is now both handled by Public Buildings & Lands and Streets & Sewers, that individual would be performing activities that have been picked up by both of those departments.

Councilwoman Minarik – So aside from Parks, we've lost 5 employees in this group, correct?

Director Smith – That is correct.

Councilwoman Minarik – We have not replaced any of them, is that correct?

Director Smith – That is correct.

Councilman Wojtila – The Creeks & Sewer Fund 512 does that have to be zero at the end of the year or close to zero?

Mayor Cervenik – It cannot fall below zero.

Councilman Wojtila – The cash balance cannot?

Mayor Cervenik – We will be proposing to fund, page 4 in the budget book. We will have to fund approximately \$560,000 by a temporary transfer into Creeks & Sewers.

Councilman Wojtila – A temporary transfer from the General Fund?

Councilman Wojtila – Why is it temporary?

Mayor Cervenik – The reason it is temporary is the General Fund shouldn't be paying for those items. Most of the items are done by Creeks & Sewers are funded just through Creeks & Sewers even though men in both departments, staff in both departments share responsibility for Streets as well as Sewers, is the money budgeted in there, EPA for the most part, EPA mandated storm water, cleaning the streets, cleaning the catch basins, doing things like that from all understanding when we settle with the EPA in the Consent Decree, we're probably going to have to do double than what we're doing now as part of the Consent Decree. The revenues will be reflected, the revenues needed or the expenses that are increased will be reflected in our rate adjustment that will be a result of the US EPA Consent Decree agreement. That rate adjustment will include additional dollars to repay the general fund. As I sent out my email today, we can probably structure that to take some of the sting out of the rate increase over the next 3-4 years. We do have to build in a number to pay back the General Fund. Unless the Council so feels that the general fund should pick up those expenses. I would strongly say no, the general fund shouldn't do that.

Councilman Wojtila – So what you're proposing is on page 99 the transfer from WWT would go up?

Mayor Cervenik – Yes, if you look on page 4 we have a deficit balance, that's the only account in red, we have a deficit balance if we don't do the transfer because we have not put the transfer in yet of \$559,093. That's what we'll be needing. We did this combination of departments and we firmly believe that the reduction of the 5-6 employees that we've experienced will be made up for in the collaboration of the departments working together and the flexibility of the different jobs they do. We've reduced the expenses. Most of this department is wages. I would strongly recommend that we don't reduce our departments any lower, especially in Creeks & Sewers than it is now. It is unfortunate that the Sewer Levy did not pass but we have to live what we have. It is work we have to do. If we would eliminate those 9 employees; we would have to do that work before we do street work to be completely honest with you. It would really put us in an impossible situation that I don't think we could live up to our responsibilities that the residents expect.

Councilman Wojtila – The section that we passed over was the Waste Water Treatment Plant. Your suggesting that we wait until the Service meeting when Mr. Fink is available?

Director Smith – That would be correct.

Councilman Wojtila – A lot of discussion with the Maximus report and saying the need for the additional sewer fees. We're not proposing a sewer fee increase this year, but it is inevitable that you're proposing it will have to happen next year, is that correct?

Mayor Cervenik – If you read the papers, Northeast Regional Sewer District predicting 13% increases for at least 5 years and something less than that for lifetime. We are in the same situation, however our initial projections it will not be 13%, it will be something considerably less than that provided the EPA Consent Decree where it is now, where are improvements are between \$55 million and \$90 million over 15-17 years. If the EPA came back and told us we needed to \$180 million or more as originally was laid in front of us, that could change. We're still waiting, the Consent Decree agreement is in Washington. We're waiting for their response. We're waiting for them to certify or agree to what they've proposed. As soon as we have that, we'll have a much better idea as to what we need to do.

Councilman Wojtila – The inevitable sewer fee or sewer rate increase is there a timeline or we're just kind of waiting to see how much so we know?

Mayor Cervenik – We do need to wait to find out how much. They can change the numbers. We were close to, at one time, \$180 million and it has been up and down. The EPA, we met with Northeast Regional, at one time a comment was made that if your residents can afford \$70 for a cell phone or \$70 for cable, they can certainly afford \$70 a month for clean water. That's what we're up against right now, that's what we're dealing with. That would be a tremendous increase, that would be much more than 13% a year, but we're not looking at that increase. We're waiting and we're hoping for the best. As soon as we get word from the US EPA we will definitely sit down and we'll be able to finalize rate increase calculations.

Councilman Wojtila – This 512 will have a transfer from the General Fund?

Councilman Wojtila – On page 99, it will have, you're saying temporary but it will be under that line item that says transfer from general fund.

Mayor Cervenik – The legislation for that transfer will explain, it is expected to be brought back, transferred back to the General Fund. Unless Council desires not to and again I would strongly recommend that we not take \$600,000 out of the general fund permanently into Streets & Sewers. A few meetings ago we thought it was wise to spend \$2.7 million cash on a fire station that's going to be around for 30-40 years. Fire Station #2 on Chardon Rd. That was paid for in cash. A number of members on Council felt that since we were accumulating a cash balance at that time close to \$7 million that we would use the .85, our .38 worth of cash and pay for the fire station up front. A few years later we would have liked to have that \$2.7 back.

Councilman O'Neill – To Mayor Cervenik, as far as how does Euclid and Waste Water compare to, in the cost to the resident, compared to the Regional Sewer District?

Mayor Cervenik – Our fees for sewer charges are well below average in the suburbs. Northeast charges less to Cleveland residents that would be for the water bill. We're below average.

Councilman O'Neill – They're looking at an increase of approximately 13%?

Mayor Cervenik – The conversations with Director Ciaccia and others in the Regional Sewer District have been talking about 13%. They've had pretty high increases already, more than 10 and they're estimating 13% a year I think for five years. Then if I'm not mistaken the last article said it would drop to about 6% a year after that. They've got billions of dollars of work to do. The City of Lakewood, I was told a couple of years ago submitted a plan to the EPA for work of \$300 million and the US EPA said that wasn't good enough. From that standpoint, for our years of maintaining our sewer system and waste water facility and doing the maintenance that we should have been doing on it as well as taking care of using Issue 1 funding to replace storm sewers and sanitary sewers and our annual maintenance of our catch basins and that, has proved to be very wise decisions that we've made in the past because it will save us money in the future.

Councilman O'Neill – Basically we're still a pretty good buy when it comes to the Regional Sewer District; our comparison between Euclid and that structure.

Mayor Cervenik – Although it doesn't make anyone feel any better, even after our increases are calculated, we will still be a much better buy for a suburban community.

Councilman O'Neill – I just think it is important that the residents know that this is not something that we want to do, it is mandated by EPA. It is not going to be when, it is going to be how much. We're trying to keep it at the minimum as possible. It is not driven by the City of Euclid, it is driven by the federal government.

Councilwoman Minarik – Back to the shortfall in the Sewers and Creeks. So we're not transferring money from the general fund, because it is not in there, but the general fund is lending the money for now and Waste Water Treatment is going to repay the general fund, \$500,000?

Mayor Cervenik – That is what I would propose, yes. That work is directly related to what the US EPA is having us do both in capital improvements and increase maintenance improvements.

Councilwoman Minarik – The work that is done in Creeks & Sewers, that benefits every community that pays into the Waste Water treatment?

Mayor Cervenik – That work benefits, for the most part the residents of the City of Euclid. It is working on our sewer lines, our catch basins. I don't think much time is spent on trunk lines that come in from other cities. It is our maintenance.

Councilwoman Minarik – I thought there was legislation passed a number of years ago that only money spent by Waste Water Treatment could be used when it, a line that benefits all the communities. That was my understanding. I'm wondering, can we use Waste Water Treatment to pay this?

Mayor Cervenik – We have two funds, 510 and 515. 510 is strictly funding and maintenance and the operations of the City of Euclid sewer. 515 is funding that is shared through all the user communities. There are two separate funds. If you remember we had to do a transfer between 510 and 515 because some of the debt service, strictly for Euclid projects was erroneously taken from 515, the system-wide program, so we had to make that adjustment.

Councilwoman Minarik – Right, the money was taken out of Waste Water when it should have been taken out of Peterson so Peterson replaced it, refunded it, correct?

Mayor Cervenik – Right. 510 is system-wide; 515 is Euclid. I knew I did it wrong again.

Councilwoman Minarik – Why isn't Peterson, can Peterson pay for this?

Mayor Cervenik – Not right at this moment.

Councilwoman Minarik – What you're proposing then is that the \$500,000 in the future we take that onto the sewer bills?

Mayor Cervenik – We will have no choice but to do that. We are going to be mandated to do at least twice as much work as we're doing now. The crux of the US EPA settlement is that before it is settled and to avoid penalties such as Akron experienced when they tried to fight the US EPA, is that we have to have in place legislatively a way to fund the improvements that we are going to agree to in Court.

Councilwoman Minarik – That's all for another day. I'm just curious.

Mayor Cervenik – No that isn't. I'm answering your question. Therefore the work that's being done in this department will be part of this Consent Decree and will be part of the rate increase, permanently.

Councilwoman Minarik – The residents voted no on it. So we're going to raise the money by adding it to their sewer bills?

Mayor Cervenik – We are going to be instructed through the Federal Consent Decree process to do the work and do the maintenance and the capital improvements that need to be done, so that the City of Euclid, like other communities is no longer having a system that allows raw sewage to go into Lake Erie when we have significant rainfall. I don't like it.

Councilwoman Minarik – So we are going to put this in there. I'm wish in hindsight we had educated the voters on how important that Two Mil Sewer Levy was. Now that it has been voted down, we're going to put it onto their sewer bills.

Mayor Cervenik – I don't see any difference, we have no choice. We have to do the work, it is EPA mandated work.

Councilwoman Minarik – I thought we were under a one year temporary experiment where we can add chemicals to see and the EPA may go along with that.

Mayor Cervenik – We are doing that and that is why the numbers we're talking about are not \$180 million to \$200 million in improvements. We are assuming that we will be and we fully expect to be successful. That's why our total dollar amount of capital improvements is not double what it is now because we will prove to them that the temporary thing, the test program we are doing now, is successful and will reduce greatly the amount of sewage, raw untreated sewage that falls into Lake Erie.

Councilman Langman – Law Director Frey, just for discussion sake since we are operating under a Consent Decree. What if we were to say well we don't want to clean the catch basins any more and we violated that Consent Decree. What are the potential punishments for that?

Director Frey – The Consent Decree has daily fine amounts and those fine amounts, there was a range of them. I don't have a draft of the Consent Decree so I don't have those numbers precisely but they were in the thousands of dollars per violation per day. We would be paying those fines for not doing that. The maintenance program is an integral part of the Consent Decree. There's capital improvements. There's operating procedures at the plant and there are also significant increases in the maintenance of the collection system itself. Those are three parts of it that will, as the Mayor has eluded to, need to be funded. We hope that the program that is being operated at the wet weather

facility will extend the useful life of the wet weather facility and avoid some significant capital investments there if it is successful. That doesn't have anything to do with the amount of work we have to do in the system maintenance in the field, the catch basins as you've pointed out and the combined sewer outfalls. That kind of work, those kinds of cleaning and maintenance of those will be greatly enhanced under the Consent Decree and will be required. That's part of that cost that doesn't have anything to do with the Plant, but will be part of that program.

Councilman Langman – This is not anything new. We've been under Consent judgment for many, many years.

Director Frey – We're currently operating under one.

Councilman Langman – Is it a fair statement to say that the city has been or attempted to be in compliance with the Consent Decree that was originally established many, many years ago?

Director Frey – The wet weather facility was constructed as a part of that Consent Decree. We are darn close to being at the end of its, the payment cycle for it when EPA has indicated that they're not favorably disposed to that method of treatment. We'd like to sure be able to pay it off before we are told it is obsolete. In any event, we are trying to, as I have indicated, we're seriously trying to extend its useful life and make it a major part of the treatment program. Yes, we are currently operating under a Consent Decree.

Councilman Langman – We've been compliant, I would imagine, just about every year since we entered it?

Director Frey – One of the things the Public Service Dept., Waste Water, our Engineering firm CT, our outside counsel with Calfee, we've made a decision that we were going to work on those projects that we knew would be part of the required improvements in the system. Right along, even though we don't have a formalized Consent Decree. We wanted to continue to work on those, one because we knew it was right for the environment and two because we knew we were going to have to do it. We have continued to do those kinds of projects as we're able to fund them to be prepared, if you will. The good news is that we will have some of that work underway or completed, I guess you have to pay for it, that's the bad news. Nobody is giving us money to do this. We have been successful in getting some of the State Issue 1 grant monies for it, grants and low interest loans, but by and large it is going to be rate driven work from this point.

Councilman Langman – I guess I'll try to be more direct. The City of Euclid hasn't done anything wrong within the past few years to garnish punishment, it is really the changing standards and requirements at EPA that is requiring greater investment.

Director Frey – You'd get some disagreement from that from the EPA, not from our side. We believe we've operated within the confines of the discharge permit that has been issued to us by the Ohio EPA. The US EPA however believe because we do not overall meet the water quality discharge, that we are not in compliance with the clean water act. There's a disagreement. Our primary treatment facility reaches the treatment level required by the clean water act. Our combined sewer outfalls, any sanitary sewer overflows and our wet weather treatment facility do not currently meet those clean water act standards. We're operating with the system as it is designed to function and we're doing well with that. That system as it is designed does not necessarily meet the standards of the clean water act. In that regard, you would get a debate whether we are in violation of the law. EPA is going to tell you we are.

Councilman Langman – We can discuss this at another evening.

President Holzheimer Gail – We will soon be having a meeting about our Consent Decree, Maximus report and Waste Water Treatment. That's the one we're waiting on the scheduling of.

Councilwoman Scarniench – When we were doing our tour, it was supposed to be 85% in compliance and the whole thing that we're doing right now with the changing of the chemicals and finding things we're slowly moving that number up. I think we were at 69 and we have until October but that doesn't mean that they can't come in tomorrow and say it is done and this is what you have to do, correct?

Director Smith – For the most part, yes. I don't have the numbers in front of me but what we're referring to is the pilot program and the chemical enhancement to the swirl concentrators. We have started out and part of the process is to dial the chemical dosage, if it is time based, perhaps a different

type of chemical. Right now with the assistance of CT and the employees at the plant, they have steadily been increasing the results of the discharges.

Councilman O'Neill – Asst. Director Bock, in your long tenure with the City, certainly with the Service Dept. pertaining to the Waste Water Treatment, have you even seen the EPA mandates be less stringent?

Asst. Director Bock – No just the opposite, their standards continually go higher. I can back to the old incinerator plant when we had it. We spent millions of dollars updating it, meeting their standards, we met the air quality standards. Two years after we were complete, they told us we no longer met them because they raised their standards. It is a constant change.

Councilman O'Neill – That is basically what I wanted to bring up. This is a never ending battle with the EPA. It is kind of trying to nail Jello to the wall. We're going to do the best we can but we're always chasing the shadow here. We'll do the best we can in our city, I just hope that the residents understand that this is certainly not the time in this economic environment that we want to add any more burden to any of the homeowners. But they have to understand that it is not us, the EPA, the feds that are mandating it, shoving it down our throats.

Councilman Wojtila – The fact that this is a proprietary fund. We have the revenue side as made up of basically what was the Two Mil levy. Does that mean this then doesn't become a proprietary fund at some point, or is it always going to be a fund in this category? I'm guessing it was created because the Two Mil levy was passed way back when.

Mayor Cervenik – It very well could from a financial standpoint be abolished and combined into one department from here on end.

Councilman Wojtila – But it wouldn't be 510 obviously.

Mayor Cervenik – No, no.

Councilwoman Minarik – Mayor, I asked this when it was going to be put on the ballot at that time it was a renewal and I had said we were stuck with the HR 920. Why can't we go back to the voters with another levy, make the case for it and say this is what it is for and it only cost them, the previous one because of HR 920 if I recall an average of \$10 a household a year, it was very minimal. But we can make a case and then it would still be a proprietary fund. Have you thought of that?

Mayor Cervenik – I have thought of that. I'm not sure the appetite for the voters to pass something that now will be a new levy because we can't advertise it as a renewal any longer. The fact that there's a good possibility that the Euclid City Schools could be on the ballot I think would lessen our chances of getting it passed. The bottom line is the residents will not pay any more on the rate adjustment for the work being done than they would have basically on the real estate taxes. It will just be done by the basis of usage and in some ways it maybe even fairer to people that only have one person in their household versus six, the heavy water users will pay a little higher amount on their sewer rate than maybe they would have with the millage. Other people will pay less, the people that use less water and our sewerage fee is based upon water consumption. We've got a little while to determine if we want to put it on the ballot. Certainly email me, come and see me, talk about a strategy. We can try that. I'm just not real comfortable. We could do it in May, we could do it in November. We could try it both times. There is a cost to putting it on the ballot. I think it is about \$37,000 for our share if it would be in May. If we are on alone, it would be more.

Councilwoman Minarik – But it wouldn't cost us in November, right?

Director Frey – November will be ours and any other governmental entity that has elections. We're already going to pay for November with the municipal elections. We would have to pay for all of May elections since there's no primary, we'd pay for all of it or if the Schools go in May, we would be sharing that cost with the schools.

President Holzheimer Gail – Any final questions for the Service Dept.? So as part of our discussion at the end we'll have to talk about that transfer and whether that goes in and what that means to the bottom line. Any final comments from Director Brett or Mayor Cervenik?

Mayor Cervenik – I appreciate your cooperation tonight and your participation. We need to determine if we'll meet on the 14<sup>th</sup> or 16<sup>th</sup>.

President Holzheimer Gail – We will figure that out, there seems to be a disagreement on both dates. We'll figure out which is the best for the most and let everyone know. Thank you Mr. Grant, Mr. Spisak, Mr. Reese, Mr. Valencic, Asst. Director Bock, Director Smith.  
Seeing no other comments.

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

Meeting adjourned.