

## COUNCIL MINUTES

February 7, 2011

The regular Council Meeting was held on Monday, February 7, 2011 at 7:00 PM in the Euclid Municipal Center Council Chamber. Council President Holzheimer Gail presided.

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

Others Present: Mayor Cervenik, Law Director Frey, CS&ED Director Pietravoia, Finance Director Brett, Service Director Smith, Fire Chief Cosgriff, Police Chief Repicky, Asst. Director Bock, Clerk of Council Cahill.

### COUNCIL MINUTES

Councilwoman Scarniench moved to receive the Council Minutes of January 18, 2011. Councilwoman Minarik. Yeas: Unanimous.

### COMMUNICATIONS

Council received the following communications:

A letter from Northeast Shores Development Corporation re: Apartments at LaSalle Theater

A memo from CS&ED Director Pietravoia re: Res. (230-11) Neighborhood Stabilization Program 3.

### ADMINISTRATION REPORTS & COMMUNICATIONS

Mayor Cervenik – I have quite a bit to say this evening but it will all be done at the end of the meeting. We do have one quick announcement from Director Smith concerning our difficulty with cleaning up some of the sidewalks.

Director Smith – I just wanted to make everyone aware we have received a number of communications from members of Council and/or from the public in expressing concern on some of the ice and snow build up on our sidewalks. As you maybe aware we focus on the sidewalks after the streets have been addressed. Late Friday a piece of our equipment, the snow thrower was damaged and it is currently being repaired. We are trying to address that by using a backhoe at certain locations and also a small v-plov. We ask that you be patient, we are well aware of the circumstance and we will continue to work on it and hopefully I can get that unit back up and running in the very near future. Thank you.

President Holzheimer Gail – I will remind those who are watching at home that may not know, the Mayor will be giving his State of the City Address at the conclusion of our meeting so please stay tuned for that.

### REPORTS & COMMITTEE MINUTES

Councilwoman Scarniench moved to receive the Community Assets Com. Min. of 1/13/11; Executive & Finance Com. Min. of 1/19/11 & 1/24/11; Sustainability Com. Min. of 1/24/11; Board of Control Min. of 1/10/11; 1/18/11; 1/24/11. Councilman Gilliham seconded. Yeas: Unanimous.

### COMMITTEE OF THE WHOLE FOR LEGISLATIVE MATTERS ONLY

Mr. Tom Cooke -25641 Edgecliff Drive. I would like to speak on, I'm here to address item #8, Resolution (226-11), a resolution requiring the City of Euclid retain an architectural firm with any project agreement between the City and private parties for which the City of Euclid agrees to provide funding, to ensure the project adheres to the Architectural Review Board's approved plans and specifications.

I'm sure the members of Council and administration are all aware of the origins that this resolution lie in the construction shortcomings of non-compliance issues that have arisen during the storefront construction renovation of Lake Shore Plaza and Shore Center Shopping Plaza. Given the email correspondence that has taken place, most of everyone here are aware of the many details and concerns that not only I have addressed but others have also addressed. I will not get into the details specifically, it is not necessary, you already have more than enough information to make an intelligent choices and decisions regarding this resolution.

I want to summarize for all the members of Council, the administration, especially the taxpaying residents of this city who may not be aware of the construction history of Lake Shore Plaza, Shore Center Shopping Plaza projects and how they have lead to this resolution. Due to the limited amount of time, technicalities involved that many would not understand without explanation and in the interest of brevity let me just state the following.

I am as many of you are aware and for those of you who are not, I am a commercial carpentry contractor. That being said you can understand my curiosity to observe the construction of these projects especially when they are right down the street from me. As you know, taxpayer monies have been allocated for renovation of both Lake Shore Plaza and Shore Center Shopping plaza. I have spent many hours viewing and critiquing both projects. Both of these projects, specifically Lake Shore Plaza are some of the worst examples of construction workmanship I have ever seen in my 35 years of construction. I have never seen the level of deviation from approved plans and specifications that I have observed here. To back up my assertions, I have been in the construction industry for 35 years. I am keenly aware of the systems involved in these two projects. I have built these systems, estimated these systems and have worked closely with architects and engineers and manufacturers on countless projects of similar design. I have been on the scaffolding and worked hand in hand with installers on many of these systems. I don't want to sound like I'm boasting, becomes I'm not, I just know what I'm talking about and have the experience and reputation to back it up. I'm well known within and outside the City of Cleveland construction community.

In regard to these two projects the taxpayers being taken advantage of to a level I have never seen before, at least not on a local level. This is what really caught my attention, the misuse of taxpayer monies without any oversight whatsoever. As I understand, the City of Euclid has no mechanism in place to address the deviations from plans and specifications and poor workmanship that is exhibited on both of these projects. If there is, then someone is not doing their job. The shortcomings exhibited should have been addressed and corrected months ago. There was no valid excuse that can be afforded or offered.

This resolution before you is a start, not an end. Designed to ensure compliance with construction documents as submitted and approved. Keep in mind, all the members of Council, Mayor Cervenik, have taken an oath to act in the best interest of the residents of the City of Euclid. This Resolution addresses just that. Everyone here has an obligation to support this resolution. I have to believe that there is not a taxpayer in the City of Euclid who would not want to see all of Council including Mayor Cervenik sign onto and support this resolution.

In closing, I have strong feelings about this issue and will not abandon it until I am satisfied adequate measures have been incorporated. I am very tired of having the taxpayer being treated as if they're some sort of misguided ignorant imbecile. This will stop I assure you. Thank you.

Mr. Dave - I am here on behalf of the Bricklayers Union Local 5 in Cleveland and I'm here to speak on the same issue. I don't have as much to say but certainly the legislation while it is not ordinarily seen on other cities, it is a good piece of legislation. When you're investing money into a project and you're trying to be good custodians of taxpayer dollars, it certainly would help to have an independent outside source to come in and critique the work to make sure it is done properly. Typically building officials are always looking at the mechanical workings of a building, they focus much more on the HVAC, electrical work, plumbing work; more than they typically do the building shell. I think that's just a natural method for building department.

But you have to understand the shell of the building is a system. As in the case of Lake Shore Plaza, Shore Center Plaza, those systems have to be installed properly in order to get the lifetime usage out of the building that you would expect. I think the legislation is good. I understand it may go to Committee but I certainly would like to see it passed. I certainly think it is going to help protect the city. Thank you.

President Holzheimer Gail – Seeing no other comments, we will continue with legislation.

#### LEGISLATION

##### **Ord. (218-11) Rezoning E. 260 & Tungsten**

An ordinance rezoning P.P. #648-24-019 and 648-24-020 from U-4 to C-1(Campus Institutional) use district and further amending Ord. No. 2812. (Sponsored by Planning & Zoning Commission)

Second Reading. Public Hearing 2/22/11.

**Res. (224-11) UDE 22500 Lakeland**

A resolution granting a Use District Exception, pursuant to Section 1359.03(b) of the Codified Ordinances of the City of Euclid to Mario Ferritto of Ferritto Properties to allow a Pet Store (Retail/Services Use) in a U-6 (Industrial and Manufacturing) Use District at 22500 Lakeland Boulevard, Permanent Parcel No 647-03-001. (Sponsored by Planning & Zoning Commission)

Second Reading. Public Hearing 2/22/11.

**Ord. (231-11) Amend Code Health Officer**

An ordinance amending Section 505.04 "Duties of the Health Officer" and Section 505.05 "Enforcement Procedure" of the General Offenses Code of the Codified Ordinances of the City of Euclid to amend the duties of the health officer and to create regulations for animal venues. (Sponsored by Councilperson Scarniench) **TO BE REFERRED TO SAFETY COMMITTEE MEETING 2/9/11**

Councilwoman Scarniench moved for passage, Councilman Langman seconded.

Councilwoman Scarniench – I would like to send this directly to the Safety Committee meeting that will be on this Wednesday at 6:30. We have invited Stacy Short who is the program manager and Tom Barsa who is our operational person from the County Health Dept. to talk about the regulations that they have created for animal venues.

One of the things that keeps getting brought up is what goes on in Cleveland. Cleveland has their own Health Dept., they're not regulated by the County. The County put this program together about a year ago and they're having great success with it. After listening to them last week, I thought this was the best way to move forward because between them and between the laws that we already have on our books, and Animal Warden Ann Mills, will also be here, to talk about our laws. I think we will be covering all our basis with the update and this. I would hope everybody will agree and will send this to Committee. Thank you.

Councilwoman Scarniench moved Ord. (231-11) to Safety Committee. Councilman Langman seconded.

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

**Ord. 4-2011 (229-11) Transfer to Golf Course**

An emergency ordinance authorizing the transfer of Thirty Five Thousand Dollars (\$35,000.00) from the General Fund to the Revolving 760 Fund to cover the winter seasonal cash flow for the Briardale Greens Golf Course. (Sponsored by Mayor Cervenik)

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

Mayor Cervenik – This is a result of our committee meeting we had prior to this evening concerning the Billy Casper presentation and their need for up to \$35,000 which will be returned to the city by August 1<sup>st</sup>, hence using the revolving fund. We will not transfer the total amount. We will receive an invoice each month and just transfer what is needed up to \$35,000 for the three months that they expect that shortfall. The budget will also include the \$35,000 being paid back and I think they budgeted a very modest profit for the year based upon the initial groundwork from last year.

Councilman O'Neill – If the course has a much better Spring and Summer, can we see some of those receipts coming back to us sooner, the transfer sooner? Or are they going to wait until August 1<sup>st</sup> and do it all at once?

Mayor Cervenik – I will tell them as we review the financials if they have the ability to pay it back sooner they will. We put in August 1<sup>st</sup> only because they are certain to have cash flow coming in by that time. It should happen sooner than August 1<sup>st</sup>.

Councilman Langman – Mayor during the committee meeting I asked for a rough estimate of what it would cost to re-do the irrigation system. Do you have any idea when we will get that information?

Mayor Cervenik – I believe they are still working on it. I think it is a little tough for them to do that work right now considering what is above the ground and over the irrigation system. That will be one of the things they will do once they are back out on the course.

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

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

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

**Res. (230-11) NSP 3 Program**

A resolution approving a “substantial amendment” to the FY 2010 Consolidated Plan and Annual Action Plan to incorporate the City of Euclid plan for the Neighborhood Stabilization Program (NSP3) authorized by Dodd-Frank Wall Street Reform and Consumer Protection Act for the redevelopment of vacant, abandoned, foreclosed residential properties and authorizing the Mayor or his designee to submit said amendment to the Department of Housing and Urban Development. (Sponsored by Mayor Cervenik) **TO BE REFERRED TO HOUSING & BUILDING STANDARDS COMMITTEE MEETING 2/9/11**

Councilman Van Ho moved for passage, Councilman Langman seconded.

Director Pietravoia – This evening we’re introducing the legislation that would allow us to go forward with the second grant from the Federal government through the Neighborhood Stabilization program. It is referred to as NSP 3, it is actually their third round, but it would be the second grant to the City of Euclid. We’re proposing to follow the outline that HUD requires in terms of allowing public comment on the plan for how we would use the funds. We would take that comment, both through our website, as well as through any of the meetings we are holding. We are proposing to have this discussed at committee on Wednesday, Housing Committee, I believe we’re planning to try to start at 8:00 depending how long the first meeting goes. At that time we can describe in detail how we’re recommending to use the funds from the third grant.

Generally, just for the viewing audience, in the first grant we concentrated both on housing rehab, as well as demolition of problem properties that have resulted from the foreclosure crisis. In this round based on input we’ve received from Council and others, we’re looking at concentrating more of the funds on demolition and we can explain that in more detail at the committee meeting.

President Holzheimer Gail – Is this draft plan available on the website as well?

Director Pietravoia – If it is not up today, it will be up first thing tomorrow. We wanted to get this introduced tonight and we’ll make sure it is on the website for a period of at least 15 days.

President Holzheimer Gail – A committee meeting would be scheduled for this coming Wednesday, February 9<sup>th</sup>, after the Safety Committee meeting, we’re estimating at 8 PM. Any questions from Council?

Councilman Van Ho moved Res. (230-11) to the Housing & Building Standards Committee. Councilman Langman seconded.

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

To Housing & Building Standards Committee.

**Res. 5-2011 (227-11) Rain Barrel Workshop & Sale**

A resolution supporting the joint efforts of the City of Euclid, Friends of the Euclid Creek and the Cuyahoga Soil & Water Conservation District in hosting a Rain Barrel Workshop and Sale on April 30, 2011, and authorizing the use of the Euclid Historical Society grounds for the workshop and rain barrel sale. (Sponsored by Councilperson Minarik)

Councilwoman Minarik moved for passage, Councilman Gilliham seconded.

Councilwoman Minarik – Council, this is the third time we’re going through this. Hopefully it will pass with little discussion. I brought a prop. Roger Kelly from the Historical Society, the camera can zoom in on that. This is last year’s rain barrel sale where you can Soil & Water was there, barrels, the actual putting together of the barrels. We had a solar fountain. This year we will also have the memorial garden, our Memorial Park Community garden, their display because I’ll actually have a compost in the center table and I’ll get into that later. But I do hope that everyone approves this. It has been a success each year and I hope to make it bigger.

President Holzheimer Gail – Councilwoman Minarik, do you happen to know how many rain barrels have been purchased through the last two events?

Councilwoman Minarik – We’ve averaged 50 a year. Hopefully we’ll have better publicity and promotion this year because there are always people who call up afterwards asking about the barrels and we can’t do it.

Councilman Van Ho – Would it be possible to get a rain barrel brought in for the next Council Meeting for people to see it that aren’t normally the people that will run over to the Historical Society when they’re doing it.

Councilwoman Minarik – I’m glad you brought that up. The display will be at the Library beginning March 25<sup>th</sup>. Because the sale is April 30<sup>th</sup> on a Saturday, we will be taking orders for about 2-3 weeks. The Library has graciously agreed to let us put that up. The display will be there too. The barrel will have a diverter thanks to Denny Valencic’s great construction of a sample two years ago so people can see what that looks like. Since we also have the downspout disconnect legislation that was passed, we might be able to go with the secondary barrel which you can downspout anyway right into the top of the barrel. But yes, the Library gets 1,000 people a week. City Hall doesn’t get that many.

Councilman Van Ho – I’m just saying for a Monday night meeting of Council to have it here were people could see it that are watching TV.

Councilwoman Minarik – It is possible. It is kind of a pain in the neck to haul from here over to there. More people quite honestly visit the Library than they do this site.

President Holzheimer Gail – We can certainly make sure it is on our cable channel, some photos. There was one here last year, the one that was painted.

Councilwoman Minarik – Yes, I don’t know who won that one.

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

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

**Ord. 6-2011 (228-11) Amend Code 1117 Compost Piles**

An ordinance to amend Chapter 1117 “Compost Piles” of the Health & Sanitation Code of the Codified Ordinances of the City of Euclid. (Sponsored by Councilperson Minarik)

Councilwoman Minarik moved for passage, Councilwoman Scarniench seconded.

Councilwoman Minarik – I came across the composting legislation about a year and a half ago and meant to bring it forward to Council. But now there is a real need because the community garden in cooperation with the Solid Waste District, May 21<sup>st</sup>, Saturday will be holding a composting seminar in the Euclid Library. I thought it was time to address our current ordinances which are thirty-some years old. This legislation is based on the composted guide from the Solid Waste District and encourages people to build a compost pile, re-invigorate the earth that we have because it is clay and it also eliminates a lot of landfill. I know I sent Council

a lot of this stuff over the weekend to read and answered some questions but I hope you all approve this. It will make it easier for people to compost without putting a pile in the middle of their yard. Thank you.

President Holzheimer Gail – Thank you Councilwoman Minarik for sending all of the back-up data. She did send along a letter of support, or an email of support from both the Board of Health and the Solid Waste District and the OSU Extension program.

Councilman Gilliam – Under the amendment where it says, 1117.05 location. We had an issue before with garbage cans being put in a discreet location. The only thing I don't see is it being specific here where it says located in a discreet spot with respect to neighboring property lines. I know what the intent was behind this but do you have any specific thought in mind of what that may mean because across the board, discreet, could be any location. That's the only thing that I saw that was a little blurry. It is not that I would be opposed to passing this ordinance, I was just concerned about previously did you have any idea of what that may mean or were you just directed to keep this general until we're able to massage it later?

Councilwoman Minarik – No, I wanted to stay discreet for a number of reasons. Councilwoman Jones asked that very same question. Anyone that composts, I'm not an expert but I have done it for 25 years. First of all that is the term Solid Waste District uses. The current legislation says 10 ft. from your structure, 15 ft. from your neighbor. On a 50 ft. wide lot, that puts it in the middle of the yard. It will be enclosed. The compost piles still need to be enclosed so visually they will be contained. Also because this ordinance changes and recommends what goes into a compost pile, what does not, there should not be a problem with the noxious odors. That being said, if there is a problem with vision or smell, the neighbor still has the right to call. If there is a problem, the compost pile gets removed.

Composters know where to put their bins, especially in wintertime the little organisms need protection. So you want a compost pile close to a sheltered area. You also want to hide it away somewhere in a corner of your yard. I don't think it should be a problem but there is recourse if there is. Does that answer your question?

Councilman Gilliam – Yes it does, thank you.

Councilwoman Jones – Councilwoman Minarik, I didn't ask you this question earlier but, once this is passed, how many compost piles do we have now that will be out of the guidelines? Would that require those to change to coordinate into the guidelines?

Councilwoman Minarik – Right now a compost pile has to be started three foot underground. My compost pile is breaking the law, as are many compost piles in the City because that's not practical. Once this is passed, you can put in an enclosure above the ground which is recommended. I seem to be breaking a lot of laws in the city and I keep telling everybody. Once this passes, it will encourage people to get the bins, a lot of people are using tumblers which is not part of this. You can enclose your compost pile either in a wire bin, side by side or with pallets, things like that. I really think this will encourage people to want to compost because it will be easy. Does that answer your question?

Councilwoman Jones – Yes. Law Director Frey, maybe this is a question for you. Once this is passed, those that are outside of the guidelines, what is, is there a timeframe that they would have to comply?

Director Frey – Candidly this would have to be driven on a complaint basis. If we had a complaint from an adjoining property owner that Mrs. Jones' compost pile was too high, was over the 5 ft. or giving off noxious odors, we'd respond as a housing complaint. With this legislation we would guide the resident to make the corrections to it. Again, we don't have a mechanism, we're not permitting in the sense that we know where compost piles are. It would necessarily have to be on a complaint driven basis. We would give anybody a reasonable time to comply with our code, it might be 30 days to get into compliance. If the problem is really serious we would give them far less period of time than that. Have them either comply quickly or remove it. It would be a complaint driven basis for doing so.

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

Councilwoman Minarik moved to suspend the rules, Councilwoman Scarniench seconded.  
Yeas: Unanimous.

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

**Res. (226-11) Architect Firm for Projects**

A resolution requiring that the City of Euclid retain an architectural firm with any project agreement between the City and private parties for which the City of Euclid agrees to provide funding, to ensure the project adheres to the Architectural Review Board's approved plans. (Sponsored by Councilperson Langman)

Councilman Langman moved for passage, Councilman Van Ho seconded.

Councilman Langman – The speakers previous mentioned some of the elements behind the resolution and we all know up here what those elements were. But I think we can all agree that the exercise that was undertaken to address some of the concerns that were originally raised by Architectural Review Board regarding Lake Shore Plaza and Shore Center Plaza turned out to be a pretty good one. It provides us with information of failings to do certain things that we expect should be done, namely following plans, plan guidelines as specified through our various city departments and commissions.

I did receive correspondence from Law Director Frey, late in the day, and also some questions from Council. Our goal is to protect the taxpayers investment in any storefront project. Even though these are Block Grant dollars and federal dollars they are still our dollars. To make sure that we're doing it in the most comprehensive and best way possible, I will defer and send this to Committee. Since it has elements of both growth issues and enforcement issues, I recommend that it be sent to my committee, City Growth and hopefully we can gather the information I requested from Director Pietravoia, we'll contact Director Smith, and we'll try to get this wrapped up within the next few weeks so that it can come to council and we can move forward. Clearly what we're doing now is not quite where we need to be. We need to close some gaps in what we look for. Currently we primarily focus on permit able items, electrical, heating and so forth. But as we engage in these types of storefront projects, the principle components of the projects are veneer applications. We want to make sure that we're getting the very highest quality for the project for the taxpayers' buck and continue to make good working relationships with a private investor and other various properties.

I'll make the motion to move it to City Growth.

President Holzheimer Gail – Director Pietravoia, before I take a second, do you have comments?

Director Pietravoia – I just wanted to indicate that we're working together since this is not just a storefront issue in terms of the problematic issue, it also relates to how our building official functions and what authority the building official has as Mr. Cooke mentioned and Councilman Langman mentioned as well. We're generally in agreement. We need to work out the logistics of the nuts and bolts of how this would actually be administered and want to be able to have the input of our building official as part of that process. If we have some time before the actual committee scheduled I believe we would be able to get that input. We're also doing some research, I believe that is what Councilman Langman was referring to, looking at the other storefront programs in the area that use the same funds and how they're structured and whether any of them have this same type of protection built into their program rules.

Councilwoman Minarik – I understand we have an independent architect now. My concern is by putting this into committee, which is fine, what is going to happen at the two shopping centers? Are they repairing? Are they re-doing? What are they doing with the veneers in the meantime or are they going to continue forward, or are we going to halt the project? That's my question.

Director Smith – At this point an order has been issued from our building commissioner, plans examiner specifically the building official to the property owner indicating the code violation. Within the order it certainly gives the options available, the remedy available to the owner and it is not specific. There's actually three options that he may chose to utilize, that's going to be a decision they need to make in order to bring the facility into compliance.

President Holzheimer Gail – So it will not halt any of the process that's going on to correct Lake Shore Plaza?

Director Smith – That is correct.

Councilman O'Neill – First I want to thank Mr. Cooke for bringing it to the attention of the City. The City, Mr. Pietravoia and the Service Director for acting pretty quickly on getting somebody out there and checking that property. I would like to, without reservation, like to add my name to this legislation and possibly all of Council of there's no problem with that. It is good legislation. A third party is what we may need to have some oversight. Again, thank you Mr. Cooke and to the administration for acting on this.

Councilman Van Ho – I'll second and also make a comment. When it goes to Committee I would like to see if we could investigate the idea of a floor on this so if there's a very small project we don't have to spend a bunch of money on engineering. I don't know what that floor would be, \$50,000; \$25,000; \$15,000; something of that nature. I would hope that Mr. Cooke and the President of the Bricklayer's union would give us their thoughts on that.

Councilman Langman – As to the actual resolution, this could be it, or it could be a starting point for something else. If there's other legislation that comes out, I'm sure we can have everybody's name on it. I want to make clear, this is not so much about engineering per se it is the actual evaluation of the work as it is being installed. That's where the problems arose with the project in question. Obviously if we can catch that earlier then we save a lot of time and effort in correcting those things. I think this is a good starting point. I, too, would like to thank Mr. Cooke and Architectural Review Board for bringing it to our attention. Again, we want to protect the taxpayers investment into such projects. Thank you.

Councilman Langman moved Res. (226-11) to City Growth Committee. Councilman Van Ho seconded.

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

Sent to City Growth Committee.

**Ord. 7-2011 (225-11) Red Cross Lease at Community Center**

An emergency ordinance authorizing the Mayor of the City of Euclid to enter into a Lease Agreement, attached as Exhibit A, with the American Red Cross for a period of one year, commencing January 1, 2011 and ending December 31, 2011, for the non-exclusive rental of the Lakefront Community Center Annex for blood donations. (Sponsored by Mayor Cervenik)

Councilman Gilliam moved for passage, Councilwoman Scarniench seconded.

Mayor Cervenik – The American Red Cross would like to as you can all see renew their lease for another year using the Lakefront Community Center Annex. They've been doing it close to two years now. They rent the annex every other Thursday for the most part. There's a schedule on the back of their contract. The \$125 covers the hourly pay of the janitor as well as his pension payments and other items and that's how we came up with that rate.

Councilman Van Ho – I would like to see all of Council's names put on this legislation if that's possible because the Red Cross fulfills a very valuable service to this community and all of Cuyahoga County.

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

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

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

Passed.

**Ord. 8-2011 (221-11) Purchase Used Recycling Truck**

An emergency ordinance authorizing the Director of Public Service of the City of Euclid to purchase a used 2001 CCC Model LE 8500 with a 25YD Loadmaster Rear Loader Packer, to be used for the recycling program, from Tom's Truck Sales, 8620 Quarry Road, Manassas, Virginia 20110, for Thirty Thousand Six Hundred Fifty Dollars (\$30,650.00) (Sponsored by Councilperson Wojtila by request of Service Director)(From Sustainability Committee with no recommendation for passage.)

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

Director Smith – Once again I am requesting your authorization to purchase a 2001 CCC equipped with a 25 YD packer body. This unit will be utilized within the recycling program. Previously as I had supplied data through mid-January, tonight I can provide for the entire month.

For your awareness we've collected 143.31 tons of recyclables for the month of December. The rebate for the month was \$30.45 per ton for co-mingled with fiber and \$36.57 per ton for co-mingled without fiber. Five containers were utilized at a price of \$260 per pull, resulting in a total cost of \$1,300 for December. There was 121.75 hours of overtime for the month with a considerable amount being associated with having a two person crew in collection week number one.

For the month of January we have collected 144.7 tons. The rebate for the month increased to \$37.25 per ton for co-mingled with fiber. \$41.69 per ton for co-mingled without fiber. Six containers were utilized at a price of \$260 per pull for a total of \$1,560. There were 39.5 hours of overtime for the month. Much of this time was attributed to the weather conditions.

I am recommending the purchase of this truck for a couple of reasons. Number one, as a means to avoid collection delays that result in avoidable overtime. Number two, it would be anticipated container usage would be eliminated except in emergency situations. Finally the need for a back up vehicle in the event Truck #400 goes down. I will be glad to answer any questions that you may have at this time.

President Holzheimer Gail – Thank you Director Smith for the new numbers. Questions from Council?

Councilman Langman – Director Smith forgive me if you sent the numbers via email during the day, I didn't have a chance to check. But if you didn't can you send those along in a weekly breakdown like you had the first one?

Director Smith – I can do that for a weekly breakdown of the tonnage?

Councilman Langman – Yes. My opinion hasn't changed since the Committee meeting. I think before you invest more money into the program, you need at least a quarter's worth of data to find out where you're at with the program. We've talked about a number of different things with the program. I'm not convinced that we're hitting our goals on any of those matters, especially on the educational portion.

As you know people come and leave this city all the time. I don't know how we're going to reach them. We have a turnover in housing. It is not that I'm against recycling, far from it. I've recycled before and will continue to do so. I do believe that we're rushing forward. I will repeat again like I did at the Committee meeting, there was no discussion in our initial conversations about back up vehicles or the need to purchase other vehicles. I do believe that we're going to fast in purchasing this vehicle and I will not support it. Thank you.

Councilwoman Scarniench – I hate to differ with my colleague but I will support this legislation. If we would have had this in the original legislation I would have supported it then. The fact that we have been out of the trash business for well over 16 years, putting together this program, there was bound to be something that we missed and this happened to be one of those things. If that truck breaks down, we have no way to go out and pick up the recyclables. I do not want to be the person who tells my residents that well we can't pick it up, it might be a month before the truck gets fixed. For that reason, I will support this legislation.

Councilman Gilliam – Just a couple of quick questions Director Smith. The cost for the actual bins were about \$80,000 initially and then were was some additional charge about \$6,000?

Director Smith – That is correct. The initial bin purchase was 15,000 bins at a cost of \$79,350 I believe. Then a second purchase of 1,000 bins at a cost of approximately \$6700.

Councilman Gilliam – With that being stated, I kind of align myself with Councilman Langman. When I look at the numbers and I know that the previous budget draft was 160 for personnel and 90 for the truck. Sixty-four percent of that cost was grant funded. Then the bins were added in at about \$86,000. I'm just looking at the total cost. That's \$336,000 and 48% of that was grant money. We're applying for the grant for education but we have it in our budget for \$4850. When I added that up, it was \$340,850 about a 47% grant funded. Now we're looking at a truck for \$31,000 that is nine years old. We don't know whether or not that truck had maintenance or operational issues. But that's a 10% increase just from starting in December based on my numbers.

I think that this is a good idea but I think we're moving too fast. We've seen significant requests and increase in costs just to move this forward. I think we should wait, down the road, and whether or not come back to this and determine whether we need an additional truck just based on the incurred costs and also our rate of collection which is about 55%. We have to average about 77 tons a week to get 4,000 tons. We're looking at about 55% of that right now. The summer could be a great year, I mean the Spring and the Summer can be a great year, but I think the costs right now are extremely high in a short amount of time. I can't support that at this time. I would like further review and maybe we can negotiate another deal with this truck down the road. Thank you.

Councilwoman Jones – What are our long term goals going into the recycling process? I know we talked about education. Even after, let's say this legislation is passed, this ordinance is passed, we do get this additional truck, what are our long term goals as far as recycling and getting more people onboard with recycling? With this be able to handle additional participation from residents that are not participating now?

Director Smith – In my opinion and I've relied upon Asst. Director Lee Bock, someone that has spent a lot of years behind the garbage truck, although this is a recycling unit. I definitely sought his input in this. He feels comfortable as far as we've had dialogue in the past that the manpower, there will need to be some adjustments from time to time as employees call off or someone like in week #1, an employee was injured and that will have to be accounted for. From the current three man crew, having the back up vehicle, having the bins in place that we currently have, I don't foresee any other costs over and above.

With regards to the educational aspect, I know there's been a lot of discussion on the application of the grant from the Waste District. We applied last year, we were successful, everyone that applied was successful. They made it a point to fund all the applications. Although there is no guaranty, through some dialogue with the balance of the administration, the decision was made because there's various uses that grant can be put towards and we felt the educational aspect was the most important. We focused our application, it was submitted approximately a week ago and it is strictly for recycling promotion.

Councilwoman Jones – If this ordinance passes, we talked in the committee meeting about the drivers would have to have their CDL license. Are you waiting to see if this passes before that process is taken off; or have they already started that process maybe for the future?

Director Smith – I'm aware of two of the employees have started the process. They have received training internally. They have been given the video tapes and they are prepared to take the test. I don't have a specific date in mind, but irregardless of how this legislation turns out tonight, I envision those employees still having an interest in obtaining their CDL.

Councilwoman Jones – Originally when we talked about the additional truck, I wasn't in favor of going with it. Looking at it, if we use the current truck we have now and something happens to that truck whether it is out of service for a half a day, the whole day, or maybe a week at a time or whatever, there would have to be additional overtime for the employees that are currently picking up the recycling now. So that's going to have additional costs for that which can be either half of this amount of maybe even portions of this amount that we're going to have put into a truck. If we're looking at having this additional truck to be able to cut down on any type of overtime or be able to use it when the other truck is out of service, then I'm for that because either way we're going to have to eventually eat into some of this cost anyway. I'd rather do it

so we can cut down the overtime and still have the recycling available for those residents. I do want to promote more residents using recycling services as well.

Councilwoman Minarik – Director Smith, just so that I understand now. When you talked about, I have a couple questions, the six containers, so the little truck 12 yard truck does not go down to Twinsburg then they're hauling containers. Could you, I need that clarified, what that is all about?

The next question I have is, I need to be clear on this. We know that 12 yard truck right now needs three employees. So the 25 yard truck that we're considering tonight that will have to have an employee drive it down to Twinsburg. So will the 12 yarder still have three employees or will it drop down to two? If it stays at three, where will that third come from? I'd like to know that, it just seems like a big black hole, we keep spending money that we're not going to hire an additional crew. But I would also like to know, where in this budget is the impact on service and effectiveness and cost when we have to pull an employee out of engineering because one of the recycle crew is sick or on vacation or whatever. I'd like to see more numbers on that. Again, I don't think we have enough data. We don't know the impact on the different departments when we've pulled people off to buttress up this three man crew. I think those are my first questions because I'm really not sure this 25 yarder truck is supposed to go down. I thought the 12 yarder is right now and then you said that we are paying for six containers which are paying hauled off. That's kind of confusing to me there.

Director Smith – With regards to your first question and the containers. As you may recall the contract and I believe Council received a copy of it, indicated a separate price if we elect to use a container service from the Kimble company. That is set up based on a per pull cost of \$260. If we're in a position where whether it be weather or timing, other factors and we need to utilize something close than we've been utilizing the containers. In December we utilized a container, we had five payments associated with that container in the amount of \$1300. In the month of January we utilized that container, I believe it was six times for the amount of \$1560.

One advantage of purchasing the truck is that I envision the container usage to drop to zero unless there's specifically an emergency situation. I'm not sure what that might entail but I would certainly be mindful of that.

Councilwoman Minarik – Let me, hold on that. So part of the reason we utilized the containers was it will cut down on the overtime instead of driving all the way down and maybe there was worse weather or whatever. That is when we would empty into there and when had, then it got pulled, okay so that was a matter of convenience. Got it.

Director Smith – With regards to, I've heard a lot of comments that the goal is to cut down on the overtime and that's obviously true but the goal is to also be more effective where not only is it limited overtime, it is also, they have other time available within the day to do other activities with the collection of the route. We believe that's a definite possibility.

With regards to the number of employees, I have indicated on several occasions that no, the amount of three would remain, is either one of the trucks was going to the recycle center. The other two employees would continue to collect. There's not going to be another employee, have no intention of recommending another employee. Obviously if the numbers shoot up tremendously and the response is overwhelming, then there maybe other needs that surface. Based on our current tonnage and our forecasted tonnage, we feel comfortable with these two pieces of equipment and the three employees.

With regards to pooling of employees, as I had indicated during the budget hearings, obviously there's a lot of activity within the Service Dept. with other divisions now, namely the Parks & Rec, in a greater pool of employees. Certainly there is some additional costs because these three employees are paid very modestly, namely \$12 and \$10 per hour. Some of the other employees maybe between \$14-\$16 per hour. In the event one of those employees would be utilized, that would be the difference.

Councilwoman Minarik – Just another reason to wait a few more months to gather data. I would like to also know what the other consortiums, if they've been doing this for awhile, the other cities in the consortium, maybe we can see some of their numbers for the course of the year. We don't know the cost that it has been to pull people to put them on that truck. If that 12 yarder can work with two employees now, and a third one drives the 25 yarder down, why can't that back loader work with two employees all the time and that third person do as was indicated in the first meeting that we had about this, other things, and then fill when one of the back loader truck

employees is off or something like that. I just think we need more time on this. It seems like it is a black hole. The way that the numbers worked out, we got a check for the savings in December, the amount of savings for the month of December \$8800. We've collected an extra ton or two in January. But \$8800 which is what we got paid and what we saved times twelve months, that still is only \$105,648 for a program that has now jumped from a cost of \$159,850 when first proposed to \$186,500 and that is with a 10 year amortization on the 12 yard truck; a 5 year amortization on the 25 yard truck and a 10 year amortization of the bins.

So the outlay right now is pretty high. If we continue the way we're going, we're still going to be short thousands of dollars which is a good reason why we passed the composting ordinance tonight, to pull that out of the landfill. I only wished we could have passed the scrapper legislation. Thank you so much.

Director Smith – With regards to the number of employees in the truck. Currently when truck #400 is going to the recycling center, two employees are doing the collection. Part of the challenge is they're doing the collection in a one ton truck. Therefore we have to use the container service or put it over into the other truck. That's one of the efficiencies that needs improved upon and hence the reason for the packer truck rather than a one ton.

Councilman Wojtila – At the committee meeting we had the spreadsheet that the Mayor passed out talking about the cost of operations and also the revenue that we bring in along with the savings that we've realized in not dumping this material into a landfill. Even with the amortization of truck one and truck two, we're still spending, it is hard to say, but we're realizing savings in our contract with J&J from a regular refuse standpoint. But we're also getting revenue for the recycled materials. I fully support this. I don't know how, I won't say that, but 143 tons of material in one month in December is not in a landfill any longer. That is a big milestone and I think it is great for us as a community that we're doing that. Education is paramount. We need to continue to educate the citizens. We need to do better. We average 19% recyclables back five years ago. We need to do better than that like some of the communities that average 50% of recycled materials. With the education, with this added truck, we can do it, we just need to press the issue. I fully support this. I don't want to see any additional costs like this, but again I fully support this.

President Holzheimer Gail – Initially I had reservations and after the Service Committee Meeting and seeing the numbers, I too support this. I think it will help us to be more efficient. If you look just at the cost of the container pulls was \$1300 the first month; \$1560 the second month. If you average that, the cost of those container pulls alone would be between \$15,000-\$18,000. Two years of that will pay for this truck, but it also would allow us to have that back up in case something happens. Right now if that truck breaks down, the cost for a rental was a one month minimum for \$5,000-\$6,000. I don't want to be in a position where we've started this program, it is going well, residents have been very positive about it. I think it is only going to increase. The tonnage and the demand on the personnel is only going to increase as the weather gets nicer, as people are more informed, as we do a better job of educating, so it is only going to grow.

From a cost efficiency standpoint to avoid the overtime, plus to avoid that pull, it pays for itself and I support it as well.

Councilman Van Ho – I'm going to support it too but once again I think it would be better if like when we first sent a mechanic down to Virginia to look at this truck, if Council had been informed of that that we had a welcomed problem that this thing is too successful, we could have gotten these questions answered and it would have been a much smoother process. That goes not just for this but any major thing. Once the administration knows that we need to make a move, we should be being informed by email or phone call, whatever that we have a problem, we need another truck for the recycle program. So that valuable input such as Councilwoman Minarik and Councilman Langman's questions and suggestions could have been looked at and possibly we could have figured a different way to go or whatever.

Councilwoman Minarik – Just two comments. If the \$90,000 truck that we purchased brand new, if there's a possibility that truck is going to break down within the next three months. I would suggest that we got a bad deal on the truck brand new. Second thing is, with all due respect to Council President, we said we think it is going to get better, we think, we think, we think, which is what the administration and council keep saying, that's why we need to wait. We think it will improve. We hope it will get better, we don't know. We've been at this for two months, eight weeks. All we're asking is to slow down, that's all I'm asking.

Director Smith – One comment with regards to the truck. I think anytime you purchase a vehicle whether it is new or used, there's probably some uncertainty. Within the last week the motor blower went out on truck #400. It took some time to replace that unit but during that time obviously there were some issues with the windows fogging up and what have you. Even though it is new I think that possibility exists.

Councilman Wojtila – Just one comment on the truck itself. When you look at the email that was sent out back before the Committee Meeting, you compare this truck to the other three trucks that were available, this truck is far superior from a cost standpoint. It is a great deal it looks like to me compared to the other ones, so again I support it.

Councilman Van Ho – To use your numbers I think that anytime we can get a two year payback on the total investment at this point, because we know we're going to be in this for awhile. This second truck will be a no lose situation in the sense of if we keep having pull fees, we're going to pay up to \$30,000 anyhow and not have anything to show for it. I'm not happy about voting for this thing at this time because of the way it came into being, but it makes economic sense and we have to go with economic sense at this point.

Councilman Langman – A final comment. Based on the budget that was handed to us last week, we're not anywhere near the tonnage we need to be. Now, do we make that up on what we receive for recyclable amounts; we could very well do that. But on any commodity prices that fluctuate we can't assume that it is just going to go up indefinitely. I am concerned that when we talked about the scrapping legislation the majority said we couldn't do anything because we had to get our arms around the program. That's all I'm asking for here. I'm not asking to say never purchase a truck or anything. Until I see a viable education program that we talked about before we started, I'm not going to be satisfied. This year we have a cushion because we're using the grant, which I don't particularly care to do, but we're doing it. I do want to see an education program and I don't want it just to be a letter that we hand out to folks or something that's on the website for awhile and then disappears. You need a comprehensive continuous education program because you do have turn over in residency. We want to capture anybody new moving into the city to get them to participate in the program.

Councilman Gilliam – In addition, I just have some concerns. Even if we didn't have the educational program, let's say we did not get the grant, there was not a line item in the budget to address that. We purchase these bins at a price of \$86,000 to save money. Now in two months we want to add a second truck for \$31,000. I totally understand that the vehicle breaks down there would be a delay. But if this second truck has any issues being that it is a nine year old vehicle, we have a problem with our back up. Director Smith honestly eluded to the fact that there was a problem with the brand new truck. I just don't understand how we can just justify spending an additional \$31,000 within two months when we have data that says we're not meeting our goals. There's not really any strong projection now that says we're going to meet our goals in the later end. If we wait a few more months and we see that our residents are encouraged to recycle and we are increasing at a decent rate, I wouldn't even mind spending more than \$31,000 for a vehicle if we don't have that same price. My concern is, eight weeks of evaluation and we want to go up \$31,000 not knowing necessarily whether we're going to meet our goals and objectives because right now we're not. It is just uncomfortable for me to use that money for this purpose at this time. Thank you.

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

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

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

COMMITTEE OF THE WHOLE

Mr. Tom Cooke – 25641 Edgecliff. Just a few comments regarding Shore Center Plaza and Lake Shore Plaza. I am in receipt of the preliminary review and the attached emails Director Smith regarding the Lake Shore Plaza. One of the comments that you make in your email regarding the Shore Center Shopping Plaza preliminary assessment report will not be completed based on, and I'm sorry if I mispronounce this, Kultchytsky's initial observation concerns were minor. Well they're not minor. You have failure right now taking place on that brick system. We do not and I doubt whether it is the product specified. We do not know whether it is the product specified. The installation procedures and methods of that product and of that industry have not been followed. I counted no less today at 4:30, counted no less than 12 areas of water infiltration, what is going to happen, basically we all know it is going to, we've been behind the mortar freeze this morning, tomorrow and the popping of the brick will start to take place. Some of the brick is already popping off or has been deliberately removed from that shopping center. That should not be off the list.

With regard to Lake Shore Plaza, the brick veneer on Lake Shore Plaza, again I am in possession of the preliminary report and the recommendations by the architect. But my opinion the entire Lake Shore front brick veneer is a total failure, you're not going to recover. You're not going to recover that system, it is impossible. There is not a single person here that's sitting up here tonight, or in the audience that would accept that installation if it was on their house. They would not do it.

Also, I understand there's going to be additional reports coming forth with regard to the exterior finish, the flashing systems and the storefront system on Lake Shore Plaza, which I'd also like to see because that also is not installed in accordance with manufacturers recommendations and procedures.

By the way, had plans and specifications and manufacturer's recommendations and procedures been followed, there would be no cost issues here whatsoever. This is not an engineering issue, it is a building issue.

As I understand it, there is approximately \$240,000 of federal block grant storefront program and \$200,000 in city loan guarantees. I know that the architect reviewing this project is recommending a compromise in a couple of his suggestions. I'm not ready, personally I am not ready to compromise nor would I suggest the taxpayers compromise in any way shape or form. It is either give me the product that I bought, or give me my money back. If there is going to be a compromise on either of these projects, then let's just take this money off the table.

This is one of the most gross violations of taxpayer trust I have ever seen. I can't say that enough. I wouldn't be up here if I didn't believe this. Thank you.

President Holzheimer Gail – Seeing no other comments, we'll move forward with Council Members' comments.

COUNCIL MEMBERS' COMMENTS

Councilman Wojtila – No comments tonight.

Councilman Langman – I'll keep this short indifference to the Mayor's State of the City Address. Chief Repicky, I just caught a news item before I was coming here about incidences at banks today. Do you have any information on that? If so, was anybody hurt?

Chief Repicky – Unfortunately this morning around 11 AM, a party robbed the Key Bank at 225 and Lake Shore. Then about 12:05 another male robbed the PNC bank at Monterey and 185. Both of these individuals are suspects in at least 12 bank robberies in the Cleveland area. We're working with the FBI to take these people off the street. Nobody was hurt and no weapon was seen.

Councilman Langman – I would just like to wish my father on Wednesday a very Happy Birthday, number 83. I will not be here on Wednesday evening. With that I'll say goodnight.

Councilman Van Ho – I would like to say to Director Smith that I think overall your people have done a great job in keeping the streets drivable. That's really all I have to say tonight.

President Holzheimer Gail – We will continue our budget discussions next Monday, February 14<sup>th</sup> at 6:30, you should have the agenda but we'll make sure that's out on the items that we still have left to cover and some discussion as well at the end of that.

Reminder that our next Council Meeting will be Tuesday, February 22 because of the President's Day Holiday. Just wanted to say a quick thank you to the Shore Cultural Centre. They had a nice open house this past Saturday and it was a nice chance to see both the work that Coral's been doing as well as all the programming and groups that are in the Centre. I will say that I had a chance to meet the new Development Director Sarah Gyorki if I pronounced that correctly and she told me twice how to pronounce it. She is full of enthusiasm and I'm really looking forward to good results with her working at Shore.

Also thank you to BRIDGES, they had a very nice event two weeks at the Lakefront Community Center. It was very well attended, very nice event, great chance to get our community together to enjoy some of Euclid's foods and embrace the diversity that makes our community what it is. Thanks to them as well.

Councilman Gilliam – I'll be rather short. The majority of the calls that I have received over the week were about snow removal. But it wasn't basically complaining about the city's efforts and I'm glad to hear that Mr. Smith was able to direct some of that information out there about some of the equipment malfunction. What we're having in Ward 1 is a problem with our local businesses and some of our own residents. I would just implore our residents and I would also like to thank Asst. Director Lee Bock who I emailed on Sunday and he responded and I was quite startled that he has already had men out there addressing those issues on Euclid Ave. in regards to them not shoveling their particular private walks from Walgreen's all the way down to Indian Hills. Unfortunately some of these businesses are designed to get walk in traffic, but they make it very difficult for people to walk to it. To our residents who live in our neighborhood, I've received numerous complaints from our neighbors, people who walk dogs are walking them in the streets. People who are trying to deliver mail are having difficulty walking. People who just like to walk or jog in the winter are walking in the streets. It doesn't make much sense for us to be a little bit more courteous. I'm not chastising my community but I'm asking my community, I'm imploring them, for those that are disabled or seniors, help them. For those that are quite able to, please shovel your driveway, shovel your walks, it is a safety issue, it limits liability and it just makes it easier for safety services to access if there's an emergency or any other potential vendor who is coming to provide service to you. With that I will close, have a good night, thank you.

Councilwoman Scarniench – I'll defer to the Mayor, have a good evening.

Councilwoman Jones – I also want to thank BRIDGES for the 3-D event that was on January 30<sup>th</sup>. It was very nice, well attended event. I remember going to last year's event, this one was I would say three times the amount of people that were there, so it is very good turnout. Thank you to all the restaurants that participated and supplied the foods. Thank you to Shore for the open house. Also this past Saturday at Shore, the same time as open house, we had the talents competition auditions. That brings me to the announcement of Today's Future Talent Competition will be held on Saturday, February 26 at Shore Cultural Centre at 3 PM. Tickets are \$8 in advance. For questions call 289-7720. We had auditions this past Saturday, February 5<sup>th</sup>, but auditions are still open for any youth between the ages of 9-15 that want to try out. It is song and dance only. You have to supply your own music. First prize is being awarded by Today's Future Talent Foundation of \$500. That's an incentive for anybody to get your youth out there to participate in this, it is a great opportunity.

At the event on February 26<sup>th</sup>, there will also be a performance by two young individuals from Chicago, R&R, they're two twin brothers. They do holy hip hop. They'll be doing a performance there as well.

Another opportunity for youth if your not into singing or dancing, Today's Future Foundation is also having a Spelling Bee which will be held for 3-5 graders and this will be held on March 19 at Shore Cultural Centre from 2:00-6:00 PM. For more information, contact 289-7720.

Euclid Boys League is taking their registration. The official registration ends on March 15<sup>th</sup> so you can register now. Euclid Boys League is the sole provider of Euclid's youth recreation baseball ages 5-12. You can register up to March 15<sup>th</sup>. The practices will start in mid-April. You can register online, [www.euclidbaseball.org](http://www.euclidbaseball.org). Or contact 216-299-4724. With that I'll say goodnight and thank you.

Councilwoman Minarik – Two things. Yesterday was Ronald Reagan's 100<sup>th</sup> birthday so we will add him to the list of great presidents born in the month of February. Mayor, I'm looking forward to your State of the City to be entertaining as always. Thank you.

Councilman O'Neill – I'll be brief with regards to the Mayor's State of the City speech. There is going to be a walk to help cure, sadly in last year 2010 a young girl Ellie Godina lost her battle with pulmonary hypertension. The event this year is scheduled for Euclid High School Stadium at 11 AM. It is a walk to cure pulmonary hypertension on April 9, 2011. Miss Godina lost her battle at age 2 ½ sadly. Information for the walk can be obtained by calling Missy Godina at 216-261-0334 or email at [melissagodin@sbcglobal.net](mailto:melissagodin@sbcglobal.net). Hopefully we can get a good turn out to raise some money for that event.

Briefly, please shovel your fire hydrants. Also if you, I say this repeatedly in the winter. Your car on the street, if the snow exceeds two inches, there is snow ban in effect, that means if there's 2 inches of snow on your street, it is 2 inches of snow, get your car off the street so the plows can come by and plow the street. I noticed a couple of different streets in Ward 5, the plows had a little difficulty getting around a couple of vehicles in the excessive snow. Then it froze and then it snowed on top of the freezing ice so we've got craters, like you're driving on the moon. Please move your cars off the street or police will be notified and your vehicle will be towed. With that, I'll say goodnight.

Councilman Van Ho – I think we all need to thank Mr. Cooke for bringing forth these problems on these projects. He's went way above his duty on ARB and he's stuck himself out as a citizen and said this is not right. I think we all owe him a debt of gratitude for that, not allowing this to slip through the cracks.

President Holzheimer Gail – Please stay tuned for the Mayor's State of the City.

ADJOURNMENT

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

Attest:

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Clerk of Council

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President of Council