

MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING

HELD ON OCTOBER 17, 2005 IN THE COUNCIL CHAMBER

CALL TO ORDER:

The meeting was called to order at 8:00 p.m. by the President of Council, Raymond L. Haseley. All joined in the Pledge of Allegiance to the Flag.

CERTIFICATION OF POSTING:

The Clerk of Council certified that the meeting had been posted according to the requirements of Ordinance No. 2004-273.

ROLL CALL:

Present were: Council Representatives: Patrick J. Coyne, Joseph C. DeMio, James A. Kaminski, Raymond L. Haseley, Michael J. Gallagher, Mark A. Roth, III and Michael J. Daymut. Also Present: Leslie J. Seefried, Clerk of Council.

Administration: Thomas P. Perciak, Mayor; Kenneth A. Kraus, Law Director; Donald C. Batke, Finance Director; Joseph M. Walker, Service Director; Robert E. Moody, Chief of Fire; Charles W. Goss, Chief of Police; Ken Mikula, City Engineer; Anthony J. Biondillo, Building Commissioner; and Stephen F. Kilo, Recreation Director. **Absent:** Eugene P. Magocky, Economic Development Director; John Bedford, Communications and Technology Director.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on October 3, 2005 were approved as submitted.

Mr. Haseley – I'm going to call Mr. Ken Taylor to the microphone. Ken is the CEO of Southwest and he has asked for permission to address Council and anybody who may be watching and I've handled that. Mr. Taylor, tell us your name and address and make your statement, please.

Ken Taylor, CEO, Southwest General Health Center – Good evening and thank you, Mr. Haseley. Mr. Perciak, members of Council and, of course, members of the audience who are present here tonight and who may be watching, it really is my pleasure to appear before you as the CEO of your hospital.

Ken Taylor – (cont'd): I have appeared before you many times on behalf of Southwest in my previous role as the Executive Vice President, but it is truly unique that I have an opportunity to talk to you tonight about the upcoming tax levy that will appear on the ballot on November the 8th. Southwest General is a major contributor to the local economy with almost 3,000 employees. 1,000 of these employees actually reside within the taxing community. Issue 145 is a one mill levy in support of hospital operations. It is a renewal, and I do stress it is a renewal and it does not increase taxes. The levy will cost the homeowner of a \$100,000 home in Strongsville less than \$10 per year. All levies from the taxing communities generate approximately \$1 million per year for health center operating expenses. Strongsville alone, I emphasize, generates \$417,000. All the levy monies normally are earmarked for capital improvements at Southwest and none of the monies flow through to University Hospitals, our partnering institution. Strongsville, I'd like just to take a few moments to emphasize how many citizens came to Southwest in 2004: We had 2,400 inpatient discharge from Strongsville; emergency trauma, almost 6,000 visits; outpatient visits between the Strongsville Medical Center and Southwest, almost 45,000. And, in return, Southwest gave back over \$501,000 in charity care to residents of the communities. As a refresher, there are six taxing communities – Berea, Brook Park, Columbia Township, Middleburg, Olmsted Falls and Strongsville. The levy is up for renewal in Middleburg and Strongsville this year. What are some of the services that the communities receive back in return? We of course have a very active van service, it is truly a medical van service in which the trips are one-way trips from the resident's home or residence to the hospital campus or to the Strongsville Medical Center or to the physician's office. In 2004 overall we made approximately 6700 van transport trips and 1900 of these were from Strongsville, or about 29% of the total. We also operate a unique service that does not get a lot of publicity -- on Engle Road we operate what is called the Southwest Neighborhood Care Center, it is a service of which we are particularly proud and it's for those individuals who are employed but whose income level is less than the federal poverty guidelines and whose employer does not provide health insurance. It is operated almost entirely by volunteer staff and physicians and the residents receive primary care, as well as specialty care, through this facility. As a matter of fact, we have 66 Strongsville residents who take advantage of this. In 2004 we provided 1452 health screenings at the Strongsville Rec Center. We have the Gatekeeper Program, and many of you are familiar with this because I know I have received calls from you to check on some of our senior citizens. But this program trains those individuals in the community such as postal workers, police, EMS, to be on the lookout for those frail citizens and elderly who may have trouble coping and to watch for signs that they are not mobile. We have the Share Program, which operates to support those individuals with the complex insurance and Medicare forms that they have to fill out. We offer education, vaccination, pre-employment physicals for members of the EMS program and discounts to residents of the communities for any educational program that we offer.

Ken Taylor (cont'd) - We're very closely aligned to the EMS squads. In Strongsville you have 60 paramedics; each paramedic is required to undergo 38 hours of training annually and that service is all provided entirely through Southwest General under the direction of Dr. James Rybak and it is provided both at the hospital campus and here at your station. In 2004 we accepted over 1800 runs from Strongsville to the emergency department. You are represented very well at the Southwest Community Health System -- Mr. James Davis; Mr. Fred Dewey is treasurer of the board; Mr. Gallagher is your Council representative; Mary Hastings, Mr. Kalinich, Al Reitsman, Alan Wheaton and myself. On the Health Center board itself you have Dr. Collier, who is currently president of Baldwin-Wallace College, myself and Dr. Ventresca. We also have a very active program that is called the Qualities Community Partnership. This is a program designed to take health care out into the communities and to improve the quality of life in the communities that Southwest serves. We're proud that over twenty initiatives geared to anything from transportation to health screenings to health promotion have been done since we started the health communities' partnership back in the middle 1990s. More importantly, because this program has now been recognized nationally, the Quality Communities Partnership has generated \$1.1 million in grants to support the services that we offer. Southwest General is growing to meet the community needs. Earlier this year we opened a new outpatient imaging center at our LifeWorks facility on Old Oak Boulevard. This is a state of the art CT unit and state of the art MRI unit and, in the near future, we will be replacing our seven year old CT unit at the Strongsville Medical Center also with the latest state of the art CT scanner. By the first quarter of 2006 we will open 14 additional medical surgical beds. These will be designated as inpatient oncology beds and will have the effect of freeing up other inpatient beds throughout the hospital. For the emergency department, through physical changes within the four walls, we are going to add 8 to 10 observation beds physically attached to the emergency department. In this way, a patient who comes in and there's some question what is going on with the patient, we can put that patient in the observation unit until test results are returned to the emergency physician or the patient's own attending physician until a decision is made whether that patient needs to be admitted. Those programs will generate capacity that will allow almost 300 additional admissions per year. By the end of 2006 we do have plans that we will add a second 14 bed unit; by 2007 we will have construction underway to relocate and expand our medical intensive care unit from 10 beds to 15 beds, and we are beginning a review of architectural services right now to select an architect to do a master facility plan with the intent that within 3 years we will have a physical expansion underway of our emergency department. Southwest is proud to be a Health Grades award winner and, particularly, the Health Grades Hospital of Clinical Distinction. This is an award made by an independent reviewing body that looks at clinical data that hospitals are required to submit to Medicare. We are one of 72 hospitals since this program has been started to receive the Hospital of Clinical Distinction three consecutive years.

Ken Taylor (cont'd) - We are also proud that we are a North Coast 99 employer of the year. This is a program put on by Employers Research Council that looks at employers throughout northeast Ohio and selects according to their criteria the 99 top employers in terms of quality of work life. And for the third consecutive year, we are a North Coast 99 winner. Besides the money generated, why is the levy important? It helps us to maintain an important tie back to the community. Through the tax levy monies, your communities get to elect three individuals to the health system every four years, as well as the Council appointing one individual to serve on the parent board of trustees. What can you do? This is my call of action to you: I ask you to evaluate the information that you receive to see if you still believe in the Southwest as we do. I have a passion for Southwest and the quality of care that it delivers; my number one priority in role as CEO is to improve the quality and patient safety while patients are receiving care at any level within Southwest. I ask you to discuss the benefits with your colleagues, with your neighbors and friends and encourage them to vote for the levy. And, Mr. Haseley, that concludes my presentation; I'll be glad to take any questions.

Mr. Haseley – Thank you, Mr. Taylor. I just have one. Can you, in as short a period of time as possible, tell us where the money generated by this levy has been used in the past?

Ken Taylor – Just in anticipation that that question may arise; most recently we've used \$788,000 of tax levy monies towards the imaging center to which I previously referred. Also, we used \$288,000 – these are round numbers, not exact numbers – towards new cardiac defibrillators in the hospital. In 2003, \$249,000 went for ultrasound equipment; \$215,000 for videoscopic equipment for surgery; with the approval of the board of trustees to spend, Quality Communities Partnership, \$125,000 went to that effort. Other things in the past: Maternity renovation, medical/surgical bed replacement, a new cardiac lab, to name just a few of the activities.

Mr. Haseley – Speaking of the cardiology lab, you said something at the elected officials dinner last week that just kind of shocked me about where the ratings for Southwest lie. Do you want to repeat that?

Ken Taylor – Thank you.

Mr. Haseley – That's close to my well being, quite frankly.

Ken Taylor – Thank you. We were pleased to report that, again, through the Health Grades program, which evaluates quality of care on many levels, Southwest received a five star rating and, according to overall cardiology, that places us among the very top hospitals in all of Ohio for patients for patients requiring cardiac care.

Ken Taylor (cont'd) - And we have just received notification, and it was bound by the restriction that we could not release it until at least October the 15th, but our most recent level was that we not only a five star hospital for gastroenterology services, as well.

Mr. Haseley – Good, very good. Anybody else have any questions for Mr. Taylor?

Mr. Gallagher – Mr. Haseley.

Mr. Haseley – Yes, Mr. Gallagher.

Mr. Gallagher – Mr. Taylor. June 21st of '05, City Council, Mayor Perciak passed Resolution 2005-138 in support of you, the hospital, and this levy and you take with this and from us all of our support from each individual here on Council and the Administration, so we certainly have shown the support that I think this levy is needed.

Ken Taylor – Thank you, Mr. Gallagher, that's an excellent comment and we thank you for your endorsement. And we pledge our continued development of services, not only to the Council, but, more importantly, to the residents that we serve. Thank you.

Mayor Perciak – Mr. President, if I may.

Mr. Haseley – Yes, Mayor.

Mayor Perciak – Just one thing. Congratulations on the presidency at the hospital; we're proud that another Strongsville resident serves as the president and chief executive officer of Southwest General Medical Health Center. So, congratulations to you and your family; we're extremely pleased that you're aboard.

Ken Taylor – Well, I do have to comment; it is indeed an honor for me to have been selected by the board to guide the institution for the next few years, but let's face the reality; while I have the opportunity to lead, I could not do it without an excellent support staff. In attendance with me tonight is Susan Missig, who is Executive Assistant and who serves as my chief of staff; she's the person who really keeps me organized. And there are so many people who make Southwest that I wouldn't know where to begin. Southwest, above all, is composed of people, it is far more than bricks and mortar; it is the nurses, the physicians and the entire staff. So, thank you.

Mr. Haseley – Thank you.

APPOINTMENTS AND CONFIRMATIONS:

None.

REPORTS OF COUNCIL COMMITTEES:

BUILDING CODES AND CEMETERY – Mr. Roth: Thank you, Mr. Haseley. I've been asked by the residents of Westwood to voice their concerns over what seems to be developing. I'm not sure, I'm not positive, but the sanitary sewer going down Westwood, it was always voiced to us and the residents at the street caucuses that I conducted that the sanitary line would go on the north side of the street so that it would be easy for people who have to tie in in the near future to tie in without going through the very dramatic added expense of going across the road. I'm not sure, but I think the sanitary is now going on the south side of the street, which bothers me. Mr. Mikula, if you can check into that and...

Mr. Mikula – Mr. Haseley, I can address that right now.

Mr. Haseley – Yes, go ahead.

Mr. Mikula – The sanitary sewer is going on the south side. The developer who is putting it in is going to run the connections across to the north side for all the residents there.

Mr. Roth – He's going to give them a tap across the street?

Mr. Mikula – He's going to bring it across the street. The residents are going to be responsible to connect into that tap, yes.

Mr. Roth – Oh, that's wonderful news. Okay, that's great. Boy, there's Mr. Bender again really cooperating. Thank you, Mr. Mikula.

Also, the retaining wall that we all looked at, most of us were out there, at Brentwood Homes, 9501 Brushwood; can you get back to Mr. Daymut and myself on that? It is collapsing, from what I witnessed and that's going to need to be addressed before we have a problem there.

And, last... well, as of today, Mr. Ody and Mr. MacLennan, who appeared before Council two weeks ago, they're still waiting for a response back on their problem with storm drainage.

Mayor Perciak – Mr. President, if I may.

Mr. Roth – Yes, Mayor.

Mr. Haseley – Mayor.

Mayor Perciak – If you'd like to set up an appointment to get them in, I tried reaching them, I couldn't, there was no phone number for Mr. Ody. The only phone number we had was for his attorneys, and he is not of counsel anymore, so if you want to have him come in at a time mutually agreeable between yourself and myself and the Engineer, I'd be glad to meet with him.

Mr. Roth – Mayor, if we can even contact Mr. MacLennan first, you know, he's not...

Mayor Perciak – Okay, but do you have number for him?

Mr. Roth – Yes, I'll get...

Mayor Perciak – Okay, and we'd like you to join the meeting, though, please.

Mr. Roth – Sure, sure. You know, Mr. Ody's 90 years old; I think we'll go through Mr. MacLennan. But they're still waiting for a response there, so I'll try to promote that.

And I would like to still get a response back as far as an investigation in the Adams/Strongsville Boulevard area where there was flooding the last couple rains. Did we find any blockages or not? Did we get the cameras through those lines?

Mayor Perciak – Go ahead, Joe.

Mr. Roth – Yes, Mr. Walker.

Mr. Walker – We did, Mayor, Councilman Roth. We did go through those sewers; we did not find any blockages. That's not to say that there wasn't a blockage that occurred during that storm, but we have not seen anything that we need to address at this point.

Mr. Roth – Okay, so there was no cause for the flooding that you can determine.

Mr. Walker – Not that we can determine, no.

Mr. Roth – Okay. Thank you.

Mr. Gallagher – Excuse me a moment. Mr. Haseley.

Mr. Haseley – Yes.

Mr. Gallagher – Mr. Walker. Can I speak with Mr. Walker a second here?

Mr. Haseley – Go ahead.

Mr. Gallagher – Was there... Why didn't Mr. Roth get a response to that, Joe?

Mr. Walker – Just because I haven't had time to get back to him on it. The sewer department, the reports come back from them, Mr. Gallagher, it takes awhile after they do the work in the field, it takes awhile for the reports to get processed and then get back to me. But I did have a chance to verbally talk to my sewer crew leader on Friday to get a response for Mr. Roth for tonight.

Mr. Gallagher – Okay. It would seem to make it a lot easier if we would do some checking up, rather than wasting time on personal questions and requests that we file here.

Mr. Roth – Mr. Haseley, I'd like to continue.

Mr. Haseley – Go ahead.

Mr. Roth – You know, none of this is a waste of time for me.

Mr. Gallagher – Within the committee.

Mr. Roth – This is all within the committee. And finally, the building code item, Mr. Kraus, if you can get back to me soon in the near future over the question I raised as far as exercising our home rule regarding the roof ice shield situation.

Mr. Haseley – I'll even butt in and answer that. You will be getting a copy of a memo probably before the end of the week regarding that.

Mr. Roth – Okay, great.

Mr. Kraus – From the building department.

Mr. Haseley – Right.

Mr. Roth – Okay, wonderful.

Mr. Haseley – Okay?

Mr. Roth – Yes. Thank you, that's all.

FINANCE – Mr. Gallagher: Thank you, Mr. Haseley. Just a reminder, Wednesday we have a quarterly meeting, I would hope everybody can be in attendance. And that's all we have, there is no legislation before Finance this evening.

Mr. Haseley – All right. Any questions for Mr. Gallagher?

Mr. DeMio – Brief, very brief.

Mr. Haseley – Yes, go ahead.

Mr. DeMio – This is a quasi... Just a question, Mayor, really for you and Mike Gallagher and it'll flip over to Mike Daymut's committee, Public Safety. I know that Pat got this call today and so did you, Mike, regarding crossing guards and the issue about their scale, and we have an ordinance on that, as well. So if you could... I'll give you a copy of the ordinance for the meeting Wednesday just so you have it as a reference. Mayor, basically, there's a cost of living adjustment on there and we just...it's just time to review that, basically. That's the only issue that we have. And I know you got the... I understood you got that call today and I know, based on the conversation...

Mr. Coyne – Mr. Haseley. Basically, I got that two weeks ago and what I told those individuals is that that would be an issue that would be reviewed in the budget hearings and would be addressed then, and that's it.

Mr. DeMio – Right.

Mr. Haseley – Good. Thank you, gentlemen. Anything else for Mr. Gallagher?

(No comments)

INDUSTRIAL/COMMUNITY DEVELOPMENT – Mr. Daymut: Thank you, Mr. Haseley. Industrial/Community Development did meet this evening and it gave favorable recommendation to Ordinance 2005-207, which is retaining Cresco, Limited to market our 169 acres of vacant industrial land that the City now owns, and that's a one year contract.

I'd also like to announce that we will meet, the committee will meet next Monday, the 24th, at 7 p.m. here in Council Chambers.

That's all I have this evening, Mr. Haseley. Thank you very much.

Mr. Haseley – Thank you very much. Any questions for Mr. Daymut?

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Haseley: Planning, Zoning and Engineering met this evening with the following recommendations: Ordinance 2005-202, place on second reading, set for a public hearing on the 21st of November; Ordinance 2005-210, place on first reading, refer to Planning Commission and back to committee; Ordinance 2005-211, recommendation is to suspend and adopt; likewise, Ordinance 2005-212, suspend and adopt. That completes my report; I'll handle any questions if there are any.

(No comments)

PUBLIC SAFETY – Mr. Daymut: Thank you, Mr. Haseley. Public Safety did meet this evening and gave favorable recommendation to Ordinance 2005-209 and that is applying to the Ohio Department of Safety, the Governor's Highway Safety Office under Ohio Safe Commute Project, for supplementing our officers along Interstate 71 their salary. That did receive favorable, as I said. And, also, Resolution 2005-214 received a favorable recommendation, and that is the accepting of \$1,000 from Wal-Mart, and they donated that to the City under the grant program for the purchase of fire safety educational material for use by the Strongsville Fire Department. On behalf of the Administration and City Council, we do appreciate that, and hopefully, Leslie, if you can get something over to Wal-Mart expressing our thanks, I would appreciate that.

Our next regular Public Safety meeting will be Monday, November 14th, it will be held at 6 p.m. in the Community Meeting Room of the Ward 1 Fire Station.

That's all I have this evening, Mr. Haseley. Thank you very much.

Mr. Haseley – Thank you. Any questions for Mr. Daymut?

(None)

SOUTHWEST GENERAL HEALTH CENTER – Mr. Gallagher: Thank you, Mr. Haseley. We already had our report from Mr. Taylor, so that's all we have.

Mr. Haseley – Thank you. Any questions for Mr. Gallagher?

(None)

PUBLIC SERVICE – Mr. Kaminski: Yes. Public Service met this evening, we discussed three ordinances: Ordinance 2005-208, which is Issue 2 funding for Marks Road for resurfacing, recommendation is suspension and adoption; Ordinance 2005-213, which is a contract for the decanting station, suspension and adoption on that as well; and, finally, 2005-217, which is to advertise for bids for the new bucket truck and attachments, which was in the budget, and that's also suspension and adoption.

I do have a couple of other issues. One is to let everyone know that the sanitary sewer cleaning continues at six days a week with camera work and repairs. Also, the Freedom Trail phase 2 will be paved starting this week and I hope everyone can get out and take a look at that and enjoy that as well this fall. And new plow trucks are due to arrive early November, just in time for the snow season.

And that concludes my report.

Mr. Haseley – Thank you. Any questions for Mr. Kaminski?

Mr. Roth – Within this committee, Mr. Haseley.

Mr. Haseley – Yes, Mr. Roth.

Mr. Roth – I'd like to have Mr. Walker and maybe the police department take a look at Mulberry Circle's sign off of Country Way. There's been some confusion there, people see the Woodview sign across the street, think that that's an extension of it; the Mulberry Circle sign is back off the street, so they miss it. If we can move that more towards Country Way so it can be in a clear line of vision, I think it will eliminate a lot of confusion.

Chief, I ask you to take a closer look at the intersection of Pearl and Valley Parkway; if you would take a closer look at that and get back to Council, especially Mr. Daymut and myself.

And I still have heard that the blocked catch basins over Timber Ridge, Handle, Webster, there's grass growing out of them; if we can take a look at that.

That's all within this committee.

Mr. Haseley – Thank you. Anything else for Mr. Kaminski?

(No comments)

RECREATION/SENIOR AND FAMILY PRESERVATION – Mr. Coyne: Thank you, Mr. Haseley. There are no ordinances or resolutions in the Recreation/Senior and Family Preservation Committee this evening.

I'd like to announce that youth basketball sign-ups are still continuing.

The only issue I have in this committee is at our next Council meeting I'd like to request an Executive Session pertaining to Recreation/Senior and Family Preservation.

That's it.

Mr. Haseley – Thank you. Any questions for Mr. Coyne?

(None)

SCHOOL BOARD – Mr. Roth: The next meeting is Thursday at Surrarer, October 20th; I'll be in attendance, so no report until then. That's all, Mr. Haseley.

Mr. Haseley – Thank you. Any questions for Mr. Roth?

(None)

UTILITIES, RAILROADS AND FRANCHISES – Mr. DeMio: Thank you. Very briefly, I have been in discussions with folks that are involved representing issues on NOPEC. Trying to get the folks to come down November 21st at my committee meeting; you all have a memo on that. I also was going to ask to do a lighting committee, lighting meeting regarding street lights. That will be prior to our Council caucus for those who are on the committee, and we'll have certainly a better understanding about Green Mountain, hopefully, by then. And I will field questions otherwise.

Mr. Haseley – All right. Thank you. Any questions for Mr. DeMio?

Mr. Coyne – Yes, one, Mr. Haseley.

Mr. Haseley – Mr. Coyne.

Mr. Coyne – There has been a light out for some time on Bryn Mawr in front of the Kovach's house.

Mayor Perciak – Where?

Mr. Coyne – Bryn Mawr. I have informed Jennifer Milbrandt about this. My understanding is that there's some boring that has to be done on the City's part in order for CEI to come in and fix that effectively and I was just wondering when that boring would take place so CEI can come in and do their work. My understanding, the light's been out for three years.

Mayor Perciak – Mr. President.

Mr. Haseley – Mr. Coyne.

Mayor Perciak – Joe, would you please look into that and get back to Mr. Coyne tomorrow morning?

Mr. Walker – Absolutely. I was not aware of the fact that they were waiting for us to do anything over there, but I'll check and...

Mr. Coyne – Well, I spoke to Jennifer Milbrandt last week and she said it was a matter of the City doing boring, and so if you could get that process going because they call every week wondering when the, you know, light will be fixed.

Mr. Walker – And that was on Bryn Mawr?

Mr. Coyne – Yes.

Mr. Walker – Okay, I will do that and I will get back to Mr. Coyne.

Mayor Perciak – Thank you.

Mr. Haseley – Anything else for Mr. DeMio?

(No comments)

RULES AND ORDINANCES – Mr. Haseley: Council-As-A-Whole met this evening with the following recommendations: Resolution 2005-215, suspend and adopt; Resolution 2005-216, recommendation is suspend and adopt. These are legal issues pertaining to the public hearings that we had here a couple meetings ago.

Rules and Ordinances: I met with the law department today to go over the ordinances and resolutions to make sure they were in proper legal form, and I would ask Mr. Kraus to so verify.

Mr. Kraus – Yes, Mr. President, they are in proper legal form.

Mr. Haseley – Thank you.

REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS:

Mayor Perciak – Thank you, Mr. President, a few short announcements.

Again, Monday, October 31st, Halloween will be observed here in Strongsville from 6 to 8 p.m. We ask you to please put your front porch lights on, light your walkway so all our little ones can have an enjoyable, safe evening. Again, that will be from 6 to 8 p.m. Monday night.

The second thing is I'm also pleased to announce, and through Council's action, we will be putting on the streets the first 5 of the 13 police vehicles purchased. So the first 5 have arrived and the new vehicles will be placed in use within the next two weeks, as soon as all the communications equipment is in place. So you can see that the Administration and your Council are spending your dollars wisely; these vehicles are needed to replace a very aging fleet with hundreds of thousands of miles on cars. So, you'll see those on the streets very soon.

And lastly, everybody's received a leaf collection notice in the mail and the first leaf collections will start this week and they'll start on the north of Royalton Road, on the north end of town, and that'll begin sometime this week, and south of Royalton Road will begin the week of October 24th. The second collection will be October 31st, and then as weather permits thereafter. And we will continue to go to the four corners of the City as long as the weather permits.

Mayor Perciak (cont'd) - The trucks are up and ready, according to Mr. Walker. We are having a late fall this year, there aren't that many leaves on the ground yet, but we are prepared to start the leaf collection.

Thank you.

Mr. Haseley – Thank you. Any questions for the Mayor?

Mr. DeMio – Well, Ray, I really didn't know when to bring this up, and I talked to Ken Kraus the other day and I felt there was really no good time – it's a good thing, but there's really no good time to do this and I need the Mayor's help, I need all of Council's help. All of us seem to enjoy sports and enjoy the events and the venues that we have here in Strongsville, and I will get to the point at the end. Since 1979, Brunswick and Strongsville football has been the biggest rivalry in the region. Some have compared it to our Ohio State/Michigan games, Pittsburgh and the Browns.

Mayor Perciak – Not Ignatius and St. Ed's?

Mr. DeMio – We represent the people in Strongsville and the public school system, although I'm a good catholic, I might say, Father, that...

Mr. Gallagher – Well then, Joe, that would make me a better catholic because I went to St. Ed's. Who, by the way, won 10-7, but...

Mr. DeMio – Yes they did, they did a good job. I'm a St. Luke's grad, so I understand that. Make a long story short, the record, Mayor and Council, is 13 and 13, broken right down the middle. Eight championships have been decided at that game in those years.

Mr. Kaminski – (Unintelligible).

Mr. DeMio - Jim, you were rooting, I'm sure, in those games. The average score is a touchdown or less over those years, and only one time has one team won 3 games in a row over the other. Unfortunately, they're changing the chemistry; it's been a request that game 10 will no longer be Strongsville/Brunswick. That does not do this community a service, nor does it do a service to Brunswick. We are going to be playing, in 2007, Solon. That is a tragic error in the judgment of many people that enjoy those games, whether you go to Brunswick, as I did last year, or you go this year. So what I've been asked to do by many of the parents, Mayor, they've asked this Council and you to sign a letter to the athletic association and try to keep that game 10. We enjoy it, our restaurants are full that day, you know it, you've been a part of it, we all enjoy shaking hands those days too, but the important thing is, really, it's for the kids. We have a tremendous rivalry, we really do.

Mr. DeMio (cont'd) - So if we can start a letter that the law director and I have talked about, with your approval, Mayor, I would hope that everyone on this Council joins me in sending it down state where it's supposed to be, to both superintendents, to both school boards. I want to say that everyone that I've talked to in this community that is a representative has been absolutely for keeping that. So, I would encourage that that goes forward. I wanted to do a resolution; Ken thought that the best way to handle it would be this way and, after much, much discussion over the last couple days and weeks, that's what we're going to do. If Leslie and/or as well as our law department get that together, I would like everyone to do it. Now, it's not only football, obviously, but that's the main venue here that is at risk. So, Mayor, if you could do that and, with your approval, ask your law director, along with our clerk, to do that, I truly would appreciate that.

Mr. Kaminski – Joe, I'll try and help you, too.

Mr. DeMio – Thank you.

Mr. Coyne – Mr. Haseley.

Mr. Haseley – Yes.

Mr. Coyne – I think it's a good idea, but I think that... and maybe the Pioneer Conference is not like other conferences, but I believe the Pioneer Conference has a commissioner and that commissioner of that conference, I don't know who it is, but those games that are put on the schedule, I believe they're scheduled by the athletic director in conjunction with the other athletic director at the respective school. I don't think the Ohio High School Athletic Association would have anything to do with it and I think those...

Mayor Perciak – That's as I understand it, also.

Mr. Coyne – Right, and I think those games are scheduled in advance. If I'm wrong, then I stand corrected, but maybe that's something Mr. Lynch or our friends on the school board can investigate for us. They sign contracts, contractual agreements for those games, I believe in advance, for every sport. If the system's changed, then I stand corrected, but I think the person you might want to start with is Mr. Lynch, he has a lot to say with that.

Mr. DeMio – And I think that's terrific, I really do. I've done a lot of homework, talked to many, many people; I was asked to do it this way. Our community, unfortunately, was the last to find out. I believe that, Mayor and Pat, we'll do a conference call tomorrow and I will show you the path in which I've come to. I don't feel it's necessary to -- and it's here nor there, I guess -- but I don't feel it's necessary to go into exactly the many, many numbers of folks I've talked to up here. But you're right.

Mr. Coyne – I'm just saying that sometimes that's a good mechanism to help.

Mr. DeMio – Right, and they... Oh yeah, no, I agree.

Mr. Gallagher – Mr. Haseley. I think Mrs. Brickley, if I'm not incorrect, I think the Pioneer Conference is being disbanded after this year. Isn't there a new super conference on the way?

Mr. Coyne – Well, no matter...

Mr. DeMio - Wait, wait, wait, wait, wait. (Unintelligible).

Mr. Coyne – No matter what is done, I think each conference always has a commissioner.

Mr. DeMio – Can I tell you what...

Mr. Gallagher – Right, right, and that's where we should go.

Mr. DeMio – I was asked not to allow...ask anyone else to come up here at this time.

Mr. Gallagher – Well now you've piqued my interest.

Mr. DeMio – Yes.

Dave Gusman, School Board Member – I will talk to you for very short if you would like a real quick explanation. The Pioneer Conference is merging, it is two years in advance, it's for the 2007 and 08 season and the following year. It will be a super conference with 18 teams and we will be in a division in each sport with 6 teams – 3 divisions of 6, based on skill and ability. You're right, the Brunswick game is no longer going to be 10 for us; Brunswick and Medina have opted to have that game be the Week 10 game for them and we in Strongsville had no say in the matter. So the people to be contacting would be...

Mr. DeMio – Absolutely correct, Dave.

Dave Gusman - ...the other principals and the commissioner of the conference.

Mr. DeMio – And we're not going to get in a debate here.

Dave Gusman – Right. I just...

Mr. DeMio – The biggest school in the conference. Okay, Solon may be the biggest now, but the biggest school in the conference had no say so of game 10.

Dave Gusman – Thank you.

Mr. DeMio - I didn't want to get into that up here, but that's the bottom line.

Mr. Haseley – Well, I think it's all the more important then that we follow what...

Mr. DeMio – Right.

Mr. Haseley - ...what we all agreed to.

Mr. DeMio – Right, I understand. But let's just do it the way...let's do our letter of support; that will start the chain reaction, which is what Ken and I thought was the best direction, rather than giving names, rather than doing the history of what's supposed to be 2007-2008. But everyone's interests are on the same page, no questions, lot of love here, we want that rivalry to maintain. I see two school board members shaking their head yes. So we need to help, and I really appreciate everybody up here, I really do. Thank you.

Mr. Haseley – Point well taken. Moving on; Finance Department, Mr. Batke.

FINANCE DEPARTMENT – Mr. Batke: Yes, thank you, Mr. Chairman. Funds will be made available for the ordinances and resolutions on this evening's agenda requiring certification and up for adoption. Thank you.

Mr. Haseley – Thank you. Any questions for Mr. Batke?

(None)

LAW DEPARTMENT – Mr. Kraus: Yes, Mr. President, I'd like to just update us on several items of litigation that are pending.

In the Osaze matter in which the City was successful in the Common Pleas Court, both sides have now filed briefs with the 8th District Court of Appeals. At some point an oral hearing in that matter will be scheduled.

In the Probst matter involving the police department, the plaintiff is now proceeding, he has chosen to proceed on his own without legal counsel. The City has filed a motion for summary judgment, which is now pending.

In connection with several matters pending involving the fire department in the Zerman case, the law department has been active in connection with various depositions that have been taken in that matter during the past week and a half.

Mr. Kraus (cont'd) - In a related matter involving the fire department in which the City of Strongsville has moved the Common Pleas Court to vacate an arbitration award, the union has filed a motion to dismiss in that particular matter. The law department will be filing a memorandum in opposition to that motion.

And then, finally, in the Visconsi litigation, in connection with the application for a writ of mandamus which has been filed by several residents directly in the Court of Appeals, I can report that the county prosecutor's office has filed a motion to dismiss on behalf of the trial court judge, Peter J. Corrigan. I can further report that the owners of the property and developers have filed a motion to intervene in the case, along with a proposed motion to dismiss. And, finally, the law department is working on a response of pleading that will be filed within the next ten days in the Court of Appeals.

That completes our report, Mr. President.

Mr. Haseley – Thank you. Any questions for Mr. Kraus?

(None)

AUDIENCE PARTICIPATION:

Mr. Haseley – We've reached the portion of tonight's meeting where we have audience participation. I'm going to make a comment here ahead of this, because two people who have signed up here are people running in an election, that I will not allow any political or campaign speeches here tonight. Mark, you've signed up and I can appreciate that; if this is in regard to what was written in the Sun paper, your issue is with the paper and I think that tonight, under those conditions, it would be not the right forum for it.

Mr. Roth – Mr. Haseley, I'm going to make a general brief statement to that effect.

Mr. Haseley – Well...

Mr. Roth – As a resident.

Mr. Haseley – If it's about that, I'm going to warn you now, I won't allow it. If it's about something else, that's fine, but I...

Mr. Roth – Well, they can do...

Mr. Haseley - At this point, in this late stage, I just don't think it's fair to everybody else because...

Mr. Roth – Oh, I don't think it's fair that they use the media.

Mr. Haseley - ...the next thing you know, we're going to have all five of you...

Mr. Roth – Well, that's... I have that right to talk in general terms about an attack on me.

Mr. Haseley – The first one on the list is Tony Zubek.

Tony Zubek, 16689 Timberline Drive, Strongsville – Mr. President, thank you for allowing me to speak this evening. The brief remarks I want to make are in regard to the government channel that our Administration has operated so well and my hope that they will begin to think about expanding its uses in 2006 and beyond to present more of what goes on in our government in the same fashion that it presented both the Kiwanis Club's Patriot's Day program, in which I had the distinct honor to participate, and the Freedom Trail dedication, of course which was chaired by Jim Kaminski. The delayed broadcasts of those two events were seen by many, many citizens in the community and have proven terribly beneficial to expose our community and those who visit our homes to what's happening. It apparently has also shown that our communications and technical development department has the equipment necessary to present on the government channel information to our citizens about things that are going on. Therefore, I would hope that in the future, sometime in 2006 certainly, that the Administration and the Council look into and perhaps agree to that on a delayed broadcast basis information from the Planning Commission, the Board of Zoning Appeals, the Architectural Review Board can be presented on the government channel to our citizens. Certainly in other communities this is being done, it's being done on the delayed broadcast basis, as has been so successfully shown in the program now, and I believe it will benefit all of us. Thank you.

Mr. Haseley – Next on the list is Gordy Glissman.

Gordy Glissman, 20394 Castlemaine, Strongsville – Good evening. Thanks, Mr. Haseley. Excuse my voice, I've come down with a cold. I'm here to talk for a couple of minutes, if you would, about the Freedom Trail. Unfortunately, I missed the telecast last Monday. Mayor, I appreciate the kind words and Resolution and, Leslie, I did get the copy of the Resolution, I do appreciate that. The reason I came here is probably to explain a little bit more of actually really what went on that maybe some words won't describe, okay? I know all of the Council has a lot of responsibility. I've personally watched Ray, I've watched Pat, I've watched Joe do volunteer work, do their paid responsibilities, which I'm sure the rest of the Council has done. But in this case, this project lasted almost a year. Jim Kaminski called us about a year ago and I think he talked to Roger at the time and asked if we would come over and begin to drill some holes, which Joe will attest was a pretty bad weekend for myself, okay? Since that time, this project has gone on for a year and Jim has steadfastly followed up on that.

Gordy Glissman (cont'd) - And, again, the time that has been put into that probably goes beyond the words that were written on that Resolution. I can remember Jim calling me from the beach in South Carolina, from Pennsylvania, from New York, always checking up on the status of his project, which was the Freedom Trail, or the Walk of Valor. It all came together about two or three weeks ago when they had the grand opening over there. And I did go by there this evening just to take another look at it to see. Obviously, I was very pleased. There was one thing I was a little disappointed in seeing. We have put in bricks with veterans' names on it; Lee Sprague was a big contributor to the monument that's going to go in over there. I don't see Jim Kaminski's name there. Jim spent the year on the project; if somebody could maybe look into that to see that...I think his name should be permanently attached to that project for all the time that he spent with that. He truly has gone beyond his paid responsibilities. The last thing I would like to say in closing is, aside from the garden that was created here with the Freedom Trail, there's many other gardens that Jennifer has grouped...has put together. When it comes time for the budget, there's dollars that are needed to maintain these things, whether it's the Freedom Trail, the clock tower, the Chamber sign, you can go on and on and on. But I would tell that, Don, or your group over there, I know that they're shaving dollars and trying to find every cent that they can, but I don't think that that would be a place that we would want to cut. I think all the Council would agree that aside from your responsibilities, the quality of life is what's important to all the residents. If you contribute to the quality of life, all of the occasional problems that you get phone calls for, occasional complaints, I think that the quality of life, to me personally, is what's most important. This is part of the quality of life in Strongsville, not only the maintenance of this garden, but maintaining the rest of the areas around Strongsville. It will take some more dollars, and every time we turn around we're adding gardens, whether it's the signs at the intersections when you come into Strongsville, all of those things are going to need continual maintenance. Joe's groups have done a great job, they've stayed with us every inch of the way; the last day we were over there I never thought they'd stay with us finishing up, Joe, and they were finished before we were. And I told Dave that. They did a great job. So, again, I just came here to say publicly that I know what Jim Kaminski did for a year long project and I just wanted to publicly say, Jim, you've done more than your elected responsibilities. Thanks.

Mr. Kaminski – Thank you, Gordy.

Mr. Gallagher – Mr. Haseley.

Mr. Haseley – Thank you, Gordy. Yes.

Mr. Gallagher – I'm a bit out of order here, but, Mr. Glissman?

Gordy Glissman – Yes?

Mr. Gallagher – You know, it seems you come here to praise Caesar, but Caesar should be praising you.

Gordy Glissman – Oh.

Mr. Gallagher – The things that you do for us, and you've done things in my ward that you just have...you take no credit for, and you evidently don't want anybody to know that you're doing anything, but it's amazing what you do and I certainly, and I know all of Council, certainly appreciate your efforts and the pro bono work that you do around the City to beautify it and, certainly, at finance time we'll try our best to maintain what you have placed for us. Thank you.

Gordy Glissman – I have participated in a lot of things over there, Mike, over the years and it's I guess part of the things that I like to do, okay, whether it's planting or whatever it comes to. If it's part of the City, I go back to the quality of life issue. If all of us look at that and contribute to that, I think the whole City will benefit. Thanks.

Mr. Gallagher – Thank you.

Mr. Haseley – Thank you, Gordy. Mark, your name is still on here, but I'm going to caution you again, if this is regarding the Sun papers, go to them.

Mark A. Roth, 22249 Jonathan Drive, Strongsville – Mark A. Roth, 22249 Jonathan Drive. Since the structure of this meeting doesn't allow for this to be spoken during a committee, I'm just coming as a resident to the microphone. And I just want to vehemently deny the Sun News accusations of slander against me over my behavior on the floor.

(Gavel sounds)

Mr. Haseley – Mark, please.

Mark Roth – All right, then I'll just go...

Mr. Haseley – I've asked you twice...

Mark Roth – That's all I want to say.

Mr. Haseley – I don't want to do this.

Mark Roth – All right, but you allowed, two weeks ago you allowed a gentleman to come up here and falsely accuse me, with a doctored picture of a doctored sign of mine, and accuse me.

Mr. Haseley – No, no.

(Gavel sound)

Mark Roth – That's what...

Mr. Haseley – I'm sorry...

Mark Roth – That's what you allowed here two weeks ago.

Mr. Haseley – This is...this is a political thing...

Mark Roth – They ripped a...

Mr. Haseley – Mark, it's not fair.

Mark Roth – You allowed a gentleman to come up here, Mr. Haseley.

Mr. Haseley – If you're not going to keep quiet, I'm going to ask you to come back here.

Mark Roth – You allowed that man to come up and slander me. You said...

Mr. Haseley – I didn't allow him.

Mark Roth – You said I broke the rules, but yet...

Mr. Haseley – He had questions...

Mark Roth - ...that sticker was ripped off.

Mr. Haseley - ...you could have answered him.

Mark Roth – All right, I'm...

Mr. Haseley - You should have answered him.

Mark Roth – You know, I'm not allowed to defend myself, but you allow people to slander and attack me.

Mr. Haseley – All right, that... Thank you. All right, that finishes the sign-in; anybody else in the audience that cares to make a statement, you're more than welcome to come up.

Thomas Cook, 17253 Pearl Road, Strongsville – Thank you, Mr. Haseley. Mayor, Council. Thomas Cook, 17253 Pearl Road. I do what a lot of people and residents in Strongsville do and sit and watch the Council meetings in the comfort of my living room and I'm here today to publicly express a concern that I have about the signage that's going on with our political campaign. I know the word has to get out of what you're doing and who you are, but it's getting a little bit outrageous. One candidate in particular that's running for Clerk of Courts is putting up four by four signs throughout the City and there's huge billboards larger than any of the small yard signs that I see all the other candidates use. And I'm not sure why we're, as Council, allowing that to take place. It's just destroying the look of our town. When you drive through, it's a nuisance, it's just something that hits you in the face. And I think the smaller signs kind of communicate what the purpose is and if you have a headquarters and you want to have the big signs occupying that space, that's fine, but when you start putting them out throughout the City, it's just starting to make the City look trashy. And I'm just expressing my concern, I know I've talked to a lot of residents and they share that concern as well, but I thought it was a strong enough feeling today to come forth and express my opinion. And, Mr. Daymut, I know you're looking for reform for the political process as far as campaign reform; if there is any petition or any help, I'd like to publicly offer my assistance if there's any way to, you know, pass petitions around. Because I think, gentlemen, it's just going to get worse as each election comes up because you're all trying to one up each other. And Mr. Wohl I know is well liked by our City, he's the Clerk now, and he doesn't need to do what he's doing – we all know who he is. And that's it. Thank you for your time.

Mr. Haseley – Thank you, Tom. Anybody else?

Michelle Soltis, 12876 Atlantic Road, Strongsville – I'm Michelle Soltis, 12876 Atlantic Road. And, Mr. DeMio, you're right, back in 1979 when I was a 7th grader at Center Junior High, the blue team lost, they destroyed the girls' locker room, and ever since then it's been an all out heated battle, semi event. A couple of issues bring me here tonight and, as always, the flood issue. The Sun Star may have reported the City only received six calls when the four inches of rain from Katrina hit us; I can assure you that there were more basements flooded than six in the City. As happened May 10, 2003, my basement backed up twice in those two weeks following Katrina. I didn't bother to phone the City; what for? As I've been told by my former Ward 4 councilman, it's your property, your responsibility. I am one of the fortunate who did not receive that jail threatening letter many of my neighbors received from the City. Obviously, my house is in compliance per the URS study. And I am patiently waiting now, as I did back in 2001 when the Westwood Estates sewer project received a green light, I was told then that the problems would be eliminated. Unfortunately, that has not been the case for all of us.

Michelle Soltis (cont'd) - And at the last Council meeting a gentleman from Westwood Drive spoke about the storm water destroying his yard and the Mayor indicated he was not aware of the issue. Councilman Roth has spoken of this issue many times. And I may not hold an engineering degree, but I can tell you that when the storm water backs up in that gentleman's yard it then sends the water down Westwood and up Atlantic and up through my sewer. And, you know, in my shoes, it is a real issue. And I am hopeful that with all the money spent with URS and their study -- they have found that my neighbors are putting up the several thousand dollars to fix what they believe is the problem -- that it does work; I guess only time will tell. And as our City continues to grow and grow, we hear about a new Ward 4 fire station, and I also read somewhere about a fifth fire station, while I have the utmost respect for the Strongsville Fire Department, the Strongsville Police Department is rarely mentioned. When are they going to be brought into the 21st century with adequate and state of the art facilities? A new police station is long overdue. I'm not sure how many officers we presently are down, I found it amazing, though, that money was found so easy in the budget for the new Communications Center and their director, but yet, you know, it was a battle to get the grant money and everything to bring back some officers. While I don't begrudge the fact that the City needs a Communications Center, it is the feeling of many residents the new police station should be a number one priority and for it to become a reality sooner than later. As we continually allow more retail and residential construction, officers will become more and more overextended and that is a shame. Make the police department a priority. And, finally, as we are in full swing of the election season, those many, many signs amaze me every year. Is it okay for the City, you know, to go across City boundaries and post across the City boundary and into another county? I mean, we're going to have somebody come up here and attack because it says 're-elect' or 'elect' and take pictures and whatever? It was stated at the last Council meeting that if your sign was in a tree lawn that they were going to be removed, but yet, you drive up and down Pearl Road and the good old boy, his signs are in between the sidewalk and Pearl Road. And if you're running for a court position, one would think you'd follow by example and not have the signs where they shouldn't be. The only thing I can say is for the residents -- as election day gets here, just remember competency, dependability and reliability will far outweigh he who posts the most signs. Thanks.

Mr. Haseley – Thank you. You finished within six seconds of your time.

Michelle Soltis – I timed it. (Unintelligible).

Mr. Haseley – All right. Is there anybody else in the audience cares to address City Council?

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2005-202 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AMENDING SECTION 1232.03 OF TITLE FOUR OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING STREET RIGHT OF WAY, PAVEMENT, CURB AND SIDEWALK DIMENSIONS AND ADDITIONAL MINIMUM STANDARDS FOR CLUSTER AREAS IN SINGLE-FAMILY DEVELOPMENTS, AND DECLARING AN EMERGENCY. 1st rdg: 10-3-05. Favorable recommendation by Planning Commission 10-13-05.

Second reading. Referred to Planning, Zoning and Engineering Committee. Public Hearing set for November 21, 2005.

Ordinance No. 2005-207 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PROFESSIONAL REAL ESTATE AGENCY, MARKETING AND ADVISORY SERVICES IN CONNECTION WITH THE SALE OF APPROXIMATELY 169 ACRES OF CITY-OWNED VACANT INDUSTRIAL LAND FOR ECONOMIC DEVELOPMENT, AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-207 ADOPTED.

Ordinance No. 2005-208 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING AND CONSENTING TO COLUMBIA TOWNSHIP PREPARING AND SUBMITTING AN APPLICATION FOR STATE OF OHIO ISSUE 2 FUNDING FOR THE RESURFACING OF MARKS ROAD FROM ROYALTON ROAD (SR 82) TO LUNN ROAD IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-208 ADOPTED.

Ordinance No. 2005-209 by Mayor Perciak and Mr. Daymut. AN ORDINANCE APPROVING THE FILING OF AN APPLICATION FOR FINANCIAL ASSISTANCE WITH THE OHIO DEPARTMENT OF PUBLIC SAFETY, GOVERNOR'S HIGHWAY SAFETY OFFICE UNDER THE OHIO SAFE COMMUTE PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-209 ADOPTED.

Ordinance No. 2005-210 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AMENDING SECTIONS 1242.07, 1258.02, 1258.03, 1258.05 AND 1258.06 OF TITLE SIX OF PART TWELVE-PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO PERMIT OUTDOOR EATING AREAS AS A CONDITIONAL USE IN CERTAIN ZONING DISTRICTS, AND DECLARING AN EMERGENCY.

First reading. Referred to Planning Commission and to Planning, Zoning and Engineering Committee.

Ordinance No. 2005-211 by Mayor Perciak and Mr. Haseley. AN ORDINANCE APPROVING THE CONVEYANCE OF CERTAIN PUBLIC IMPROVEMENTS IN PEARL ROAD IN CONNECTION WITH THE DEVELOPMENT OF PERMANENT PARCEL NO. 393-34-005 AND PEARL-ECHO PLAZA SUBDIVISION, AUTHORIZING THE MAYOR TO ACCEPT THE SAME; AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-211 ADOPTED.

Ordinance No. 2005-212 by Mayor Perciak and Mr. Haseley. AN ORDINANCE ACCEPTING FOR DEDICATION TO PUBLIC USE CERTAIN LANDS WITHIN BRECKENRIDGE SUBDIVISION; ACCEPTING CERTAIN PUBLIC UTILITIES CONSTRUCTED THEREIN AND AUTHORIZING AND DIRECTING THE ACTS REQUIRED IN FURTHERANCE THEREOF, AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-212 ADOPTED.

Ordinance No. 2005-213 by Mayor Perciak and Mr. Kaminski. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE CONSTRUCTION OF A DECANTING STATION FOR USE BY THE CITY'S SERVICE DEPARTMENT, AND DECLARING AN EMERGENCY.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Ordinance No. 2005-213 ADOPTED.

Resolution No. 2005-214 by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING THE DONATION OF \$1,000.00 FROM THE WAL-MART FOUNDATION AND WAL-MART STORES, INC. TO THE CITY OF STRONGSVILLE FOR THE PURCHASE OF FIRE SAFETY EDUCATION MATERIAL FOR THE INSTRUCTION OF STRONGSVILLE'S ELEMENTARY SCHOOL CHILDREN THROUGH THE STRONGSVILLE FIRE DEPARTMENT.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Resolution No. 2005-214 ADOPTED.

Resolution No. 2005-215 by Mayor Perciak. A RESOLUTION APPROVING FINDINGS OF FACT AND CONCLUSIONS OF LAW IN CONNECTION WITH THE REQUESTS FOR VARIANCES TO CONSTRUCT A SHED ON PROPERTY LOCATED AT 18602 BUCCANEER CREEK IN THE CITY OF STRONGSVILLE.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Resolution No. 2005-215 ADOPTED.

Resolution No. 2005-216 by Mayor Perciak. A RESOLUTION APPROVING FINDINGS OF FACT AND CONCLUSIONS OF LAW IN CONNECTION WITH THE REQUEST FOR VARIANCE TO CONSTRUCT AN ACCESSORY BUILDING ON PROPERTY LOCATED AT 15378 COLEBRIGHT DRIVE IN THE CITY OF STRONGSVILLE.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Resolution No. 2005-216 ADOPTED.

Resolution No. 2005-217 by Mayor Perciak and Mr. Kaminski. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF ONE (1) NEW BUCKET TRUCK AND ATTACHMENTS FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE.

Motion by Mr. Daymut to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

Motion for adoption by Mr. Daymut, second by Mr. DeMio.

Roll Call: All ayes. Motion carries. Resolution No. 2005-217 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

Application for Liquor Permit: TRFO – D1, D2, D3, D3A – To: ERA Enterprises LLC, DBA Rivalz Pub & Grille, 13922 Prospect Road, Strongsville, Ohio 44149 From: Mike & Jan's Tavern, Inc. & Patio, 13922 Prospect Road, Strongsville, Ohio 44149. (Responses must be postmarked no later than 10/24/2005)

There were no objections by Council to the aforementioned application.

MISCELLANEOUS BUSINESS:

Mr. Haseley – Any miscellaneous business?

Mr. Gallagher – Mr. Haseley.

Mr. Haseley – Yes.

Mr. Gallagher – This past weekend we held our second annual Strongsville Food Bank drive in Ward 4. There were about 500 bags of groceries for the Food Bank, candy for the Afghanistan soldier. Special thanks to the Catan family yet again, Rob and Brenda Kammer for doing all our printing, and certainly the Strongsville Youth Commission for providing the legwork to provide those in the City less fortunate than us. Thank you.

Mr. Haseley – Thank you.

Mr. Kaminski – Quick comment on the food drive.

Mr. Haseley – Sure, Jim.

Mr. Kaminski – I had an opportunity to help Mike with that event; unbelievable how many people set bags out for the Food Bank. And, Mike, I just want to thank you for putting together a heck of an event. Good job.

Mr. Gallagher – Thank you for helping.

Mr. Haseley – Thank you, gentlemen. Anything else?

(No comments)

ADJOURNMENT:

There being no further business to come before this Council, the meeting was declared adjourned by Council President Haseley at 9:12 p.m.

Leslie J. Seefried, CMC
Clerk of Council