

## **SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON SEPTEMBER 8, 2009**

The Council of the City of Strongsville met in the Caucus Room at the Strongsville Communications Center, 13213 Pearl Road, on ***Tuesday, September 8, 2009 at 7:15 p.m.***

Present: Council Members: Patrick J. Coyne \*, Michael J. Daymut, Joseph C. DeMio, Kenneth M. Dooner, Michael J. Gallagher, Raymond L. Haseley, and Mark A. Roth. Also Present: Clerk of Council Leslie J. Seefried. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Donald C. Batke, City Engineer Ken Mikula, Building Commissioner Anthony J. Biondillo, Recreation Director Stephen F. Kilo, Communication and Technology Director John Bedford, Economic Development Director Eugene Magocky, Human Resources Director Anthony Urankar, Police Chief Charles Goss and Fire Chief Robert Moody.

*\*Councilman Coyne arrived at approximately 7:25 p.m.*

The following Committees met to review legislation on the agenda:

Public Service and Conservation Committee \*\*: Chairman Haseley stated that he would be making a motion on the floor to accept owner's designation of interment wishes in the Strongsville Municipal Cemetery for Wade and Virginia Spafford.

Chairman Haseley stated fifteen of the ordinances and resolutions in his committee this evening are in connection with the Pearl Road Widening Project. He stated there are five ordinances dealing with takes by agreement, those being Ordinance Nos. 2009-158, 2009-159, 2009-160, 2009-161 and 2009-162, five ordinances are to appropriate a fee simple interest after reaching an impasse or due to non-responsiveness, being Ordinance Nos. 2009-163, 2009-164, 2009-165, 2009-166 and 2009-167, and five resolutions of necessity for owners who evidently have not gotten back and/or do not want to negotiate with the City, being Resolution Nos. 2009-168, 2009-169, 2009-170, 2009-171 and 2009-172. He stated it is essential to get all of these items taken care of as soon as possible and that a two-thirds majority affirmative vote is required by Council on most. Mayor Perciak interjected that we have to be careful with the window here; winter will be here soon and the administration is making its best effort to bring these items before Council as quickly as possible so that it can go out to bid. We cannot go out to bid until all of these properties are handled one way or the other. The Mayor stated if we can go out to bid this year, the administration believes it can save the City substantial dollars by bidding this year, instead of being in competition with the money coming out of D.C. next year for the American Recovery Act. The Mayor stated CEI is scheduled to start work the last week in October or the first week in November to start moving poles, so we are on the fast track to start getting things done. Mr. Haseley recommended suspension and adoption for all of the aforementioned Ordinances and Resolutions. Mr. Haseley also recommended suspension and adoption for Ordinance 2009-173, authorizing the sale at public auctin of certain obsolete and surplus vehicles no longer needed for any municipal purpose. He recommended suspension and adoption for Ordinance 2009-174, authorizing the disposal of a Service Department vehicle no longer needed for any municipal purpose. Suspension and adoption was also recommended for Resolution 2009-175, granting permission to transfer certain certificates for burial rights in the Strongsville Municipal Cemetery.

Public Safety and Health Committee \*\*: Chairman DeMio recommended suspension and adoption for Ordinance No. 2009-176, authorizing the Mayor to enter into an agreement with the Board of Cuyahoga County Commissioners for financial assistance under the Fiscal Year 2007 Homeland Security Grant Program in connection with the City's Community Emergency Response Team Program. He also recommended suspension and adoption for Ordinance No. 2009-177, ratifying and authorizing the Mayor to apply for and accept funding from the Ohio Department of Public Safety in connection with the Consolidated Communications Project of the City's Police Department. Referencing Ordinance 2009-177, the Mayor stated the Consolidated Communications Project is for the new police facility and that eventually this will all come out our construction fund, which is in the budget.

*\*\*These Committees were scheduled to meet after the Planning Zoning and Engineering Committee; however, as PZE Committee Chairman Coyne arrived late, these Committees met prior to the PZE Committee.*

Planning, Zoning and Engineering: Chairman Coyne recommended suspension and adoption for Ordinance 2009-118, authorizing the Mayor to enter into a non-exclusive partial assignment of easement agreement to VAM, Ltd. for sanitary sewer purposes. This Ordinance received a favorable recommendation at Planning Commission on 07-30-09. Mayor Perciak explained that this Ordinance is for the purpose of sewer connections for the Visconsi property. Mr. Coyne recommended that Ordinance No. 2009-155, an amendment to the City's sign ordinance, be placed on first reading and referred to Planning Commission. Mayor Perciak stated that much time and work has been spent on Ordinance 2009-155 and asked that if any members of Council have questions about anything in the ordinance, to please take the time to contact the Law Director or the Building Commissioner. Mr. Coyne recommended suspension and adoption for Ordinance No. 2009-156, authorizing the Mayor to enter into a contract for culvert improvements in connection with the Westwood Drive Culvert Replacement Project, and for Ordinance No. 2009-157, approving and authorizing the Mayor and City Engineer to enter into a letter agreement with Columbia Gas of Ohio, providing for certain gas mail relocation work and reimbursement of costs in connection with the Pearl Road Widening Project.

Finance Committee: Chairman Dooner advised that a motion to amend Resolution No. 2009-116 in order to include Schedule A was necessary prior to its adoption. He recommended that the Resolution, certifying unpaid Property Maintenance Nuisance Abatements to the County Auditor for levy and collection according to law, then be adopted as amended. Mr. Dooner recommended suspension and adoption for Ordinance No. 2009-178, authorizing the Mayor and Finance Director to transfer certain unclaimed forfeited funds and other unclaimed escrow funds or deposits held by the City to the General Fund. Mr. Dooner stated that notice of unclaimed funds was duly posted and certified letters were sent to all parties, with no response, thus, the City will transfer these unclaimed funds, totaling approximately \$54,000, into its General Fund. Mr. Dooner advised that a two-thirds majority affirmative vote was necessary to adopt this Ordinance. Mr. Dooner also recommended suspension and adoption for Ordinance No. 2009-179, amending the appropriation ordinance and repealing Ordinance No. 2009-130.

Economic Development and Technology Committee: Chairman Daymut recommended suspension and adoption for Ordinance No. 2009-180, involving the purchase, under state contract through CDW Government, Inc., of computer, printer and scanner products and supplies. Mr. Daymut advised that this had already been budgeted for this year. Mr. Daymut stated he would give a report from his last Committee meeting on the floor.

Recreation and Community Services Committee: Chairman Gallagher recommended suspension and adoption for Resolution No. 2009-181, accepting a donation from Akzo Nobel Paints, LLC for use at the Walter F. Ehrnfelt Recreation Center. Mr. Gallagher also recommended suspension and adoption for Resolution No. 2009-182, accepting the donation of an LED football scoreboard with all accessories and installation from the International Bureau of Electrical Workers, Local 38, to the City's Lunn Road Youth Football Field. Mr. Gallagher expressed great appreciation on behalf of the Council and Administration for these gracious donations.

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President Gallagher asked if Council members had any issues or questions for the directors or the Administration.

Mr. DeMio asked if we're good with the two liquor permits on the agenda. Mr. Biondillo reported that there are a number of issues and violations with the bowling alley at 16888 Pearl Road and he does not recommend approval of the liquor permit this evening. It was advised that Council file a conditional objection to this permit, based on the report from the Building Department. Mr. DeMio asked how much frontage the City will be taking from the bowling alley for the Pearl Road Widening Project. The Law Director stated the City would take 12' of frontage.

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Communications and Technology Director Bedford updated Councilman Roth regarding the cables on Whitney Road. He stated AT&T is still working on this issue, the spacing is still a problem for them for the three poles, that they can't move the AT&T cables up, which, when AT&T, Ohio Bell, had Americast, they put little standoffs on the AT&T cables, and those are the ones that are sagging. Mr. Bedford stated presently AT&T is still looking into it, they don't know if they're going to use replacement poles, they do have an issue whether or not it's really that low and part of the reason for that is because if you're in the ditch, it's up. Mr. Bedford stated when he walked the site, he found you could almost touch the cables. Mr. Roth thanked Mr. Bedford for his follow-up. Mr. Roth stated there are two houses east of Whitney School on the north side of the school where the cables are hanging very low. He stated AT&T has to do something about this, for safety reasons alone.

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Chief Moody informed the Council about a fire in a top floor apartment in Building 3 at Chestnut Lake Apartments. He stated the fire was a result of a fourteen year old boy playing with a lighter in his bedroom. The boy and his family made several attempts to extinguish the fire, to no avail. The Chief estimated at least a five to ten minute delay from the time the fire started until somebody called 911. Multiple 911 calls followed the initial call. The Fire Department responded promptly. There were several factors and issues with the apartment itself and with the apartment building that led to the damage, which the Chief estimated to be between \$2 and \$3 million. No one was injured.

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A discussion took place about scheduling a Public Safety Committee meeting for Monday, September 14<sup>th</sup>, and arranging for Council members to take a walk-through of the police facility prior to or following the meeting. Chief Goss will arrange the walk-through with the contractor and will advise the Clerk of Council.

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Councilman Roth asked Chief Goss if a caution sign would be placed on South Drive. He had previously requested a "Caution – Deaf Child" sign. The Chief responded in the affirmative.

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**MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON SEPTEMBER 8, 2009 IN THE COUNCIL CHAMBER AT THE STRONGSVILLE COMMUNICATIONS CENTER**

**CALL TO ORDER:**

Council President Michael J. Gallagher called the meeting to order at 8:00 p.m. All joined in the Pledge of Allegiance to the Flag.

Mr. Gallagher – Welcome back Council. Good to see the Administration after our break. I hope everyone had a good time and everyone was healthy. Mayor, how are you feeling? Ok?

Mayor Perciak – I'm great.

**CERTIFICATION OF POSTING:**

The Clerk of Council certified that the meeting had been posted in accordance with Ordinance No. 2004-273.

**ROLL CALL:**

**Present: Council Members:** Patrick J. Coyne, Joseph C. DeMio, Kenneth M. Dooner, Michael J. Gallagher, Raymond L. Haseley, 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; Anthony J. Biondillo, Building Commissioner; Ken Mikula, City Engineer; Gene Magocky, Economic Development Director; Steve Kilo, Recreation Director; John Bedford, Communication and Technology Director; Anthony Urankar, Human Resources Director; Charles Goss, Chief of Police; and Robert Moody, Chief of Fire.

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**COMMENTS ON MINUTES:**

The Minutes of the Regular Council Meeting of July 20, 2009 were approved as submitted.

**APPOINTMENTS AND CONFIRMATIONS:**

Mayor's re-appointment of William J. Harr, Jr. to a four (4) year term as a member of the City's Board of Zoning Appeals, effective September 19, 2009 and expiring September 18, 2013.

**Motion made by Mr. DeMio, seconded by Mr. Coyne to confirm the Mayor's appointment of William J. Harr, Jr. to the Board of Zoning Appeals.**

**Roll Call: All ayes. Motion carried.**

**Note: Mr. Harr was not present to take his oath.**

Mayor's re-appointment of Jeffrey A. Ice to a four (4) year term as a member of the City's Planning Commission, effective retroactive to September 2, 2009 and expiring September 1, 2013.

**Motion made by Mr. DeMio, seconded by Mr. Coyne to confirm the Mayor's appointment of Jeffrey A. Ice to the Planning Commission.**

**Roll Call: All ayes. Motion carried.**

**At this time, Mayor Perciak administered the Oath of Office to Jeffrey A. Ice as a member of the Planning Commission.**

**REPORTS OF COUNCIL COMMITTEES:**

**SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Roth:** Thank you Mr. Gallagher. I had a Systems Board meeting at Southwest General Hospital and at that meeting we gave approval to a general psychiatric unit project-a large one to be initiated, which is much needed in every community. Southwest is going to move forward on that. Also, they moved forward on a full-service emergency room in Brunswick. They moved forward on the purchase of a linear accelerator. They advertised and talked about the System Educational Summit in October. That's all Mr. Gallagher.

Mr. Gallagher – Thank you, Mr. Roth. Questions for Mr. Roth?

(None)

**SCHOOL BOARD – Mr. Roth:** Thank you Mr. Gallagher. On August 20<sup>th</sup> there was a meeting and they hired NEOLA, a new law firm to represent the schools. A member of the student body, Matt Schonhut, was allowed-they started a new program where he actually sits on the Board during-throughout the year. He is allowed to give his input and receive input right on the Board in the meetings. Albion school was rightfully with all their effort named the top coolest school in the county. Fox 8 TV- Cool School of the Year. That's it.

Mr. Gallagher – Thank you, Mr. Roth. Any questions for Mr. Roth?

(None)

**RECREATION AND COMMUNITY SERVICES – Mr. Gallagher:** We have two issues: Resolution 2009-181 is a donation of paint to be used at the Ehrnfelt Recreation Center-donated by AKZO Nobel Paints and we will be suspending and adopting that. We appreciate their donation. Resolution 2009-182 is also a donation to the just newly built youth football field.

**REPORTS OF COUNCIL COMMITTEES (cont'd):**

Mr. Gallagher (cont'd) - There's going to be a LED football scoreboard and the installation of it and the donation of it both is from the International Brotherhood of Electrical Workers, Local 38. Once again, we greatly appreciate the electrical workers participating here with our sports programs here in the City of Strongsville. As I say, we're working hand in hand with them and we greatly appreciate turning that field really into a little mini stadium for the kids and we're really happy to have that. If there are any other questions I'll answer them.

(None)

**PUBLIC SERVICE AND CONSERVATION – Mr. Haseley:** Thank you Mr. Gallagher.

**Motion verbalized by Mr. Haseley, made by Mr. DeMio and seconded by Mr. Coyne to note owner designation of wishes for interments in Strongsville Municipal Cemetery (Wade L. Spafford and Virginia R. Spafford, Owners).**

**Roll Call: All ayes. Motion carried.**

Mr. Haseley - Thank you, gentlemen. Getting to the legislative end of this-we have a great number of Ordinances and Resolutions dealing with the widening of Pearl Rd. This is becoming essential as we need to get all of these in place so that we can hopefully advertise for bids and get favorable bidding process. First one is Ordinance 2009-158, recommendation is suspend and adopt. Ordinance 2009-159, recommendation is to suspend and adopt. Ordinance 2009-160, suspend and adopt. Ordinance 2009-161, suspend and adopt. Ordinance 2009-162, suspend and adopt. Ordinance 2009-163, the recommendation is to suspend and adopt. Ordinance 2009-164, the recommendation is to suspend and adopt. Ordinance 2009-165, the recommendation is to suspend and adopt. Ordinance 2009-166, suspend and adopt. Ordinance 2009-167, suspend and adopt. Resolution 2009-168, suspend and adopt. Resolution 2009-169, suspend and adopt. Resolution 2009-170, suspend and adopt. Resolution 2009-171, suspend and adopt. Resolution 2009-172, suspend and adopt. Ordinance 2009-173- this has to do with the authorizing the sale at public auction for certain obsolete and surplus vehicles, recommendation suspend and adopt. Ordinance 2009-174, an Ordinance authorizing the disposal of a Department of Public Service vehicle no longer needed, suspend and adopt. And lastly, Resolution 2009-175 is a Resolution granting permission to transfer certificates for burial rights, suspend and adopt. If there are any questions, I will do my best to try to answer them.

Mr. Gallagher – Questions for Mr. Haseley?

(None)

**PUBLIC SAFETY AND HEALTH – Mr. DeMio:** Thank you very much. On page six- Ordinance 2009-176 and Ordinance 2009-177, both of which are public safety related, Homeland Security grants is the first and the second one is the consolidation of communication project, both of which will help our city and go forward with communications of our city. I'd appreciate support on this. I know we talked in caucus. I know the Mayor has helped us with this funding and we thank the Administration very much and everyone that has touched us. So thank you very much and if -- Mike, I know we got a big agenda so I won't go on to any more detail regarding our committee; if there are questions, please submit them if you could.

**REPORTS OF COUNCIL COMMITTEES (cont'd):**

Mr. Gallagher – Questions for Mr. DeMio?

(None)

**PLANNING, ZONING AND ENGINEERING – Mr. Coyne:** Thank you Mr. Gallagher. Planning, Zoning and Engineering met this evening and had the following recommendations: Ordinance 2009-118 suspend and adopt; Ordinance 2009-155 first reading, refer to Planning; Ordinance 2009-156 and 2009-157 suspend and adopt. If there are any questions, I would be more than glad to answer them at this time.

Mr. Gallagher – Thank you Mr. Coyne. Questions for Mr. Coyne?

(None)

**FINANCE - Mr. Dooner:** Thank you, Mr. Gallagher. The Finance Committee met this evening and before us we have Resolution 2009-116. We are recommending amend by substitution and adopt as amended. This is a Resolution authorizing and directing the Director of Finance of the City to certify to the Auditor of Cuyahoga County unpaid property maintenance nuisance abatements for levy and collection. Again, recommendation is amend by substitution and adopt as amended. Also before us this evening we had Ordinance 2009-178. This is an Ordinance authorizing the Mayor and the Director of Finance to transfer certain unclaimed forfeited funds and other unclaimed escrow funds or deposits held by the City to the General Fund. We're recommending suspending and adopting that. Also, we have Ordinance 2009-179, an Ordinance making appropriations for the current expenses and other expenditures of the City of Strongsville for the year 2009 and repealing Ordinance 2009-130. Again, recommendation is suspension and adoption. That is all we have Mr. Gallagher.

Mr. Gallagher – Thank you, Mr. Dooner. Questions for Mr. Dooner?

(None)

**ECONOMIC DEVELOPMENT AND TECHNOLOGY – Mr. Daymut:** Thank you, Mr. Gallagher. We did meet this evening and gave favorable recommendation to Ordinance 2009-180. I'm going to give a brief report on our meeting of July 27<sup>th</sup> held here at the Communications Center. The first item on our agenda was the next business breakfast meeting which will take place September 24<sup>th</sup>. I'd like to thank Dollar Bank for sponsoring that particular breakfast and our speaker will be Reginald Langhorne. He is a former Cleveland Brown and current NFL analyst and the topic will be "Life in the NFL and the Preview of the 2009/2010 Browns Season". We'll look forward to know who the quarterback will be before that meeting maybe. I think it will be a very interesting meeting and if you have the opportunity, please attend that. We also reviewed our Innovation Awards Program and have some recommendation for our next breakfast meeting after this one. We've received a report from Ed Oliveros, who is our Tech Committee chairman and who attends all the meetings at the county on our behalf. Our business retail survey had its final review and is now available online and at various places including the library and at City Hall. You may have the opportunity to take a look at that report. I think you'll find it very interesting and we're very happy with the results that we did receive from that survey. In the month of August, we did meet concerning our business startup guide; hopefully, by our next meeting we will have that available. We did review new business located in the City of Strongsville and discussed other issues that were pertinent to our committee concerning retail.

**REPORTS OF COUNCIL COMMITTEES (cont'd):**

Mr. Daymut (cont'd) - We would like to thank also the Chamber of Commerce for their input with our surveys and helping us with our retail business partners. Our next meeting will be Monday, September 28<sup>th</sup> at 7:00p.m. here at the Communications Center. That is all I have, Mr. Gallagher; thank you very much.

Mr. Gallagher – Thank you Mr. Daymut. Questions for Mr. Daymut?

(None)

**BUILDING AND UTILITIES – Mr. Roth:** Thank you Mr. Gallagher. This--I believe the Mayor and myself and maybe all of Council are being possibly misled in regards to that Marks Road project. Mayor, I got your message, and it was a delightful message because I thought things were resolved there. They gave you an itinerary on August 5<sup>th</sup> how they were going to go down Marks Road after all these many months of working on that project and they told you and you told me about August 10<sup>th</sup>-14<sup>th</sup> laying the asphalt. They haven't—Mayor, as you know, they haven't shown up. The residents in my ward are suffering this long drawn out affair. I don't know what we've got to do with them. It's tough because we're dealing with another county. They are our neighbors, I'd think there would be a little more attention.

Mayor Perciak – Mr. Roth?

Mr. Roth – Yes Mr....

Mayor Perciak – Please allow me to make a few phone calls here to encourage their hearts.

Mr. Roth – Ok, great. Thank you Mayor. Mrs. Bailey's swale, a smaller item but still a building issue that's remaining. They filled a swale in along her property line and that really needs to be addressed before the rainy season hits. That's all Mr. Gallagher.

Mr. Gallagher – Thank you Mr. Roth. Questions for Mr. Roth?

(None)

**COMMITTEE OF THE WHOLE – Mr. Gallagher:** There is no legislation before Committee of the Whole this evening.

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

Mayor Perciak –Thank you Mr. President. The first item on my list this evening is we are happy to announce the completion of the City's very first football field--recreation football fields for our young children. It's really the beginning of a new era here in Strongsville that we are going to be able to provide football fields for our youth. These are youth fields and as time as money permits, we would like to expand that to provide youth baseball diamonds for our little ones. That will be on Friday, September 18<sup>th</sup>, 2009 will be the ribbon cutting and the opening of our--formal opening of our football fields at 5:30p.m. As I understand, the first games will be played there this weekend but we don't have everything quite ready yet for the official opening ceremonies.

**REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS AND OTHER OFFICERS (cont'd):**

Mayor Perciak (cont'd) – What's made this come together is the community itself. It's a joint effort with the City Recreation Department, the feedback from the entire City Council as to what's in the best interest for the youth of the City of Strongsville. We want to especially thank the Strongsville Football League. Needless to say, our sponsors-The Pepsi Cola Company, again the Pat Catan Foundation, the Strongsville Chamber of Commerce, the International Brotherhood of Electrical Workers for the scoreboard-I mean this is a huge expense, Sports Equipment Specialists, again Angelo Petitti for providing all the trees and shrubs and everything around the new football fields, Cintas, Westwood Mini Storage, and Gordy Glissman. These are just to mention a few of the individuals who have helped make this dream come true for all of our little guys and little gals who actually play football here in the City of Strongsville. My congratulations to everyone, it's really going to be a great day to see that finally at long last we have our own football fields for our own kids. I want to thank Council for their cooperation. I know Pat for many years headed the Recreation Committee and now of course the Council President does. We've heard back all the feedback from all the parents from everyone and I believe this is a great thing for the city. Now it's up to the parents to make sure that all goes well.

I also would like to announce that on September 20<sup>th</sup> is the annual Breakfast on the Bridge sponsored by the Strongsville City Club. Anybody needing tickets can contact a City Club member or feel free to contact my office here at the City or contact maybe Chief Goss - he is a City Club member and I'm certain we can fix you up with some tickets for the Breakfast on the Bridge. That's just the beginning of a nice day. Then in the afternoon we kind of shift over to the Day at the Chalet sponsored by the Arts in Strongsville. We encourage you to attend that. Bring your youngsters, bring your family. It's really a delightful day and we start at about 6:00 a.m. on the bridge and we start serving breakfast at about 7:30 a.m., then we just kind of wander over to the park. When you see all the arts and crafts and dance groups, and you know there's hotdogs and hamburgers and everything...it's a real great family day. We encourage you to be there and to partake in our day at the Chalet sponsored by the Arts in Strongsville.

Then the following week, not to be outdone by the Breakfast on the Bridge and by the Arts group at the day of the Chalet, our Historical Society has their Harvest Festival right here in the center of town on September 26<sup>th</sup> (Saturday) and September 27<sup>th</sup>. Again, the Historical Society will be sponsoring our Harvest Festival. Anyone interested in attending or participating in the chicken dinner sponsored by the Historical Society, please contact my office or Ruth Brickley and we have tickets for you if you want to buy them. We have a busy September. These are just a few of the things, not to mention the football games that are being played now at Pat Catan's Stadium. We encourage you to support our football team, to support our schools, to support the Strongsville Football League, our children and the parents because really this is some exciting times going on here in Strongsville. Thank you.

Mr. Gallagher – Questions for Mayor Perciak?

(None)

**FINANCE DEPARTMENT - Mr. Batke:** Thank you, Mr. President. Funds will be made available on this evening's agenda for all the ordinances and resolutions requiring certification of funding and up for adoption. Thank you.

Mr. Gallagher - Thank you, Mr. Batke. Are there any questions for Mr. Batke?

(None)

**REPORTS AND COMMUNICATIONS FROM THE MAYOR, DIRECTORS OF DEPARTMENTS  
AND OTHER OFFICERS (cont'd):**

**LAW DEPARTMENT – Mr. Kraus:** Yes, Mr. President. In the Turk case, Turk vs. Oiler, the City of Strongsville and other defendants pending in the United States District Court, the City has filed a motion for judgment on the pleadings, which may be dispositive of the entire case as far as the City's participation. I'd also like to report that during the break, the City became aware of a foreclosure proceeding brought by the Huntington Bank against the owner of property near the Southpark Mall on which a Kindercare project had been initiated but not completed. With the help of the Building Department, we attended a hearing that was called down in Common Pleas court to appoint a receiver. We quickly convinced the receiver appointed by the court and the attorneys that as a matter of public safety to protect our residents, both personal individual residents here and commercial residents, that we wanted the property fenced off until they reach a resolution regarding disposition of that construction project because of that foreclosure. I'm pleased to report that the fencing and the other items requested by myself and the Building Department have been installed at that property site. Finally, all ordinances and resolutions before Council this evening are in proper legal form. Thank you.

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

(None)

**AUDIENCE PARTICIPATION:**

Mr. Gallagher – This is the segment of our agenda where we have audience participation. Anybody wishing to speak with Council about an issue, we welcome you. If you would come to the podium; give us your name and address. I have a John Hasko signed in...John?

Mr. Daymut – I believed John left.

Mr. Gallagher – Ok. Is there anyone in the audience wishing to speak to Council? Mr. Vassil, welcome.

Bill Vassil, 18271 Fox Hollow Drive, Strongsville – Bill Vassil, 18271 Fox Hollow Drive, Strongsville, Ohio. Mr. Walker isn't here, but I will compliment Mr. Walker and my Councilman, Ray Haseley. I guess I got to get you in, too, Michael, for pretty well finishing up Shurmer. It needed to be done and another one that I mentioned awhile back at Webster and Whitney. I said the roads were terrible, the bumps right at the stop signs. Thank you Mayor, you took care of that. You went over it and you (unintelligible). Yes, I'm glad the things--the little things that we want to get done are being taken care of; but, there's always the Building Department. If you have inspectors running around, I mean, you're supposed to be citing people that park illegally on grass and leave their cars two and three days...several that leave their cars a month in front of the house, on grass. I don't know, they're passing all these little projects up.

Mr. Biondillo – Mr. Vassil, they purposely passed those up so you could bring them to me first hand.

Mr. Vassil – Ok. That's fine. I will bring them to you. We must have this taken care of. Whether or not he's going to be papa or not; you know, what can I say?

**AUDIENCE PARTICIPATION (cont'd):**

Mr. Gallagher –Thank you Mr. Vassil. Is there anyone else?

(No comments)

**ORDINANCES AND RESOLUTIONS:**

**Resolution No. 2009-116** by Mr. Dooner. A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY TO CERTIFY TO THE AUDITOR OF CUYAHOGA COUNTY UNPAID PROPERTY MAINTENANCE NUISANCE ABATEMENTS FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY. 1<sup>st</sup> rdg: 07-06-09. 2<sup>nd</sup> rdg: 07/20/09.

**Motion to amend by substitution to include Exhibit A by Mr. Demio, second by Mr. Coyne.**

**Roll Call: All Ayes. Motion carries.**

**Motion for adoption as amended by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-116 ADOPTED.**

**Ordinance No. 2009-118** by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A NON-EXCLUSIVE PARTIAL ASSIGNMENT OF EASEMENT AGREEMENT TO VAM, LTD. FOR SANITARY SEWER PURPOSES, AND DECLARING AN EMERGENCY. 1<sup>st</sup> rdg: 07-06-09. Favorable recommendation by Planning Commission 07-30-09.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-118 ADOPTED.**

**Ordinance No. 2009-155** by Mayor Perciak and All Members of Council. AN ORDINANCE REPEALING EXISTING CHAPTER 1272 AND ENACTING A NEW CHAPTER 1272 OF TITLE SIX OF PART TWELVE OF THE PLANNING AND ZONING CODE OF THE CITY'S CODIFIED ORDINANCES CONCERNING SIGN REGULATIONS; REPEALING EXISTING CHAPTER 1264 OF TITLE SIX OF PART TWELVE OF THE PLANNING AND ZONING CODE CONCERNING PLANNED RECREATION DEVELOPMENT AREAS IN ITS ENTIRETY; AMENDING EXISTING SECTION 822.06 OF TITLE TWO OF PART EIGHT OF THE BUSINESS REGULATION AND TAXATION CODE; AMENDING SECTION 1210.08 OF TITLE TWO OF PART TWELVE OF THE CODIFIED ORDINANCES; AMENDING SECTIONS 1252.02, 1258.02, 1258.03, 1258.04, 1258.05, 1258.06, 1258.11, 1258.27, 1260.02, 1260.09, 1262.02, 1262.03, 1262.04, 1262.05, 1262.12 AND 1268.10 OF CHAPTERS 1252, 1258, 1260, 1262 AND 1268 RESPECTIVELY OF TITLE SIX OF PART TWELVE OF THE PLANNING AND ZONING CODE REGARDING SIGN REQUIREMENTS.

**First reading; referred to Planning Commission to the Planning, Zoning and Engineering Committee.**

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-156** by Mayor Perciak and Mr. Coyne. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR CULVERT IMPROVEMENTS IN CONNECTION WITH THE WESTWOOD DRIVE CULVERT REPLACEMENT PROJECT IN THE CITY OF STRONGSVILLE, AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-156 ADOPTED.**

**Ordinance No. 2009-157** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR AND CITY ENGINEER TO ENTER INTO A LETTER AGREEMENT WITH COLUMBIA GAS OF OHIO, PROVIDING FOR CERTAIN GAS MAIN RELOCATION WORK AND REIMBURSEMENT OF COSTS IN CONNECTION WITH THE U.S. ROUTE 42 (PEARL ROAD) WIDENING PROJECT, AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-157 ADOPTED.**

**Ordinance No. 2009-158** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT A GRANT OF EASEMENT FOR STORM SEWER SYSTEM PURPOSES AND TEMPORARY EASEMENTS FOR CONSTRUCTION PURPOSES FROM ECHO LAKE COMMUNITY ASSOCIATION, INC., IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Echo Lake]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-158 ADOPTED.**

**Ordinance No. 2009-159** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR A FEE SIMPLE INTEREST AND A TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 16360 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Holton]

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

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-159 (cont'd):**

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: DeMio, Dooner, Gallagher, Haseley, Daymut, Coyne.**

**Nays: Roth**

**Motion carries.**

**Ordinance No. 2009-159 ADOPTED.**

**Ordinance No. 2009-160** by Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR A FEE SIMPLE INTEREST AND A TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 16533 AND 16453 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Ali]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Gallagher, Haseley, Daymut, Coyne, DeMio, Dooner.**

**Nays: Roth.**

**Motion carries.**

**Ordinance No. 2009-160 ADOPTED.**

**Ordinance No. 2009-161** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR RIGHT OF ENTRY AND ACCESS TO CERTAIN PORTIONS OF REAL ESTATE IN CONNECTION WITH THE PEARL ROAD (US 42) WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Ali]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Daymut, Coyne, DeMio, Dooner, Gallagher, Haseley.**

**Nays: Roth**

**Motion carries.**

**Ordinance No. 2009-161 ADOPTED.**

**Ordinance No. 2009-162** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR A FEE SIMPLE INTEREST AND A TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 16444 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [NDA Investments, LLC]

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

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-162 (cont'd):**

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Coyne, DeMio, Dooner, Gallagher, Haseley, Daymut.  
Nays: Roth.  
Motion carries.**

**Ordinance No. 2009-162 ADOPTED.**

**Ordinance No. 2009-163** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 17578-17900 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NOS. 394-25-001; 394-25-005; 394-25-025); DIRECTING THE LAW DIRECTOR TO PROCEED WITH THE EXPEDITED ACQUISITION OF SUCH PROPERTY INTERESTS FOR THE CITY'S WIDENING, REPAIR AND IMPROVEMENT OF ROUTE 42 (PEARL ROAD) FROM AND BETWEEN APPROXIMATELY 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD; AND DECLARING AN EMERGENCY. [Pearl Drake LLC]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Dooner, Gallagher, Haseley, Daymut, Coyne, DeMio.  
Nays: Roth  
Motion carries.**

**Ordinance No. 2009-163 ADOPTED.**

**Ordinance No. 2009-164** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 19118 DRAKE ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 393-37-009); DIRECTING THE LAW DIRECTOR TO PROCEED WITH THE EXPEDITED ACQUISITION OF SUCH PROPERTY INTERESTS FOR THE CITY'S WIDENING, REPAIR AND IMPROVEMENT OF ROUTE 42 (PEARL ROAD) FROM AND BETWEEN APPROXIMATELY 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD; AND DECLARING AN EMERGENCY. [Squirek]

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. Coyne.

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All Ayes. Motion carries.**

**Ordinance No. 2009-164 ADOPTED.**

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-165** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING FEE SIMPLE INTERESTS, A PERMANENT SEWER EASEMENT FOR CULVERT PURPOSES AND TEMPORARY CONSTRUCTION EASEMENTS ON PROPERTY LOCATED AT 16939 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NOS. 397-10-009 AND 397-09-011); DIRECTING THE LAW DIRECTOR TO PROCEED WITH THE EXPEDITED ACQUISITION OF SUCH PROPERTY INTERESTS FOR THE CITY'S WIDENING, REPAIR AND IMPROVEMENT OF ROUTE 42 (PEARL ROAD) FROM AND BETWEEN APPROXIMATELY 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD; AND DECLARING AN EMERGENCY. [John & Val Enterprises, Ltd.]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Daymut, Coyne, DeMio, Dooner, Gallagher, Haseley.**

**Nays: Roth.**

**Motion carries.**

**Ordinance No. 2009-165 ADOPTED.**

**Ordinance No. 2009-166** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST, A PERMANENT EASEMENT FOR HIGHWAY PURPOSES AND TEMPORARY CONSTRUCTION EASEMENTS IN PROPERTY LOCATED AT THE SOUTHEAST CORNER OF PEARL AND DRAKE ROADS, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 397-17-004); DIRECTING THE LAW DIRECTOR TO PROCEED WITH THE EXPEDITED ACQUISITION OF SUCH PROPERTY INTERESTS FOR THE CITY'S WIDENING, REPAIR AND IMPROVEMENT OF ROUTE 42 (PEARL ROAD) FROM AND BETWEEN APPROXIMATELY 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD; AND DECLARING AN EMERGENCY. [Elias]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: DeMio, Dooner, Gallagher, Haseley, Daymut, Coyne.**

**Nays: Roth**

**Motion carries.**

**Ordinance No. 2009-166 ADOPTED.**

**Ordinance No. 2009-167** by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST, A PERMANENT EASEMENT FOR STORM SEWER PURPOSES AND A TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 16363 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 397-09-002); DIRECTING THE LAW DIRECTOR TO PROCEED WITH THE EXPEDITED ACQUISITION OF SUCH PROPERTY INTERESTS FOR THE CITY'S WIDENING, REPAIR AND IMPROVEMENT OF ROUTE 42 (PEARL ROAD) FROM AND BETWEEN APPROXIMATELY 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD; AND DECLARING AN EMERGENCY. [Misencik Enterprises, LLC]

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-167 (cont'd):**

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Gallagher, Haseley, Daymut, Coyne, DeMio, Dooner.**

**Nays: Roth**

**Motion carries.**

**Ordinance No. 2009-167 ADOPTED.**

**Resolution No. 2009-168** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE NECESSITY AND INTENTION OF THE CITY TO APPROPRIATE A TEMPORARY CONSTRUCTION EASEMENT LOCATED AT 15467 PEARL ROAD (PPNs 397-01-041), IN CONNECTION WITH THE CITY'S U.S. ROUTE 42 (PEARL ROAD) WIDENING AND IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. [Salco of Clearwater, Inc.]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-168 ADOPTED.**

**Resolution No. 2009-169** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE NECESSITY AND INTENTION OF THE CITY TO APPROPRIATE A FEE SIMPLE INTEREST, A PERMANENT EASEMENT FOR HIGHWAY PURPOSES, AND TEMPORARY CONSTRUCTION EASEMENTS LOCATED AT 16224 PEARL ROAD (PPN 393-31-007), IN CONNECTION WITH THE CITY'S ROUTE 42 (PEARL ROAD) WIDENING AND IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. [Twinsville Associates]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-169 ADOPTED.**

**Resolution No. 2009-170** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE NECESSITY AND INTENTION OF THE CITY TO APPROPRIATE A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT LOCATED AT 16051 PEARL ROAD (PPNs 397-02-005 and 397-02-006), IN CONNECTION WITH THE CITY'S ROUTE 42 (PEARL ROAD) WIDENING AND IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. [Louco, Ltd.]

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

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Resolution No. 2009-170 (cont'd):**

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-170 ADOPTED.**

**Resolution No. 2009-171** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE NECESSITY AND INTENTION OF THE CITY TO APPROPRIATE A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT LOCATED AT 17573 PEARL ROAD (PPN 397-10-010), IN CONNECTION WITH THE CITY'S ROUTE 42 (PEARL ROAD) WIDENING AND IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. [Ali]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-171 ADOPTED.**

**Resolution No. 2009-172** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING THE NECESSITY AND INTENTION OF THE CITY TO APPROPRIATE A FEE SIMPLE INTEREST, A PERMANENT SEWER EASEMENT FOR CULVERT PURPOSES, AND TEMPORARY CONSTRUCTION EASEMENT LOCATED AT 16893 PEARL ROAD (PPN 397-09-013), IN CONNECTION WITH THE CITY'S ROUTE 42 (PEARL ROAD) WIDENING AND IMPROVEMENT PROJECT, AND DECLARING AN EMERGENCY. [Tarris]

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-172 ADOPTED.**

**Ordinance No. 2009-173** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE SALE AT PUBLIC AUCTION OF CERTAIN OBSOLETE AND SURPLUS VEHICLES NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-173 ADOPTED.**

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-174** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE DISPOSAL OF A DEPARTMENT OF PUBLIC SERVICE VEHICLE NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE, AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-174 ADOPTED.**

**Resolution No. 2009-175** by Mayor Perciak and Mr. Haseley. A RESOLUTION GRANTING PERMISSION TO TRANSFER CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-175 ADOPTED.**

**Ordinance No. 2009-176** by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE BOARD OF CUYAHOGA COUNTY COMMISSIONERS FOR FINANCIAL ASSISTANCE UNDER THE FISCAL YEAR (FY) 2007 HOMELAND SECURITY GRANT PROGRAM, IN CONNECTION WITH THE CITY'S COMMUNITY EMERGENCY RESPONSE TEAM PROGRAM; AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-176 ADOPTED.**

**Ordinance No. 2009-177** by Mayor Perciak and All Members of Council. AN ORDINANCE RATIFYING AND AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT FUNDING FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY IN CONNECTION WITH THE CONSOLIDATED COMMUNICATIONS PROJECT OF THE CITY OF STRONGSVILLE POLICE DEPARTMENT; AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-177 ADOPTED.**

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Ordinance No. 2009-178** by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO TRANSFER CERTAIN UNCLAIMED FORFEITED FUNDS AND OTHER UNCLAIMED ESCROW FUNDS OR DEPOSITS HELD BY THE CITY TO THE GENERAL FUND, AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-178 ADOPTED.**

**Ordinance No. 2009-179** by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2009 AND REPEALING ORDINANCE NO. 2009-130.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: Ayes: Daymut, Coyne, DeMio, Dooner, Gallagher, Haseley.  
Nays: Roth.  
Motion carries.**

**Ordinance No. 2009-179 ADOPTED.**

**Ordinance No. 2009-180** by Mr. Daymut. AN ORDINANCE AUTHORIZING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF COMPUTER, PRINTER AND SCANNER PRODUCTS AND SUPPLIES BY THE DIRECTOR OF COMMUNICATION & TECHNOLOGY THROUGH CDW GOVERNMENT, INC.; AUTHORIZING THE MAYOR TO ENTER INTO AGREEMENTS IN CONNECTION THEREWITH; AND DECLARING AN EMERGENCY.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Ordinance No. 2009-180 ADOPTED.**

**ORDINANCES AND RESOLUTIONS (cont'd):**

**Resolution No. 2009-181** by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING A DONATION OF PAINT FROM AKZO NOBEL PAINTS, LLC FOR USE AT THE WALTER F. EHRNFELT RECREATION CENTER.

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-181 ADOPTED.**

**Resolution No. 2009-182** by Mayor Perciak and All Members of Council. A RESOLUTION ACCEPTING THE DONATION OF AN LED FOOTBALL SCOREBOARD WITH ALL ACCESSORIES AND INSTALLATION FROM THE INTERNATIONAL BUREAU OF ELECTRICAL WORKERS, LOCAL 38 TO THE CITY OF STRONGSVILLE'S LUNN ROAD YOUTH FOOTBALL FIELD

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

**Motion for adoption by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All ayes. Motion carries.**

**Resolution No. 2009-182 ADOPTED.**

**COMMUNICATIONS, PETITIONS AND CLAIMS:**

**Application for Liquor Permit – NEW-C1-C2** To: Aldi Inc Ohio, *dba Aldi Inc 38, 14267 Pearl Rd.*, Strongsville, OH 44136. (Responses must be postmarked no later than 09/24/2009).

There were no objections on the above application.

**Application for Liquor Permit – NEW-D5-D6** To: 16888 Pearl Road LLC, *16888 Pearl Rd.*, Strongsville, OH 44136. (Responses must be postmarked no later than 09/21/2009).

There was no objection from the Police Department. There was an objection from the Building Department.

**Motion for conditional objection based on report from Building Department by Mr. DeMio, second by Mr. Coyne.**

**Roll Call: All Ayes. Motion carries.**

**MISCELLANEOUS BUSINESS:**

Mr. Roth – As we mentioned in Caucus, Chief, we were going to do some sort of signage on South Drive. That's all, the other ones I'm going to make an action request on.

Mr. Gallagher – Thank you Mr. Roth. Anything further?

No comments.

**ADJOURNMENT:**

There being no further business to come before this Council, the meeting was adjourned by Council President Gallagher at 8:54 p.m.

Signature on File  
Aimee K. Pientka  
Council Office Assistant

September 21, 2009  
Date Approved