

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON SEPTEMBER 21, 2009

The Council of the City of Strongsville met in the Caucus Room at the Strongsville Communications Center, 13213 Pearl Road, on ***Monday, September 21, 2009 at 7:30 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, Service Director Joseph M. Walker, 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.

The following Committees met to review legislation on the agenda:

Public Service and Conservation Committee: Chairman Haseley recommended suspension and adoption for Ordinance No. 2009-183, amending Section 3 of Ordinance No. 2009-068 concerning the appropriation and transfer of funds in connection with the purchase of general pavement service for use by the Service Department. He also recommended suspension and adoption for Ordinance No. 2009-184, authorizing the Mayor to enter into an amendment and temporary extension of the agreement with American Water Operations and Maintenance, Inc. for operation, maintenance and management of the City's wastewater treatment facilities and appurtenances. Mr. Haseley also recommended suspension and adoption for Ordinances 2009-185 through 2009-193, all in connection with the Pearl Road Widening Project.

Planning, Zoning and Engineering: Chairman Coyne recommended suspension and adoption for Ordinance 2009-194, authorizing a second amendment to the contract with Euthenics, Inc. for professional engineering services in connection with the Pearl Road Widening Project. He recommended suspension and adoption for Ordinance 2009-195, approving Change Order No. 1 for an increase in the contract price between the City and Underground Utilities, Inc. in connection with the Webster Road/Blazey Trail Sanitary Sewer Project. Mr. Coyne recommended suspension and adoption for Ordinance 2009-196, approving and authorizing entering into a contract for replacement of the culvert and appurtenances under Blazey Trail. Suspension and adoption was also recommended for Ordinance No. 2009-197, applying for Issue 1 funding in connection with the Drake Road East Sanitary Sewer Extension Project, and for Ordinance No. 2009-198, applying for Issue 1 funding in connection with the Howe Road Resurfacing Project. In addition, Mr. Coyne recommended suspension and adoption for Resolution No. 2009-199, confirming Planning Commission approval of an extension of time for construction of a freestanding building and parking lot addition for property located 14217 Mill Hollow Lane.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Resolution No. 2009-200, accepting the donation of a radar unit or use by the Police Department from the Ohio Department of Public Safety in connection with the its Traffic Enforcement Campaign.

Economic Development and Technology Committee: Chairman Daymut stated the committee is still taking responses for the Business Network Breakfast on Thursday, September 24th. He thanked Dollar Bank for sponsoring the breakfast and announced that former Cleveland Browns player Reggie Langehorn will be the featured speaker. Mr. Daymut stated his next committee meeting would take place on Monday, September 28th, at 7 p.m. He stated he would give a complete report on the floor.

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

Mr. Daymut asked Mr. Mikula whether the Engineering Department has contacted Mr. Johansen of Sassafra Drive regarding the drainage problem he is having. Mr. Mikula responded that he would follow up on this matter with Mr. Daymut.

Mr. DeMio thanked Chief Goss for arranging a walk-through by Council members of the police facility on September 14th. The facility is currently under renovation. A brief discussion about the facility ensued.

Service Director Walker informed Councilman Roth that the paving of North Marks Road should begin next week.

Councilman Roth inquired about whether a Caution was placed on South Drive yet. Chief Goss stated he believes signs have been erected on both ends of the street.

Councilman DeMio reported he has received phone calls from three residents complaining that garbage cans are once again ending in Howe Road after garbage collection. He stated the residents have contacted the waste disposal contractor, to no avail. Mayor Perciak responded that the administration would call the waste disposal company to make them aware of the problem.

Mayor Perciak announced that both the Breakfast on the Bridge and the Day at the Chalet affair were very successful events with record crowds attending both. Both events took place on Sunday, September 20th; the weather was beautiful and all had fun.

**MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON
SEPTEMBER 21, 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.

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; Joseph M. Walker, Service 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.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting of September 8, 2009 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

None.

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Roth: Yes, the next meeting is September 30th, a Wednesday, for the System Board; I will be in attendance, a report will be forthcoming after that.

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

(None)

SCHOOL BOARD – Mr. Roth: Yes, I was in attendance at the September 17th meeting. It wasn't televised; they were in their sixty-day blackout. The state report card presentation was given and a description on why and how they arrived at the excellent rating. A long treasurer's report was given, a fact that a five percent enrollment deduction over the past – we're in the midst of a five percent enrollment reduction for five years. And that's all, that's all I have.

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

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

RECREATION AND COMMUNITY SERVICES – Mr. Gallagher: There is no legislation this evening, but I will answer any questions if there are any.

(No questions)

PUBLIC SERVICE AND CONSERVATION – Mr. Haseley: Thank you Mr. Gallagher. Ordinance 2009-183, this is to transfer funds in connection with purchase of general pavement services for use by the Service Department, recommendation is to suspend and adopt. 2009-184, is for maintenance and management for the City's wastewater treatment facilities, recommendation suspend and adopt. The remainder of all of these has to do with the widening of Pearl Road: 2009-185, suspend and adopt; 2009-186, suspend and adopt; 2009-187, suspend and adopt; 2009-188, suspend and adopt; 2009-189, suspend and adopt; 2009-190, suspend and adopt; 2009-191, suspend and adopt; 2009-192, suspend and adopt; 2009-193, also dealing with the Route 42 widening, is suspend and adopt. That completes my report; I will answer any questions if there are any.

Mr. Gallagher – Questions for Mr. Haseley?

(None)

PUBLIC SAFETY AND HEALTH – Mr. DeMio: We have a Resolution on the docket tonight, a donation of a radar unit from the State's Traffic Enforcement Campaign, and I believe that we are going to suspend and adopt that and all of Council is going to approve that donation, which we truly appreciate.

The other item that was not in this committee today, but we did a nice walk-through of the police station; it gave us some ideas of what was really going on and how things looked and how impressive it really is. And, more importantly, it will allow our safety forces to be among the most efficient, if not the efficient, in greater Cleveland. And I've got to say, Chief Goss and Mayor Perciak, that Bob Satterwaite certainly knew the ins and outs of that building and did an outstanding, outstanding job, and I want you to extend this Council's compliments to him. If you care to show him the minutes of this, I believe everyone that had the ability of going that night was quite impressed, and maybe more impressed with his knowledge. And that's just a terrific compliment to the Mayor's Office and, Chief, your department. So if you could extend that, we'd really appreciate that. I will field questions of the committee, if there are any, from our Council.

Mr. Gallagher – Questions for Mr. DeMio?

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Coyne: Thank you Mr. Gallagher. The Planning, Zoning and Engineering met this evening. We have Ordinance 2009-194, which is amending our contract with Euthenics for professional engineering on the widening of Pearl Road. 2009-195 is a change order for increasing our contract price with Underground Utilities for the Blazey Trail Sanitary Sewer Project. Ordinance 2009-196 enters into a contract for replacement of the culvert under Blazey Trail. And 2009-197, we're going for an annual Issue 1 application for funding, this time for the municipal sanitary sewer system in connection with Drake Road. On 2009-198, we're also going for an application for Issue 1 funding for the Howe Road Resurfacing Project, and Resolution 2009-199 is confirming Planning Commission approval for an extension of time for the final site plans for a freestanding building on Mill Hollow Lane. If there are any questions or concerns, I would be more than happy to address them at this time.

REPORTS OF COUNCIL COMMITTEES (cont'd):

Mr. Gallagher – Questions for Mr. Coyne?

(None)

FINANCE - Mr. Dooner: Thank you, Mr. Gallagher. There are no ordinances or resolutions before the Finance Committee this evening.

Mr. Gallagher – Thank you.

ECONOMIC DEVELOPMENT AND TECHNOLOGY – Mr. Daymut: Thank you, Mr. Gallagher. We have, also, no ordinances or resolutions on this evening's agenda. And I again, once again, would like to thank Dollar Bank for sponsoring our Business Network breakfast meeting that will take place this Thursday at 7 a.m., and our featured speaker will be Reggie Langehorn, discussing the situation with the Browns. I'd like to also announce that our next regular meeting will be next Monday, September 28th, at 7 p.m. here at the Communications Center. That's 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. No legislation this evening in the committee, but two items within. I want to thank the Mayor and Mr. Walker for nailing down a timeframe there for the Lorain County project. The residents in my ward over there along Lorraine Road and Marks and Ethel, they've been suffering since June when everyone disappeared, and the good news that I received tonight is they're going to surface that next week. So the residents are going to be thrilled to see that move forward because I've been getting a lot of complaints about property damage and damage to cars for the last two months and I'm just thankful that's going to proceed.

And then another one came to mind, too. If we can check and see, and get back to me where we're at with Mr. and Mrs. Bailey's home on Westwood. The resident or residents behind her filled in a swale and, you know, I really – there shouldn't be any tampering with swales, they should open up that swale. Been hearing rumors, you know, about possibly re-engineering it. Now, you know, open up the swale so when the rains come next month things will...

Mayor Perciak – Mr. Roth, Mr. President, I think Mr. Mikula has a statement to make here.

Mr. Mikula – Thank you, Mayor. Mr. Roth, we've been communicating with Parkview Homes, who directed a landscaper to build that landscape mound in there in order to beautify those properties for sale. They are working on a plan to remedy the situation and they will be submitting it to us, so...

Mr. Roth – Just so you know, Mr. Mikula, there was an agreement made between the Baileys and the City and Parkview. Okay? That's why the fence went up where it did and that's...

Mr. Mikula – Yes, I'm aware of that and Parkview did explain to me that they had been working together in the past with that homeowner and they do intend to resolve the situation, so they have communicated that back to me, they have not sent me the plan yet.

REPORTS OF COUNCIL COMMITTEES (cont'd):

Mr. Roth – I know they're...

Mayor Perciak – (Unintelligible)...regards to your plan, were moving mounds and swales and the water, I don't know where it's all going, it's an engineering process, it isn't a political process, and as soon as we get the necessary things, we'll call you up and invite you and you can look at this and, if you want, you and Mr. Mikula can sit down with this resident and we can go over this thing.

Mr. Roth – Mayor, though, a swale has been open to drain water for quite a few years, the residents – they agreed to do it with the residents here; the residents weren't – they're very upset because they weren't told it was going to get filled in, they don't want it filled in, and they want their property protected. And we got – this has been – we've been waiting here for three months for some sort of engineering. The rains are coming next month, so they need to do something quick, Mr. Mikula.

Mr. Mikula – Parkview is aware of it, they're aware of the situation, they understand it, I talked to them on Friday and then we did get some information as far as (unintelligible) plans today, but they weren't anything that I was satisfied with, so we're working together to get this resolved.

Mr. Roth – Okay, thank you.

Mr. Gallagher – Is that all?

Mr. Roth – Yeah, that's it.

COMMITTEE OF THE WHOLE – Mr. Gallagher: This evening there is no legislation.

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

Mayor Perciak –Thank you Mr. President. First of all, I'd like to thank all the residents and the City Club and the Arts in Strongsville for providing a fun-filled weekend here in the City of Strongsville, especially yesterday. Breakfast on the Bridge, over thirteen hundred people came and visited with us and had breakfast on the bridge, it was sponsored by the City Club. And then in the afternoon, a truly delightful afternoon at the Chalet, the Arts in Strongsville had their annual event and we were told by the park rangers that the event garnered some three thousand people there. So, it was quite a delight here in the city yesterday as we welcomed autumn into the City of Strongsville.

And on Friday evening, it was truly our finest hour as all of us here who had children growing up in this town and now, in my case, grandchildren. Our kids are going to have their own football field, and I want to thank the Strongsville Football League and all the many donors, all of the many donors because without them that would not have been possible. So, from all of us up here, thank you Strongsville, thanks to all our sponsors who have helped make that possible. And I want to take the time to especially thank our Service Director, Joe Walker, and his staff for all the hours that were spent there, whether it was the planting, whether it was the draining, whether it was the sign, whether it was the fences, whether it was helping erect the scoreboard.

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

Mayor Perciak (cont'd) - And, a week ago today all of the bleachers arrived in thousands of pieces and parts. There must have been four hundred pounds of just nuts and bolts and washers. And on Friday afternoon at five-thirty, those bleachers were up. And I just want to thank you, Joe, because what happened there was just wonderful. And I think, to a tee, everybody who visited there on Friday evening understood all the hard work that was put together by your men and you there. And Mr. Mikula and Mr. Biondillo, thank you both for all your cooperation with your staffs and your people to help make this come together. And, again, to all the sponsors who helped make that work. End of my report, Mr. President.

Mr. Gallagher – Thank you, Mayor. Questions for the Mayor?

Mr. Walker – Just one comment, please. Mr. Mayor, you're more than welcome, it was a labor of love; there are a lot of ex-Pee Wee football players in your Service Department, so we enjoyed putting it together.

Mr. Gallagher – Thank you, Joe.

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

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

(None)

LAW DEPARTMENT – Mr. Kraus: Yes, Mr. President. I only want to certify that all ordinances and resolutions before City Council this evening are in proper legal form.

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

(None)

AUDIENCE PARTICIPATION:

Mr. Gallagher – This is the segment of our agenda where we have audience participation. We don't have anyone signed in, but you are more than welcome if you are in the audience to address Council with any concerns or questions that you may have. If you do come up, we need your name and address for the record. And I guess Mr. Vassil's all ready to go.

Bill Vassil, 18271 Fox Hollow Drive, Strongsville – Always. Bill Vassil, 18271 Fox Hollow Drive. At the last meeting, our Service Director was not present, and I might as well go along with everybody else and thank you for the nice job you did on Shurmer. You have a little more to do there, but you did a good job, you got most of it done, which is excellent. We only had to holler for six months or so, but you, you know, you got it all done. And I was there at nine o'clock. Anyway, it's election time, isn't that wonderful? It's almost here. We have a sign...

Mayor Perciak – Excuse me, Mr. Vassil. It is wonderful, there is an election, and that's still American.

AUDIENCE PARTICIPATION (cont'd):

Bill Vassil – Yes. We're still America, right? At the end of Shurmer you put a sign up for the levy, 84.

Mayor Perciak – I'm sorry; what?

Bill Vassil – You put a sign up at the end of Shurmer for the levy.

Mayor Perciak – Yes.

Bill Vassil – Okay. This wide and about that high.

Mayor Perciak – Four by four, to be exact.

Bill Vassil – Well, okay, whatever. People coming down Shurmer – in fact, my neighbor came over today and said they couldn't read it. I could read it, but they couldn't read it. Maybe a little bigger sign? We have more of these around the city, I hope?

Mayor Perciak – Yes, you will see more coming.

Bill Vassil – Oh, okay, okay. But I don't know why, although the 84 is very small, it's only about this big, you're looking at it and saw it. Maybe a little bigger sign would – you know, so they could read it. We've had bigger ones over there, much bigger, for levies and such.

Mayor Perciak – It's a renewal, we just want to make people aware that there is an election, especially with the absentee ballots coming out, and a committee – a special committee has been charged with putting up that sign. And what I want everyone to understand is the signs, the committee, this is all being done without public funds; it was all money raised throughout the community to support that effort.

Bill Vassil – Well, you need the levy, I understand that, and there are quite a few people that any time it says tax, they go the other way. And this is a renewal, it's not going to change their pocketbook any, and it's got to pass because we don't have the funds to keep the City running. You need to do it.

Mayor Perciak – Well, the issue is, is we have funds to keep the City running. The issue is, is the type of service we'll be able to provide or not provide.

Bill Vassil – If I understand correctly, you haven't laid off anybody, correct?

Mayor Perciak – We have not.

Bill Vassil – Well, you go down the street here and you'll find a lot of them laid off at other cities. We've been very lucky and...

AUDIENCE PARTICIPATION (cont'd):

Mayor Perciak – We haven't replaced anybody who's retired and we have tightened up our belt, but at the end of the day, no, we have not. And again, because we realize the responsibilities as an Administration and a Council that we have to the residents, so we're continuing to tighten our belt so that we can continue to provide the services. But if we don't pass this levy, this renewal levy, there will be some consequences, I'm sure.

Bill Vassil - Well, like I said, this is an election year and some of the people that are deciding to run are coming out of the woodwork that probably never have been to a Council meeting and really don't know what's going on in the city. I don't know how they think they can run for election. I don't understand it, but who am I?

Mr. Gallagher –Thank you Mr. Vassil. Anyone else?

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2009-183 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AMENDING SECTION 3 OF ORDINANCE NO. 2009-068 CONCERNING THE APPROPRIATION AND TRANSFER OF FUNDS IN CONNECTION WITH THE PURCHASE OF GENERAL PAVEMENT SERVICES FOR USE BY THE SERVICE DEPARTMENT OF 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. 2009-183 ADOPTED.

Ordinance No. 2009-184 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AMENDMENT AND TEMPORARY EXTENSION OF THE AGREEMENT WITH AMERICAN WATER OPERATIONS AND MAINTENANCE, INC. FOR THE OPERATION, MAINTENANCE AND MANAGEMENT OF THE CITY'S WASTEWATER TREATMENT FACILITIES AND APPURTENANCES, 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. 2009-184 ADOPTED.

Mr. DeMio – Move to adopt.

Mr. Coyne – Second.

Ms. Seefried – We just did that.

ORDINANCES AND RESOLUTIONS (cont'd):

Mr. DeMio – Oh, we did that one; sorry, guys. I know we have so many of the very same pieces of legislation. It would be nice to do an entire vote on them at one time.

Mr. Gallagher – Well, that would be like...

Mr. DeMio - But I would withdraw that motion, Mr. Gallagher.

Mr. Gallagher – That would be like many other cities that do that.

Mr. DeMio – As a matter of fact, they do. Maybe we should talk about that as Council-as-a-Whole.

Mr. Gallagher – Seems to me we have.

Mr. Roth – But then we couldn't scrutinize each individual item separately, could we?

Mr. DeMio – But the people have spoken on that issue and voted overwhelmingly on that issue, so we're in good standing with the great cities of...

Mr. Roth – Go ahead, Mr. Gallagher.

Mr. Gallagher – And Ordinances and Resolutions.

Ordinance No. 2009-185 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR FEE SIMPLE INTERESTS AND TEMPORARY WORK EASEMENTS FOR REAL PROPERTY LOCATED AT 16847 AND 16851 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Colabianchi]

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. 2009-185 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2009-186 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 16711 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Gardenview Horticultural Park]

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. 2009-186 ADOPTED.

Ordinance No. 2009-187 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR A FEE SIMPLE INTEREST, PERMANENT EASEMENTS FOR STORM SEWER PURPOSES, AND A TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 15831 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Strongsville Golf]

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. 2009-187 ADOPTED.

Ordinance No. 2009-188 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT FOR A FEE SIMPLE INTEREST, A PERMANENT EASEMENT FOR HIGHWAY PURPOSES, AND A TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 16000 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. [Tam]

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. 2009-188 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2009-189 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. [Tam]

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: Coyne, DeMio, Dooner, Gallagher, Haseley, Daymut.

Nays: Roth.

Motion carries.

Ordinance No. 2009-189 ADOPTED.

Ordinance No. 2009-190 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 17573 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 397-10-010); DIRECTING THE LAW DEPARTMENT 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. [Aij]

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. 2009-190 ADOPTED.

Ordinance No. 2009-191 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST AND TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 16051 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NOS. 397-02-005 AND 397-02-006); DIRECTING THE LAW DEPARTMENT 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. [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.

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

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

Nays: Roth.

Motion carries.

Ordinance No. 2009-191 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2009-192 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROPRIATING A FEE SIMPLE INTEREST, A PERMANENT SEWER EASEMENT FOR CULVERT PURPOSES AND A TEMPORARY CONSTRUCTION EASEMENT ON PROPERTY LOCATED AT 16893 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 397-09-013); DIRECTING THE LAW DEPARTMENT 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. [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: Ayes: Daymut, Coyne, DeMio, Dooner, Gallagher, Haseley.

Nays: Roth.

Motion carries.

Ordinance No. 2009-192 ADOPTED.

Ordinance No. 2009-193 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 ON PROPERTY LOCATED AT 16224 PEARL ROAD, STRONGSVILLE, OHIO, (BEING PART OF PERMANENT PARCEL NO. 393-31-007); DIRECTING THE LAW DEPARTMENT 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. [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: Ayes: DeMio, Dooner, Gallagher, Haseley, Daymut, Coyne.

Nays: Roth.

Motion carries.

Ordinance No. 2009-193 ADOPTED.

Ordinance No. 2009-194 by Mayor Perciak and Mr. Coyne. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDMENT TO THE CONTRACT WITH EUTHENICS, INC. FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE WIDENING OF PEARL ROAD (CUY-42-0.90) 700 FEET SOUTH OF DRAKE ROAD TO SHURMER ROAD [ODOT PID NO. 80983, FEDERAL PROJECT NO. E060(420)], 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. 2009-194 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2009-195 by Mr. Coyne. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND UNDERGROUND UTILITIES, INC. IN CONNECTION WITH THE WEBSTER ROAD/BLAZEY TRAIL SANITARY SEWER 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. 2009-195 ADOPTED.

Ordinance No. 2009-196 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR REPLACEMENT OF THE CULVERT AND APPURTENANCES UNDER BLAZEY TRAIL IN THE CITY OF STRONGSVILLE, WITHOUT PUBLIC BIDDING, 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. 2009-196 ADOPTED.

Ordinance No. 2009-197 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION FOR STATE OF OHIO ISSUE 1 FUNDING FOR IMPROVEMENTS TO THE MUNICIPAL SANITARY SEWER SYSTEM IN CONNECTION WITH THE DRAKE ROAD EAST SANITARY SEWER EXTENSION 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. 2009-197 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2009-198 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND CITY ENGINEER TO PREPARE AND SUBMIT AN APPLICATION FOR STATE OF OHIO ISSUE 1 FUNDING FOR IMPROVEMENTS TO HOWE ROAD IN CONNECTION WITH THE HOWE ROAD RESURFACING 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. 2009-198 ADOPTED.

Resolution No. 2009-199 by Mr. Coyne. A RESOLUTION CONFIRMING PLANNING COMMISSION APPROVAL OF AN EXTENSION OF TIME FOR CONSTRUCTION IN CONNECTION WITH APPROVAL OF THE FINAL SITE PLAN FOR A FREE STANDING BUILDING AND PARKING LOT ADDITION FOR PROPERTY LOCATED AT 14217 MILL HOLLOW LANE.

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. 2009-199 ADOPTED.

Resolution No. 2009-200 by Mayor Perciak and Mr. DeMio. A RESOLUTION ACCEPTING THE DONATION OF A RADAR UNIT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY TO THE CITY OF STRONGSVILLE FOR USE BY THE STRONGSVILLE POLICE DEPARTMENT, IN CONNECTION WITH THE STATE'S TRAFFIC ENFORCEMENT CAMPAIGN.

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. 2009-200 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

None.

MISCELLANEOUS BUSINESS:

None.

ADJOURNMENT:

There being no further business to come before this Council, Council President Gallagher adjourned the meeting at 8:35 p.m.

Signature on File
Leslie J. Seefried, MMC
Clerk of Council

October 5, 2009
Date of Approval