

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON MARCH 15, 2010.

The Council of the City of Strongsville met in the Caucus Room at the Strongsville Communications Center, 13213 Pearl Road, on ***Monday, March 15, 2010 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 Seefried. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph K. Dubovec, City Engineer Ken Mikula, Building Commissioner Tony Biondillo, Human Resources Director Anthony Urankar, Economic Development Manager Brent Painter.

The following Committees met to review legislation on the agenda:

Planning, Zoning and Engineering: Chairman Coyne recommended adoption for Ordinance No. 2010-001, amending SCO 1250.03 to establish a new zoning map.

Finance Committee: Chairman Dooner recommended suspension and adoption for Ordinance No. 2010-039, making appropriations for current expenses and other expenditures for the year 2010, and repealing Ordinance No. 2010-013.

Public Service and Conservation Committee – Chairman Haseley recommended suspension and adoption for Ordinance 2010-040, authorizing the entering into of a second amendment and renewal of the agreement with American Water Operations and Maintenance, Inc. for the operation, maintenance and management of the City's wastewater treatment facilities, without further bidding. Mayor Perciak interjected that this is the last notch in the last five-year option with American Water, so four years from today we will have to go for bids; there are no more options on this agreement. Mr. Haseley also recommended suspension and adoption for Ordinance 2010-041 for the purchase, under state contract, of rock salt for use by the Service Department during the 2010-2011 winter season.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance No. 2010-042, approving and authorizing an agreement with the Cuyahoga County Juvenile Court in connection with a Community Diversion Program to address juvenile misdemeanor and status offenders in the City.

Building and Utilities Committee – Chairman Gallagher recommended suspension and adoption for Resolution 2010-043, urging the PUCO and FirstEnergy to make restore discounts for all-electric homes retroactive to the date they had been eliminated. Mayor Perciak commented that he received an email and phone call today from someone in that group that wanted to rent a room at the Rec Center on March 29. The group wants the discounts retroactively restored, as we are urging with Resolution 2010-043, and it wants all the new homes to receive discounts, as well. With the passing of Senator Tom Patton's son over the weekend, the Mayor advised the group to hold off on the meeting until he has a chance to speak with Senator Patton concerning this matter.

Economic Development and Technology Committee: Chairman Daymut stated he would give his report on the floor and that he would announce at that time the next committee meeting, which will be held on Monday, March 22. He will also announce that his committee has undertaken a new initiative in connection with the Strongsville Business Start-Up and Management Guide. A subcommittee has been formed for this initiative and plans to hold seminars in the fall for our small business entrepreneurs and start-up businesses. The Committee appreciates the Chamber of Commerce' involvement with this initiative; the Chamber will be able to bring SCORE because they have a new partnership with them. Sometimes monies might be available; the majority of monies run through the GLIDE Program and the committee is going to partner with GLIDE. Mr. Daymut feels this is the beginning of a great relationship between the City and its small business partners. Mr. Daymut said an article appeared last week in the business section of the newspaper that talked about how many displaced workers, especially older people, are starting new businesses. He feels this initiative will be a great asset for residents and for the City.

Committee of the Whole: Motion by Mr. DeMio, second by Mr. Daymut, to adjourn from open session into executive session [Article XI, Section 9, City Charter] to discuss pending litigation and collective bargaining matters. Roll Call: All ayes. Motion carried. Council adjourned into executive session at 7:24 p.m. with the following members present: Coyne, Daymut, DeMio, Dooner, Gallagher, Haseley and Roth. Also present were Mayor Perciak and Law Director Kraus. Motion was made by Mr. Dooner and seconded by Mr. Daymut to conclude the Executive Session and reconvene in open session. All members present voted aye and the motion carried. The executive session concluded at 7:50 p.m.

MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON MARCH 15, 2010 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.

President Gallagher – Welcome, ladies and gentlemen in the audience and those at home to the March 15, 2010 City Council Meeting here in the City of Strongsville. Before we start, I'd ask for a moment of silence; one of our neighbors, our State Senator, and certainly our friend, Tom Patton, lost his son this weekend, he was an officer in Cleveland Heights, in the line of duty, and he passed away. He was a young man, just had a four-month-old daughter. And for Tom and the family, I would ask for a moment of silence.

(A moment of silence was observed by the assembly for Cleveland Heights Police Officer Thomas Patton, who passed away on Saturday, March 13, in the line of duty.)

Mr. Gallagher – Thank you.

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 Seefried, Clerk of Council. **Administration:** Thomas P. Perciak, Mayor; Kenneth A. Kraus, Law Director; Joseph K. Dubovec, Finance Director; Anthony J. Biondillo, Building Commissioner; Ken Mikula, City Engineer; Anthony Urankar, Human Resources Director; Brent Painter, Manager of Economic Development.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting of March 1, 2010 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

None.

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Gallagher: I will be at the next meeting; there is no report.

SCHOOL BOARD – Mr. Roth: Thank you Mr. Gallagher. The next meeting is Thursday, I will be in attendance and a report will be forthcoming after the meeting.

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

(None)

RECREATION AND COMMUNITY SERVICES – Mr. Gallagher: There is no legislation this evening. I'll take any questions.

(None)

PUBLIC SERVICE AND CONSERVATION – Mr. Haseley: Thank you, Mr. Gallagher. There are two ordinances on this evening's agenda: 2010-040 is a contract for the maintenance, operation and management of our wastewater treatment facilities, recommendation is to suspend and adopt, and we need a hundred percent on this; the second one is Ordinance 2010-041, which is for the purchase of sodium chloride, rock salt, for next season's use. We want to lock in a price; recommendation is to suspend and adopt. This will be from state contract, I believe. If there are any questions, I'll be happy to answer them.

Mr. Gallagher – Questions for Mr. Haseley?

(None)

PUBLIC SAFETY AND HEALTH – Mr. DeMio: Yes, we do have one ordinance tonight on the agenda, 2010-042; it's a cooperation, really, between Juvenile Court and our Diversion Program, which we've done on an annual basis. Other than that, I will field questions, please.

Mr. Gallagher – Thank you, Mr. DeMio.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING – Mr. Coyne: Thank you, Mr. Gallagher. The Planning, Zoning and Engineering Committee met this evening, we have Ordinance 2010-001, we're going to suspend and adopt that this evening. If there are any questions, I'll be more than glad to answer them.

Mr. Gallagher – Questions for Mr. Coyne?

(None)

FINANCE - Mr. Dooner: Thank you, Mr. Gallagher. We have Ordinance 2010-039, this is an ordinance making appropriations for the current expenses and other expenditures for the calendar year 2010 and repealing Ordinance 2010-013. That's 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 have no ordinances or resolutions on this evening's agenda. I would like to announce we have begun an initiative and a subcommittee to work on the Strongsville Business Start-up and Management Guide, which can be found on our website under the Economic Development Department. We will be working on workshops to be held this fall with the Chamber of Commerce and SCORE for our small business partners and, also, with the GLIDE Program concerning certain funding that might be available for small businesses that would like to start up and have something that they are able to produce.

Our next meeting will be next Monday, March 22nd, at 7:00 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. Gallagher: This evening we have Resolution 2010-043 and that's a resolution urging the Public Utilities Commission of Ohio to restore the discounts for the all-electric homes and make that retroactive to the day they had been eliminated; recommendation is suspension and adoption on that this evening. Any questions. ?

(None)

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. Forms of thank-yous is what's really in order. First of all, to our safety forces, all our safety forces, our Service Department, and to all of our employees at the Rec Department for making the president's visit today a success. Without all their help and their dedication and commitment, today could have been a little unpleasant. But everything went off well, there were no hitches. Our safety forces maintained law and order at all times, our firefighter/paramedics helped some fourteen visitors here in town that were having some type of – maybe some fainting spells or something of that nature that just needed some attendance. But Strongsville was a very proud town today; it isn't often that we get to showcase our community to the nation and to the world. So to all of our employees who helped make today the success it was, I thank you from the bottom of my heart. And I thank all of our visiting safety forces from all the surrounding communities that pitched in and helped today. When the two chiefs put out the SOS that we needed their help, they were out here, so to them we also extend a special thanks.

And just one other thing, Mr. President. Tomorrow, I'll be delivering my State of the City Address, only be about three hundred people. It will be at 11:45 tomorrow at the Event Center, that's when the luncheon starts; I hope to get my address started approximately at 12:30. Anyone who does not want to attend the lunch is free to come to hear the address, just come and you are most welcome to be there. So again, that's tomorrow at 11:45 at the Event Center. And that ends my report, Mr. President.

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

Mr. Roth – Mr. Gallagher.

Mr. Gallagher – Mr. Roth.

Mr. Roth – I received about a half dozen phone calls this week, Mayor, about street conditions and, you know, obviously, made it very clear that we're still at the end of winter and things of this nature don't get rectified at this time of year. But did you, like, receive, like, the letter from the Waterfall residents, by any chance? I'll submit it and you can take another look at it.

Mayor Perciak – I may have, but what we do have are streets where they were paved or the cold patch was in, has popped up, and last week when we had the decent weather we were out there trying to get as many of those as possible; well, today that wasn't possible and we're going to see what we can do the rest of this week to get that temporarily fixed until we can either replace the concrete or look at the whole project.

Mr. Roth – Yeah. Mayor, they – you know, I'm getting the requests back and it says completed and it's taken the resolution/Action Request out of the system when they put the cold patch in, and that's not the resolution the people want. They know that...

Mayor Perciak – Yeah, but it's kind of soon for that, we just really can't do much right now.

Mr. Roth – Right. And they know we can't do anything permanent quite yet, but they want at least a decent patch, a permanent patch, in the summer for safety's sake. Because Albion from Idlewood Trail to the railroad tracks and Jonathan west of Priem and Ashwood are really falling apart; dumping cold patch in, the next plow takes it back out.

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

Mayor Perciak – That is correct.

Mr. Roth – Okay. That's my only point.

Mayor Perciak – That is correct.

Mr. Roth – Okay. That's all, Mr. Gallagher.

Mr. Gallagher – Any other questions for the Mayor?

(None)

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

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

(None)

LAW DEPARTMENT – Mr. Kraus: Yes, Mr. President. All resolutions and ordinances before City Council this evening are in proper legal form. Thank you.

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

(None)

AUDIENCE PARTICIPATION:

Mr. Gallagher – This is the segment of our evening where we have Audience Participation for anyone in the audience to comment to Council; we welcome your input. If you would – we don't have anyone signed in, but you're still welcome to approach the podium – if you would give us your name and address for the record, we welcome your comments. Mr. Vassil.

Bill Vassil, 18271 Fox Hollow Drive, Strongsville – Bill Vassil, 18271 Fox Hollow Drive. Ladies and gentlemen of the audience, also, people watching TV, please, everyone call the Governor's office, call the PUCO and call the Consumer Advocate, who should be fired, but that's my business. Please, keep after them because the boys are going to work in the back door, believe me. Please listen to me, I know what I'm talking about.

Mayor Perciak – You're talking about the electric utility rates.

Bill Vassil – Yeah, the electric utilities.

Mr. Gallagher – Thank you, Mr. Vassil. Is there anyone else in the audience?

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2010-001 by Mayor Perciak and Mr. Coyne. AN ORDINANCE AMENDING SECTION 1250.03 OF TITLE SIX OF PART TWELVE OF THE CODIFIED ORDINANCES OF THE CITY TO ESTABLISH A NEW ZONING MAP. *1st rdg: 01-04-10. Favorable Recommendation by PC 1-14-10. 2nd rdg: 01-19-10. Public Hearing 03-01-10.*

Motion to adopt by Mr. DeMio, second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Ordinance No. 2010-001 ADOPTED.

Ordinance No. 2010-039 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO FOR THE YEAR 2010 AND REPEALING ORDINANCE NO. 2010-013.

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 by Mr. DeMio to adopt, second by Mr. Coyne.

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

Nays: Roth.

Motion carries.

Ordinance No. 2010-039 ADOPTED.

Ordinance No. 2010-040 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A SECOND AMENDMENT AND RENEWAL 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 WITHOUT FURTHER 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 by Mr. DeMio to adopt, second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Ordinance No. 2010-040 ADOPTED.

Ordinance No. 2010-041 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING AND APPROVING PARTICIPATION IN OHIO DEPARTMENT OF TRANSPORTATION CONTRACTS FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT) FOR USE BY THE SERVICE DEPARTMENT OF THE CITY DURING THE 2010-2011 WINTER SEASON; AUTHORIZING THE MAYOR AND THE DIRECTOR OF FINANCE TO DO ALL THINGS NECESSARY TO ENTER INTO AN AGREEMENT 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 by Mr. DeMio to adopt, second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Ordinance No. 2010-041 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2010-042 by Mayor Perciak and Mr. DeMio. AN ORDINANCE APPROVING AND AUTHORIZING AN AGREEMENT WITH THE CUYAHOGA COUNTY JUVENILE COURT IN CONNECTION WITH A COMMUNITY DIVERSION PROGRAM TO ADDRESS JUVENILE MISDEMEANOR AND STATUS OFFENDERS 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 by Mr. DeMio to adopt, second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Ordinance No. 2010-042 ADOPTED.

Resolution No. 2010-043 by Mr. DeMio. A RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION OF OHIO AND FIRSTENERGY TO MAKE RESTORATION OF DISCOUNTS FOR ALL-ELECTRIC HOMES RETROACTIVE TO THE DATE THEY HAD BEEN ELIMINATED.

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 by Mr. DeMio to adopt, second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Resolution No. 2010-043 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

None.

MISCELLANEOUS BUSINESS:

Mr. Gallagher – Is there any miscellaneous business?

(No comments)

Mr. Gallagher – I would just like to remind anybody interested, a meeting for the Pearl Road widening, specifically for those off of Pearl Road south in Wards 2 and 4, is the 18th, which is Thursday, seven o'clock at the Rec Center.

ADJOURNMENT:

There being no further business to come before this Council, Council President Gallagher adjourned the meeting at 8:15 p.m.

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

April 5, 2010
Date of Approval