

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON DECEMBER 19, 2011.

The Council of the City of Strongsville met in the Caucus Room at the Mike Kalinich Sr. City Council Chamber, 18688 Royalton Road, on ***Monday, December 19, 2011 at 7:24 p.m.***

Present: Council Members: Michael J. Daymut, Kenneth M. Dooner, Joseph C. DeMio, Raymond L. Haseley, J. Scott Maloney, and John D. Southworth, Jr.. Also Present: Clerk of Council Leslie J. Seefried. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph K. Dubovec, Human Resources Director Stephen F. Kilo, Economic Development Director Brent Painter, Service Director Joseph M. Walker, City Engineer Ken Mikula, Building Commissioner Anthony J. Biondillo, Communications and Technology Director John Bedford, Recreation and Senior Services Director Bryan V. Bogre, Fire Chief Jeffrey P. Branic, and Police Chief Charles W. Goss.

Absent: Council Member Mark A. Roth III.

The following Committees met to review legislation on the agenda:

Building and Utilities Committee: Chairman Maloney advised that the following Ordinances received favorable recommendation by the Board of Building Standards, and that the recommendation for all three Ordinances is suspension and adoption: Ordinance 2011-195, amending Section 1404.01 of the Codified Ordinances relating to adoption of the 2009 Ohio Building Code; Ordinance 2011-196, amending Section 1406.01 of the Codified Ordinances to adopt the National Electric Code; and Ordinance 2011-197, amending Section 1480.01 of the Codified Ordinances to adopt the 2012 ICC International Property Maintenance Code. Mr. Maloney recommended first reading for Ordinance Nos. 2011-200, 2011-201 and 2011-202, each authorizing the entering into of a contract for professional architectural services in connection with the Building Code of the City and the Ohio Building Code. Mr. Maloney noted that all three of these Ordinances require a unanimous affirmative vote of Council for adoption.

Finance Committee: Chairman Dooner recommended suspension and adoption for Ordinance No. 2011-203, making appropriations for the annual expenses and other expenditures of the City for the year 2011 and repealing Ordinance 2011-184. Mr. Dooner also recommended suspension and adoption for Ordinance 2011-204, amending Section 266.03 of the Codified Ordinances concerns employees' sick leave and holiday leave. The Mayor noted that this ordinance further clarifies the section.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance 2011-205, authorizing the Mayor to enter into an agreement with Cuyahoga County for financial assistance under the FY 2010 Homeland Security Grant Program in connection with the City's Community Emergency Response Team. Mr. DeMio noted the grant amount is \$875.00. Mr. DeMio also recommended suspension and adoption for Ordinance No. 2011-206, which repeals Codified Ordinance Chapter 656, concerning registration of felons. He noted that Chapter 656 is fifty-five years old and is antiquated. Law Director Kraus added that the provisions of the chapter have been superseded by state law.

Mr. DeMio asked the Police Chief if the crosswalk on Lunn Road near Ranchwood is a legal crosswalk or if it is only a crosswalk when the light is on. Chief Goss responded that it is what is called an intersection crosswalk because there are not any regulatory signs on Lunn, which makes it a really difficult crosswalk, so a pedestrian wouldn't have the right of way unless he were being crossed there. Mr. DeMio asked if there is any way we can look into anything that might make the crosswalk safer.

Planning, Zoning and Engineering Committee: Chairman Haseley recommended first reading for Ordinance No. 2011-207, which approves, ratifies and authorizes entering into additional contracts with various contractors and making payment for emergency repairs to certain city sewers and drainage facilities without public bidding. A unanimous affirmative vote of Council is required for passage of the ordinance. Mr. Haseley recommended suspension and adoption for Ordinance No. 2011-208, authorizing and directing the Mayor to issue and approve Change Order No. 11 (final) for a net decrease in the contract price including resolution of certain items in dispute with Fabrizi Trucking and Paving Co., Inc. in connection with the Pearl Road Widening Project.

Concerning Ordinance 2011-208, Mayor Perciak commented that this is really substantial; noting that although we are not one hundred percent done, where we are at today, we came in on time and within budget. He stated there might be some straggling bills coming in by the end of the year or after the first of the year, but the important matter of fact is that the road was completed as per budget and we may even come out under budget, after all is said and done. City Engineer Mikula interjected that this ordinance establishes what the final contract value is going to be and it is \$225,000 under what the contract is now. He concurred with the Mayor that we are still going to have a payout, at least another one, and then we'll release the retainer down the line; once they get done, we still have to do a few things with the signals and an expected bill from the gas company for locations and some other odds and ends; however, as far as the Fabrizi contract, this ordinance finalizes the prices for that.

Mr. DeMio asked if the \$225,000 was applied for phase two. Mayor Perciak responded in the negative, stating we are not going to do that yet. He stated we may go ahead, but we still have to anticipate other bills coming in – Columbia Gas might be a \$200,000 bill; but our intention is to apply the difference to phase two.

Mr. Maloney mentioned the state of the art lighting project from Shurmer down to Drake and asked if we will be using the same technology to sync up the lights from Shurmer to Royalton. City Engineer Mikula stated the only technology that changed on this phase of Pearl Road was we're using cameras as vehicle detectors, we still have loops in the road, but we are using the same computer system to sync the lights up. He added that that is what we are waiting for still is the recommended signal analysis that is going to be done and some application of that to get the lights working in that closed loop. Mr. Southworth asked when that would be finished. Mikula stated it should be finished shortly.

Mr. expressed a concern he received from a constituent about the traffic light in front of Aldi's and the one right to the north of that. When you exit from Aldi's at the light, the light to the north is red, so people feel they have to stop for the red light. Mr. Mikula stated if you are making a right out of Aldi's and you've got a green light, you have a green light to go. Mr. Mikula stated the two driveways nearby are controlled by the same signal and when they get a green light at Aldi's, they shouldn't be stopped when they make a right. Mr. Daymut commented that there is some confusion due to this light situation. A brief discussion ensued about what might be done in order to reduce confusion for motorists.

Public Service and Conservation Committee: In lieu of Chairman Roth, Mr. Haseley gave the report for this committee. He recommended first reading for Ordinance No. 2011-209, amending Section 2 of Ordinance Nos. 2011-010 and 2011-136 to increase the appropriated contract amount and amend the contract with Crossroads Asphalt Recycling, Inc. for purchase of general pavement services for use by the City's Service Department. Mr. Haseley recommended suspension and adoption for Ordinance No. 2011-210, authorizing the sale by internet auction of certain obsolete property no longer needed for any municipal purpose by the City's Public Service Department; and for Ordinance No. 2011-211, authorizing the sale at

public auction of certain obsolete and surplus vehicles no longer needed for any municipal purpose.

Mr. Haseley also recommended suspension and adoption for Resolution 2011-212, authorizing the advertising of bids for catch basin repair and replacement; and for Resolution 2011-213, authorizing the advertising of bids for the purchase of general pavement services for 2012 for use by the Service Department.

Economic Development and Technology Committee: Chairman Daymut recommended suspension and adoption for Ordinance No. 2011-214, requesting participation in Ohio Department of Administrative Services Contracts for the lease of one upgraded copier including accessories, maintenance, service and certain supplies for use by the Recreation Department and Senior Center. Mr. Daymut stated he would give his report on the committee meeting of November 28th on the floor this evening.

Committee of the Whole: Chairman Daymut recommended suspension and adoption for Ordinance 2011-215, which amends Codified Ordinance Section 210.11 to revise and update certain prevailing wage provisions on bids and contracts for public improvements. Law Director Kraus commented that the Section is fairly antiquated and that this amendment updates the section to comply with provisions mandated by the state. Suspension and adoption was also the recommendation for Ordinance No. 2011-216, amending Codified Ordinance Section 220.07(a) to revise certain standing committees of the Council to include a Communication and Technology Committee.

President Daymut asked whether the Council had any questions or items of discussion for the Administration. There were no comments.

He then asked whether any members of the Administration had any questions or items of discussion for the Council. There were no comments.

**MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON
DECEMBER 19, 2011 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBER**

CALL TO ORDER:

Council President Michael J. Daymut 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: John D. Southworth, Jr., Joseph C. DeMio, Michael J. Daymut, Kenneth M. Dooner, Raymond L. Haseley and J. Scott Maloney. Also Present: Leslie J. Seefried, Clerk of Council. **Administration:** Thomas P. Perciak, Mayor; Kenneth A. Kraus, Law Director; Joseph K. Dubovec, Finance Director; Stephen F. Kilo, Human Resources Director; Brent Painter, Economic Development Director; Joseph M. Walker, Service Director; Ken Mikula, City Engineer; Anthony J. Biondillo, Building Commissioner; John Bedford, Communications and Technology Director; Bryan V. Bogre, Recreation Director; Jeffrey P. Branic, Chief of Fire; and Charles W. Goss, Chief of Police.

Absent: Council Member Mark A. Roth III.

Motion was made by Mr. DeMio and seconded by Mr. Dooner to excuse Councilman Mark A. Roth III for just cause. All members present voted aye and the motion carried.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting of December 5, 2011 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

Mayor Perciak – Thank you, Mr. President. Good evening, everyone. We have a very special agenda this evening; we have several special young ladies here who have represented the city of Strongsville in a very special way, our state soccer champions.

(Applause)

Mayor Perciak – I have some special awards for you young ladies this evening. I really want to take some time to personally come up to each and every one of you and thank you for all the time and all the practice and all the sacrifice that you put in to be the young athletes that you are. It is not easy to do what all of you have done. My son also was a state soccer champion and I knew what you girls know, all the sacrifices you gave up, all of the time, all the practice, sometimes the disappointment, but not this year; all the happiness that goes along with being a state champ. Being state champs and receiving that trophy in Columbus is something that will stay with you all of your lives because no one can take it away from you because each and every one of you earned it. So, needless to say, this community is very proud of you; it's something you've done all by yourselves, it's nothing that anybody did for you. If you didn't excel, you were told, but you did and you brought a trophy home.

APPOINTMENTS AND CONFIRMATIONS (cont'd):

Mayor Perciak (cont'd) - So, from a grateful community, we thank you and we set you up as an example for the entire state of Ohio to come and equal what you girls have achieved. We've got a special award for you.

(At this time, the Mayor presented the Mayor's Special Award to each individual member and coach of the 2011 Lady Mustangs Varsity Girls' Soccer Team.)

(Applause)

State Representative Mike Dovilla and State Senator Tom Patton also presented proclamations to the team and its coaches.

Mayor Perciak then excused those in attendance for the soccer team presentation.

Mayor Perciak – All the City Council members, please come down. Mr. Haseley, come on down. Ladies and gentlemen, this evening I have a proclamation for Councilman Ray Haseley, whose service will be ending here on December 31st, and I'm going to take some time to read it, so please bear along with me.

(At this time, Mayor Perciak read a proclamation congratulating and expressing appreciation to Councilman Raymond L. Haseley for his fourteen years of service as Ward 2 Councilman for the City of Strongsville and declaring December 31, 2011 as Raymond L. Haseley Day in the City of Strongsville.)

Mayor Perciak – I just want to take a moment away from this proclamation and thank you personally for your time, your dedication and your leadership during that seven months. It could not have been easy, you were extremely close; not only did you succeed a very popular mayor, he was a very close personal friend who a few weeks earlier was the best man at your wedding and Tami's. So I can't begin to thank you, our city can't begin to thank you for keeping us together during that seven month period. So from the bottom of my heart, I personally thank you for your time and all you did.

(Applause)

(The Mayor continued with the reading of the proclamation.)

Mayor Perciak – Congratulations, Ray.

(Applause)

President Daymut – Thank you, Mayor. And, also on behalf of the Mayor, City Council and the residents of the City of Strongsville, Ohio, we have an award: 'Presented to Raymond L. Haseley in appreciation for and in recognition of his years of service, commitment and dedication to this community. His contribution as a longstanding member of the Strongsville City Council has enriched the community and thus the lives of its citizens. Thank you for your service to the City of Strongsville.' Ray, on behalf of myself and all Council members, we present this to you. Especially on behalf of myself, I had the rare opportunity to attend meetings for five years before I ran for Council.

APPOINTMENTS AND CONFIRMATIONS (cont'd):

President Daymut (cont'd) - I did attend all the Planning meetings and Ray was chairman of that particular body, and I spent seven years with him when I was first on Council, so we have about twenty-five years together. Ray, you will be missed and thank you for all your service to the community, we appreciate. And Tami, take care of him.

(Applause)

Mayor Perciak – We're not done yet. Ray, we just want to present to you a collage of pictures, and the girls at City Hall put this together – Jennifer Milbrandt and Carol Oprea and the staff back at the City Hall offices, and it shows pictures of you, Ray, here with the Council President, at your desk, back in Engineering, with Jennifer Milbrandt, the tree committee, with your lovely bride, at a ribbon cutting, and it just goes on and on right here. And it kind of talks about – we'll turn this around so everybody can see it – all the different things Ray did. And the girls wanted to make certain that you know that you will always be remembered by them and they also thank you for your service and your dedication to our community.

(Applause)

Mr. Haseley – I'm a little taken back right now. I forgot my costume, so I can't do that.

(Applause)

Mr. Haseley – Nor would anybody want to see it. When I first started many years ago, I made a vow to myself I wanted to try to help in any way that I could to make this city a better place to live, work and raise a family. I think we've accomplished a lot of that. Right now, I've got to blow my nose. I really didn't do this for awards, I did it for love of community and that's where I still come from, for love of community, and I hope to be involved in some way in the future – certainly not on Council anymore, I've done that. I want to thank each and every one of you and especially members of my family, my beautiful wife and daughter, daughters-in-law, two daughters, a son-in-law that's second to none, and everybody else down there – all the children and baby; you know how I feel about you. When I married into this family I came from no kids to twenty-one grandchildren. That's certainly – and it very quickly grew to twenty-three; I don't think my wife told many of the kids what causes them, I'm not sure. Anyway, thank you. I don't want to go any further on this, although I could, but I thank you all from the bottom of my heart. It's been a good ride and I'm ready to ride off in the sunset with golf clubs in hand. Thank you very much.

(Applause)

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Haseley: I attended a meeting tonight in which a very good friend and leader, our Mayor, was honored at Southwest General Hospital. He received the highest award that they give to anybody on any board, and I'd like to read – if I can hold it up, I think they made it out of gold – the Mighty Oak Award: 'With roots deep in the soil of life's enduring values and the strength of character and perseverance symbolized in the legacy of the old oak tree, Thomas P. Perciak has enriched the community with unselfish dedication and concern for others in the service of Southwest Community Health System and is the most deserving of this expression of appreciation.' And that's from the Board. I'm going to give this to you in a second, Tom; thanks for letting me borrow it.

(Applause)

Mr. Haseley - That concludes my report.

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

(None)

(At this time, State Representative Mike Dovilla presented a proclamation to Council Member Ray Haseley; followed by a proclamation presented by State Senator Tom Patton. Both State Representative Dovilla and State Senator Patton expressed appreciation to Mr. Haseley for his many years of public service and his contributions to his community.)

(Applause)

President Daymut then excused those in the audience who attended for the presentations to Council Member Haseley.

Mr. Haseley – Mr. President.

Mr. Daymut – Yes, Mr. Haseley.

SCHOOL BOARD – Mr. Roth: Absent; no report.

RECREATION AND COMMUNITY SERVICES – Mr. Southworth: Thank you, Mr. Daymut. We have no ordinances or resolutions on this evening's agenda, but I would just like to extend my appreciation to Ray Haseley. Being the new guy on Council, it was kind of daunting and I used Ray as a sounding board on many issues and he was always there when I needed him, and I really appreciate it. Thank you, Ray.

Mr. Haseley – You're welcome; thank you.

Mr. Daymut – Thank you, Duke, we do appreciate that. Any questions for Mr. Southworth?

(None)

REPORTS FROM COUNCIL COMMITTEES (cont'd):

PUBLIC SERVICE AND CONSERVATION – Mr. Roth: Absent. (In lieu of Mr. Roth, Mr. Haseley gave the report for the committee):

Mr. Haseley – I believe the first one is Ordinance Number 2011-209, this is an ordinance increasing the appropriated contract amount and amending the contract with Crossroads Asphalt Recycling for general pavement services, without further bidding. We need all councilmen; with one being absent, we have to place this on first reading and refer back to committee. Ordinance 2011-210 authorizes the sale by internet auction of certain obsolete property; recommendation is suspend and adopt. Ordinance 2011-211, authorizing the sale at public auction of certain obsolete and surplus vehicles no longer needed; suspend and adopt. Resolution 2011-212, a resolution authorizing the Mayor to advertise for bids for catch basin repair and replacement in the City of Strongsville; recommendation is to suspend and adopt. Lastly, Resolution 2011-213 authorizes the Mayor to advertise for bids for the purchase of general pavement services for 2012 for use by the Service Department; recommendation is suspend and adopt. And that concludes this report from Mr. Roth.

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

(None)

PUBLIC SAFETY AND HEALTH – Mr. DeMio: Thank you, Mr. Daymut. We have two pieces of legislation today on the docket: 2011-205 and 206. To sum it up, one is a Homeland Security grant, eight hundred seventy five dollars from the County, which we will gladly take for C.E.R.T., and the other is an old cleanup allowing us to get up to date with – for lack of a better term, publications and notifications for the general public. But that's what we have. We did discuss a little bit about traffic and some of the new things that we'll be doing over the next couple months, and we appreciate all the help on that. And I'll take questions otherwise, Ray – or Mike. I'm sorry; I almost put Ray back as president again. Is that okay? Can he be honorary today?

Mr. Daymut – That's fine.

Mr. DeMio – And Ray, real quick. We in this committee -- and he touched on it for minute – you've always been able to calm people down and relax people, and there have been some tough, tough ordinances when we filled the Rec Center one year, as you remember, and you did a great job of presiding over that as well. So, doesn't seem to, you know, have that hurdle right now, but I'm sure someday you'll remind us of how we need to continue to hold ourselves, and I thank you for that. And the committee, of course, thanks you. And I remember coming to your old house many, many, many years ago, when I first moved to town, so I think...

Mr. Haseley – To pick up bakery.

Mr. DeMio – Yes, yes we did, and you can tell I continued on eating that bakery for many years to come.

Mr. Haseley – Well I've lost weight since then, too.

Mr. DeMio – But thank you again, Ray. And Mike, I know that's your best buddy here on Council, there's no question about that; you guys worked great together and I think that's terrific.

Mr. Haseley – Thank you, Joe.

REPORTS FROM COUNCIL COMMITTEES (cont'd):

Mr. Daymut – Thank you, Mr. DeMio. Are there any questions for Mr. DeMio?

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Haseley: Ordinance 2011-208 authorizes and directs the Mayor to issue and approve Change Order Number 11 (Final) for a net decrease in the contract price in connection with Pearl Road Widening Project and the recommendation here, obviously, is suspend and adopt. Ordinance 2011-209 amending Section 2 of Ordinance 2011-010 and 2011-136 to increase the appropriated contract amount and amend the contract with Crossroads Asphalt Recycling for the purchase of general pavement services; place on first reading and refer to committee. 2011-207, and ordinance approving, ratifying and authorizing the Mayor entering into additional contracts with various contractors and making payments for emergency repairs to city sewers, drainage facilities and appurtenances without public bidding, and declaring an emergency; this requires all seven, which we don't have; place on first reading and refer back to committee. Thank you.

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

(None)

FINANCE - Mr. Dooner: Thank you, Mr. Daymut. We have Ordinance 2011-203, this is an ordinance making appropriations for annual expenses and expenditures for the City of Strongsville for the year 2011; recommendation is suspension and adoption. Then we have Ordinance 2011-204, this is just a cleanup of the City's Codified Ordinances concerning employees' sick leave and holiday leave; the recommendation is suspension and adoption. And that is all we have so far this evening.

Mr. Daymut – Thank you, Mr. Dooner. Any questions for Mr. Dooner?

(None)

ECONOMIC DEVELOPMENT AND TECHNOLOGY – Mr. Daymut: We have Ordinance 2011-214 that did receive favorable recommendation this evening. As I said at the last meeting, I will give a brief report on our meeting of Monday, November 28th. We believe that our next breakfast meeting will be the 19th now? 27th?

Mr. Painter – 26th of January.

Mr. Daymut – 26th, okay, thank you; a work in progress, we'll announce more, and I'd like to thank Fiat for sponsoring that particular breakfast. We received a tech committee report, that are entrepreneurs that may be interested in several programs that will be offered at local campuses – Lorain Community College, Case Western Reserve and others will be working through the tech committee to make sure that those resources will be available. The small business seminars have been canceled and we'll discuss that at the beginning of the year. We did review the City/Rotary/Chamber Business Expo, it was extremely successful and really we are beginning to plan for next year's expo. Polaris Career Center we will be visiting in the new year. We did receive an update on Strongsville businesses, including the Giant Eagle and Brent Painter is in the process of updating our corporate relocation guide. We also discussed our goals for 2012 and as soon as Bob Hill has the report on the south end of Pearl Road, we will review that as a committee. And that's all I have this evening; any questions for myself?

(None)

REPORTS FROM COUNCIL COMMITTEES (cont'd):

BUILDING AND UTILITIES – Mr. Maloney: Thank you, Mr. Daymut. We have six ordinances appearing before Council this evening. 2011-195 is for the adoption of the 2009 Ohio Building Code; that was on first reading at our last meeting, it has since received favorable recommendation from the Board of Building Standards and the recommendation is to suspend and adopt. Similarly with 2011-196, is to adopt the 2011 National Electric Code; also received favorable recommendation from the Board of Building Standards; the recommendation is to suspend and adopt. And also with 2011-197, adopting the 2012 ICC International Property Maintenance Code; also had been on first reading and received favorable recommendation from the Board of Building Standards, and the recommendation is suspend and adopt on that one as well. 2011-200, 201 and 202, all three of those are to enter into contracts for professional architectural services with several different entities and, because that requires all seven of us, those will all have to be placed on first reading. And that concludes my report.

Mr. Daymut – Thank you, Mr. Maloney. Any questions for Mr. Maloney?

(None)

COMMITTEE OF THE WHOLE – Mr. Daymut: We did consider Ordinance 2011-215 and Ordinance 2011-216 and they did receive favorable recommendation.

Mr. Haseley – Mr. Daymut.

Mr. Daymut – Yes, Mr. Haseley.

Mr. Haseley – Can I just say one or two sentences, because I don't want to overlook anybody and the people I want to recognize are largely responsible for making me look good for all these years. Obviously, the Law Director and the Mayor, but both Chiefs, the Fire Chief, Jeff Branic, my friend Charlie Goss who never hesitated to come with me to try to solve a problem whenever I needed it, and most of all, Tony Biondillo and Ken Mikula; these two together and separately can make any councilman look good – or bad, but they made me look good. And I want to thank you all. And that's it for me now. Thanks.

Mr. Daymut – Thank you, Mr. Haseley.

Mr. Maloney – Mr. Daymut.

Mr. Daymut – Yes, Mr. Maloney.

Mr. Maloney – I apologize; I got so caught up in reading through all these ordinances since this is only the second meeting I had any throughout the year. I did want to thank Ray. You know when I first sat in this seat right at the beginning of the year one of the first things he did was lean over and said, hey, if you have any questions, if you get hung up on anything, feel free to lean over and tap me and I'll be glad to help you out. And I really appreciated his taking the time to do that and, just in general, Ray has been tremendously helpful and a person I knew I could rely on and reach out to and ask questions throughout this first year; it's a lot to learn, as Duke said, and I'm going to miss his counsel and tremendous knowledge going forward after tonight. So, Ray, thank you very much.

Mr. Haseley – Thank you.

Mr. Daymut – Thank you, Mr. Maloney.

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

Mayor Perciak – Thank you, Mr. President; a few items. First of all, I'd like to take a moment to thank Dave Gusman for his eight years of service to our Strongsville City School Board. Dave chose not to seek re-election. Dave, I see you're here in the audience this evening. Thank you for your years of service, thank you for your contribution to our schools and to our community. Thank you very, very much.

(Applause)

Mayor Perciak – I also this evening want to share with you that my secretary of many years and also of Mayor Ehrnfelt and Ray Haseley, Donna Miscik, has opted to retire. She has reached that golden number of years, thirty-nine, and she has decided that at age thirty-nine it is time to retire and to enjoy the days ahead of her. So I want to thank Donna for all her years of service to not only myself, but to Ray and to our former mayor and to the City of Strongsville. So Donna, thank you very much for all you do. Donna's last official work day will be the last day of the year, so thank you for your years of service to our community.

The next announcement I have is that as we close the year, we look forward to a new year, another administration, some new members of City Council, and we invite everybody to attend the official swearing-in or the inauguration of the four ward councilmen and myself for another four-year term. On January 2nd at 7 p.m. at the Ehrnfelt Event Center we will hold this public ceremony. Taking office in Ward 1 will be our Council President, Mr. Michael Daymut. In Ward 2, our new Councilman, Mr. Matt Schonhut. In Ward 3, our new Councilman – and I'm going to say this – Jimmy Carbone. And in Ward 4, Scott Maloney. So gentlemen, congratulations to you; I look forward to working with you and the next Council. And remember, that ceremony will take place at 7 p.m. at the Ehrnfelt Event Center on January 2nd.

And lastly, it's that time of the year, it's Christmas in Strongsville; a time for families and friends to come together and share the birth of Christ. I ask all of you in a very special way to take time to remember what Christmas is all about, take that extra moment of effort and time with the little ones who are so anxiously awaiting Santa Claus, and look at someone and say thank you for all you do for me, because this is what Christmas is all about, thanking each other and loving each other and extending to each other signs of peace that we can only find in our homes and our families and our hearts. So, on behalf of my family and all the members up here, I want to extend to each and every family in this community a very Merry Christmas and a very healthy, happy, prosperous 2012. That ends my report, Mr. President.

Mr. Daymut – Thank you, Mayor. Any questions for the Mayor?

(None)

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

Mr. Daymut – Thank you, Mr. Dubovec. Any questions for Mr. Dubovec?

(None)

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

LAW DEPARTMENT – Mr. Kraus: Thank you, Mr. President. I do want to report that the trial in connection with the Sewer District storm water program and litigation, the trial has been concluded, all the evidence has been placed before the Court in that regard. I don't want to talk about the case, except that I do want to thank our Mayor, Mayor Perciak, for taking the time to prepare for and to testify in that case, along with two other mayors – Mayor Hruby from Brecksville and Mayor Cicero from the City of Lyndhurst. We appreciate Mayor Perciak's effort and, really, that is a reflection of the commitment that this Mayor and this Administration and this Council have made to pursue the legal issues that we are concerned about in connection with the Sewer District's attempt to impose that program. So, enough said; ultimately, the Court will of course issue a decision in connection with that case.

I would also like to report that all ordinances and resolutions before our City Council this evening are in proper legal form.

And certainly before I conclude my report this evening, on behalf of our Law Department – myself, Dan Kolick, our Assistant Law Director, our City Prosecutor George Lonjak, and our assistant, Nancy Sikorski; Ray, I really want to thank you for not only your service to the community and to the government, but I want to thank you for the opportunity for all of us to have worked with you. We appreciate your wisdom, your professionalism; you've been a gentleman to work with and you've certainly been a steady hand in connection with this municipal government, and we're going to miss you. Thank you.

Mr. Haseley – Thank you. Like I said, it was a labor of love.

Mr. Daymut – Thank you, Mr. Kraus; any questions for Mr. Kraus?

(None)

AUDIENCE PARTICIPATION

Mr. Daymut – We have reached that portion of our meeting for audience participation. Comments from members of the audience will be limited to five minutes. We do have a sign-in sheet, no one has signed in, but we welcome anyone to address Council at this particular time.

Bill Vassil, 18271 Fox Hollow Drive, Strongsville – Bill Vassil, 18271 Fox Hollow Drive, Strongsville, Ohio. Mr. Councilman, Ray Haseley. U.S. Navy. Ward 2.

Mr. Haseley – I hope you won't hold that against me.

Bill Vassil – Yeah I am. Right? See?

Mr. Daymut – Semper Fi.

Bill Vassil – Thank you for your service to the City of Strongsville. I ran against Ray in an election, in a primary; I got 250 votes and I didn't even expect that. He got 800. And the other one, he only got about 400. And that's when I started working for Ray, after that election. And he won the main election and then went on a couple more times. He is my friend. I only hope that the next twenty years we find things for him to do in this city. He's a valuable asset, don't let him go. If he wants to move, don't let him. I just want to say it was a pleasure working with you and having you as a friend. Thank you.

Mr. Haseley – I echo that right back to you, Bill. Thank you.

AUDIENCE PARTICIPATION (cont'd):

Mr. Daymut – Thank you, Mr. Vassil. Is there anyone else who'd like to address Council at this particular time?

(None)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2011-195 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AMENDING SECTION 1404.01 OF CHAPTER 1404 OF TITLE TWO OF PART FOURTEEN OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE RELATING TO ADOPTION OF THE 2009 OHIO BUILDING CODE AND RELATED PROVISIONS, AND DECLARING AN EMERGENCY. *First reading 12-05-11. Favorable recommendation by Board of Building Standards 12-14-11.*

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-195 ADOPTED.

Ordinance No. 2011-196 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AMENDING SECTION 1406.01 OF CHAPTER 1406 OF TITLE TWO OF PART FOURTEEN OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ADOPT THE 2011 NATIONAL ELECTRIC CODE, AND DECLARING AN EMERGENCY. *First reading 12-05-11. Favorable recommendation by Board of Building Standards 12-14-11.*

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-196 ADOPTED.

Ordinance No. 2011-197 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AMENDING SECTION 1480.01 OF CHAPTER 1480 OF TITLE EIGHT OF PART FOURTEEN, BUILDING AND HOUSING CODE, OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ADOPT THE 2012 ICC INTERNATIONAL PROPERTY MAINTENANCE CODE, AND DECLARING AN EMERGENCY. *First reading 12-05-11. Favorable recommendation by Board of Building Standards 12-14-11.*

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-197 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2011-200 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH ANTHONY BUMBALIS FOR PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE BUILDING CODE OF THE CITY OF STRONGSVILLE AND THE OHIO BUILDING CODE, AND DECLARING AN EMERGENCY.

First reading. Referred to Building and Utilities Committee.

Ordinance No. 2011-201 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH JOHN B. KORNICK FOR PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE BUILDING CODE OF THE CITY OF STRONGSVILLE AND THE OHIO BUILDING CODE, AND DECLARING AN EMERGENCY.

First reading. Referred to Building and Utilities Committee.

Ordinance No. 2011-202 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH JULIE SIPKA FOR PROFESSIONAL ARCHITECTURAL SERVICES IN CONNECTION WITH THE BUILDING CODE OF THE CITY OF STRONGSVILLE AND THE OHIO BUILDING CODE, AND DECLARING AN EMERGENCY.

First reading. Referred to Building and Utilities Committee.

Ordinance No. 2011-203 by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE ANNUAL EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO FOR THE YEAR 2011 AND REPEALING ORDINANCE NUMBER 2011-184.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-203 ADOPTED.

Ordinance No. 2011-204 by Mayor Perciak. AN ORDINANCE AMENDING SECTION 266.03 OF CHAPTER 266 OF TITLE SIX OF PART TWO OF THE ADMINISTRATION CODE OF THE CITY'S CODIFIED ORDINANCES CONCERNING EMPLOYEES' SICK LEAVE AND HOLIDAY LEAVE, 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-204 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2011-205 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH CUYAHOGA COUNTY FOR FINANCIAL ASSISTANCE UNDER THE FISCAL YEAR (FY) 2010 HOMELAND SECURITY GRANT PROGRAM, IN CONNECTION WITH THE CITY'S COMMUNITY EMERGENCY RESPONSE TEAM; 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-205 ADOPTED.

Ordinance No. 2011-206 by Mayor Perciak and Mr. DeMio. AN ORDINANCE REPEALING CHAPTER 656 OF PART SIX-GENERAL OFFENSES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-206 ADOPTED.

Ordinance No. 2011-207 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING, RATIFYING AND AUTHORIZING THE MAYOR ENTERING INTO ADDITIONAL CONTRACTS WITH VARIOUS CONTRACTORS AND MAKING PAYMENTS FOR EMERGENCY REPAIRS TO CERTAIN CITY SEWERS, DRAINAGE FACILITIES AND APPURTENANCES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

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

Ordinance No. 2011-208 by Mr. Haseley. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 11 (FINAL) FOR A NET DECREASE IN THE CONTRACT PRICE INCLUDING RESOLUTION OF CERTAIN ITEMS IN DISPUTE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND FABRIZI TRUCKING AND PAVING CO., INC., IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT (CUY-42-0.90), 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-208 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2011-209 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NOS. 2011-010 AND 2011-136 TO INCREASE THE APPROPRIATED CONTRACT AMOUNT AND AMEND THE CONTRACT WITH CROSSROADS ASPHALT RECYCLING, INC. FOR PURCHASE OF GENERAL PAVEMENT SERVICES FOR USE BY THE SERVICE DEPARTMENT OF THE CITY, WITHOUT FURTHER PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

First reading. Referred to Public Service and Conservation Committee.

Ordinance No. 2011-210 by Mr. Roth. AN ORDINANCE AUTHORIZING THE SALE BY INTERNET AUCTION OF CERTAIN OBSOLETE PROPERTY NO LONGER NEEDED FOR ANY MUNICIPAL PURPOSE BY THE CITY'S PUBLIC SERVICE 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-210 ADOPTED.

Ordinance No. 2011-211 by Mayor Perciak and Mr. Roth. 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-211 ADOPTED.

Resolution No. 2011-212 by Mr. Roth. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR CATCH BASIN REPAIR AND REPLACEMENT IN THE CITY OF STRONGSVILLE.

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

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

Roll Call: All ayes. Motion carries.

Resolution No. 2011-212 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2011-213 by Mayor Perciak and Mr. Roth. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PURCHASE OF GENERAL PAVEMENT SERVICES FOR 2012 FOR USE BY THE SERVICE DEPARTMENT OF THE CITY OF STRONGSVILLE.

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

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

Roll Call: All ayes. Motion carries.

Resolution No. 2011-213 ADOPTED.

Ordinance No. 2011-214 by Mayor Perciak and Mr. Daymut. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE LEASE OF ONE UPGRADED COPIER INCLUDING ACCESSORIES, MAINTENANCE, SERVICE AND CERTAIN SUPPLIES FOR USE BY THE RECREATION DEPARTMENT AND SENIOR CENTER OF THE CITY; 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-214 ADOPTED.

Ordinance No. 2011-215 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 210.11 OF CHAPTER 210 OF TITLE TWO OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO REVISE AND UPDATE CERTAIN PREVAILING WAGE PROVISIONS ON BIDS AND CONTRACTS FOR PUBLIC IMPROVEMENTS, 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-215 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2011-216 by Mr. Daymut and Mr. Haseley. AN ORDINANCE AMENDING SECTION 220.07(a) OF CHAPTER 220 OF TITLE FOUR OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO REVISE CERTAIN STANDING COMMITTEES OF THE COUNCIL, 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. Dooner. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2011-216 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

None.

MISCELLANEOUS BUSINESS:

Mr. Daymut – Is there any miscellaneous business?

Mr. Haseley – Yes, Mr. Daymut, I have one more person to thank.

Mr. Daymut – Yes, Mr. Haseley.

Mr. Haseley – And that's our lovely Clerk, because for six years she kept me on the straight and narrow, or tried.

Mr. Daymut - Here here.

Mr. Haseley – And I appreciate all her help. Thank you; you made this job easy.

ADJOURNMENT:

There being no further business to come before this Council, President Daymut adjourned the meeting at 9:08 p.m.

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

January 3, 2012
Date of Approval