

## **SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON JANUARY 20, 2009**

The Council of the City of Strongsville met in the Caucus Room at the Strongsville Communications Center, 13213 Pearl Road, on Monday, January 20, 2009 at 7:15 p.m.

Present: Council Members: Patrick J. Coyne, Michael J. Daymut, Joseph C. DeMio, Kenneth M. Dooner, Michael J. Gallagher, Raymond L. Haseley and Mark A. Roth. Also Present: Clerk of Council Leslie J. Seefried and Council Office Assistant Aimee Pientka. 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, Economic Development Director Eugene P. Magocky, Communication & Technology Director John Bedford, Human Resources Director Anthony Urankar, Recreation Director Stephen F. Kilo, and Fire Chief Robert Moody.

The following Committees met to review legislation on the agenda:

Planning, Zoning and Engineering: Chairman Coyne advised that Planning Commission gave a favorable recommendation to Ordinance No. 2009-002, a request by David and Tracy Justice to change the zoning on property located at 12300 Prospect Road from Local Business classification to Commercial Service classification for a proposed automobile repair establishment, and recommended the Ordinance be second read this evening and a public hearing be scheduled for March 2, 2009. Chairman Coyne noted that during the last caucus meeting Councilman Roth had voiced concerns of the residents in the neighborhood about the proposed rezoning. He noted that the applicant and his architect are in attendance this evening and stated he feels it would be a good idea, as we go through the rezoning process, to meet with them ahead of time in order to address Mr. Roth's concerns and work them out so we can have a smooth public hearing. Mr. Justice indicated he has already met with City officials and he already has a plan and, if the rezoning is approved, they will work proactively on it to see if they might be able to eliminate some problems. Mr. Coyne stated he would arrange a meeting between the applicant, his architect, Mr. Roth and any other interested parties to work out any issues with the proposed rezoning. Mr. Roth stated he is open to a meeting and will check with the residents in the area; however, he does not feel the residents are going to look favorably upon a change in zoning from business to commercial service for the purpose of an auto repair shop with a dense residential area adjacent. Mr. DeMio stated he would like to be included in the meeting. Mr. Coyne reiterated that he will arrange a meeting to try to work out any problems prior to the public hearing on the Ordinance. Chairman Coyne also recommended that Ordinance No. 2009-014, repealing existing SCO Chapter 1246 and enacting a new Chapter pertaining to the Architectural Review Board, be placed on first reading and referred to Planning Commission. Mr. Gallagher asked what the look of Strongsville is, what the architectural ideal is. Mayor Perciak stated what we are trying to do is to get a registered architect and a registered landscape architect on board, that we want to upgrade what we currently have and raise the bar. Mr. Roth stated Bob Hill has been our City Planner for over thirty years and he has had the same theme for over thirty years, which is the Williamsburg theme. He stated the Williamsburg theme has been the City's theme for over thirty years; whether we have adhered correctly to it or not, we have had the same City Planner and the same theme. Mayor Perciak indicated that after reviewing the proposed changes, the Council may decide to retain the current them or to go in another direction. Mr. Daymut agreed that the theme has been the same for all these years, but opined that we are coming upon a transitional stage with the widening of Pearl Road south and the potential development of properties along that corridor and it might be time to go in a different direction. Mr. Coyne stated if Council wants to retain the Williamsburg theme, that's fine; what the Mayor is seeking from Council is what direction they want to go in.

Mr. Gallagher stated what we don't want to do is chase somebody away because of what we're expecting as far as a theme. He stated he understands corporate looks, but when existing buildings are redoing their look the City needs to let them know what it expects and, instead of them bringing the City a theme, the City should provide them with what it would like to see and work with them. Mr. Gallagher stated he thinks Bob Hill can do that, he just doesn't know how this got away from us so much. Mr. Gallagher suggested that Mr. Coyne consider putting a committee together consisting of Council members who are interested and the committee can meet with Mr. Hill for discussion. Mr. Coyne stated he is hearing two schools of thought, one being that we want to move to a different theme, the other being that the administration, working with the City Planner, set the tone for what goes on in the community and Council has to let them know what its expectations are. Mr. Coyne stated the Mayor is asking for direction; if Council wants to meet with Mr. Hill and let him know what direction it wants to move in, then meet with him and be upfront with him, but if Council members want to take another direction, let the Mayor know and we can move towards another direction. Mr. Coyne stated we can talk about this, but what is the point of having three or four meetings with three or four council members? He stated all Council members are present now; let's give the Mayor some direction instead of beating a dead horse. Mr. Roth reiterated that we have had a Williamsburg theme for the past thirty years; are we going to adhere to it or not? Mr. Haseley stated he wouldn't mind seeing a change and he thinks the way to do that in most cases is to change the zoning. He stated we tried to do that in the past, the Master Plan Review Committee made recommendations and the Assistant Law Director wouldn't let us do it. Mayor Perciak interjected that was because of the potential liability, it's not that he is unwilling to do it, it's everybody up and down, especially Pearl between Shurmer and Drake, has an illusion as to what that property is worth; if we start rezoning things and doing things contrary to what those people may believe, we're not in a position to take that challenge on. Mr. Haseley replied that nothing was done and now we have a bunch of empty buildings. Mayor Perciak stated that we have cleaned up a lot of Pearl Road, also, and pointed out several areas of note. Several other opinions were expressed regarding areas in need of improvement and Strongsville's theme, in general. After a lengthy discussion, it was decided that a meeting would be facilitated amongst interested Council members, the Mayor, the City Planner, the Law Director, the Assistant Law Director, and the Building Commissioner in order to review the City's existing architectural theme, consider different themes, and determine a thematic direction to provide the administration.

Finance Committee: Chairman Dooner recommended suspension and adoption this evening for Resolutions 2009-009 and 2009-010, both being the first step in renewing existing levies; 009 in connection with the renewal of an existing 1.5 mill current expense levy, and 010 being the renewal of an existing 2 mill fire levy. He recommended suspension and adoption for 2009-011, the 2009 appropriations ordinance. Mr. Dooner also recommended suspension and adoption for Ordinance 2009-012, enacting SCO Section 238.09 to establish a public bidding threshold amount for the City, as a result of the overwhelming support by the electorate to a Charter amendment on last November's ballot. Mr. Dooner noted this ordinance needs at least five affirmative votes for adoption. He recommended suspension and adoption for Resolution 2009-013, amending Resolution No. 2008-250 and the City's Purchasing Policy. Mr. Dooner explained that this Resolution is a follow-up to Ordinance 2009-012, in order to reflect the change of the public bidding threshold amount in the Purchasing Policy. Mr. Coyne stated he was supportive of this change when he served a Finance Committee Chairman; it was something that the administration and the Finance Department recommended wholeheartedly. He believes our hands are tied in some situations, especially those that require emergency expenditures, with the State's current public bidding threshold. Mr. DeMio agreed with Mr. Coyne and stated he is also in support of the ordinance.

Mr. Roth stated he will not be voting in favor of Ordinance 2009-011 and Resolution 2009-012, as he does not support the increased public bidding amount. Mr. Roth stated the current State public bidding threshold has not been a burden, has not been a problem and Council should be looking at and scrutinizing expenditures larger than \$25,000. Mayor Perciak asked Mr. Roth why we would put this issue on the ballot for the people to decide, and when the people voted overwhelmingly in favor of it, Mr. Roth would go against their wishes and vote against it. Mayor Perciak reminded Mr. Roth that this is as a result of a Charter amendment that was put before the voters, who overwhelmingly supported it. The Mayor told Mr. Roth that he is here as a representative of the people of Strongsville and he cannot understand why now Mr. Roth would vote against the wishes of the people? Mr. Roth stated he always goes with the wishes of the people. Mayor Perciak stated that is not what Mr. Roth is doing now. Mr. Roth feels the voters were not given good information about the proposed charter amendments, that the wording and the language was poor and pathetic and that many people didn't have a clue what they were voting on. Mayor Perciak stated at the end of the day, the people voted and we have a responsibility to follow the will of the people.

Public Service and Conservation Committee: Chairman Haseley stated Ordinance Nos. 2009-015, 2009-016 and 2009-017 are the first three of what will become many ordinances to purchase easements in connection with the Pearl Road Widening Project; the recommendation is suspension and adoption on all three Ordinances.

Economic Development and Technology Committee: Chairman Daymut recommended suspension and adoption for Ordinance 2009-018, for the purchase, through Ohio Department of Administrative Services Contracts, of hardware and services in support of the City's networked attached storage, data backup and disaster recovery systems. He also recommended suspension and adoption for Ordinance 2009-019, for the purchase, through State of Ohio Administrative Services Contracts, of equipment, supplies, installation, maintenance, repairs and other services for the Citywide radio communications system. He stated he would report on the floor about the Business Network breakfast meeting.

Mr. DeMio asked Communication and Technology Director Bedford why AT&T is still not broadcasting Strongsville's meetings, but they are broadcasting Westlake's and Solon's. Mr. DeMio wants to know what we can do to get them to broadcast our City and School Board meeting. Mr. Bedford responded that Time-Warner doesn't require that, WideOpenWest doesn't require that, so they are totally and completely uncooperative toward the City's requests. Mr. DeMio asked Mr. Bedford to provide him with the name and phone number of a contact person at AT&T that he can pass on to constituents who have questions about this.

Recreation and Community Services Committee: Chairman Gallagher recommended suspension and adoption for Ordinance No. 2009-020, ratifying and approving the filing of the City's application for funding from ODOT for the purchase of a vehicle to provide transportation services to the elderly and persons with disabilities.

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Council President Gallagher asked if any members of Council had any questions, concerns or issues to discuss with any of the directors. There were no comments.

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**MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON JANUARY 20, 2009 IN THE COUNCIL CHAMBER AT THE STRONGSVILLE COMMUNICATIONS CENTER**

**CALL TO ORDER:**

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

Mr. Gallagher – Welcome, ladies and gentlemen at home and those in the audience this evening. We have some swearing-ins, Mayor, but first, this is a swearing-ins, plural, on this historic day for our nation, Tuesday, January 20<sup>th</sup>, the City Council meeting of the City of Strongsville.

**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; Eugene P. Magocky, Economic Development Director; Charles Goss, Chief of Police; Robert Moody, Chief of Fire; Ken Mikula, City Engineer; Anthony J. Biondillo, Building Commissioner; John Bedford, Communication and Technology Director; Anthony Urankar, Human Resources Director; and Steve Kilo, Recreation Director.

**COMMENTS ON MINUTES:**

The Minutes of the Organizational and Regular Council Meeting of January 5, 2009 were approved as submitted.

**APPOINTMENTS AND CONFIRMATIONS:**

Mr. Gallagher – I deferred to this meeting the announcement of the Planning Commission representative for 2009, will be Pat Coyne; Southwest General Hospital representative will be Mark Roth; and the School Board representative also will be Mark Roth. The Standing Committees have been posted and are available at our Clerk's office for those that have concerns. Appointments and Confirmations, Mayor Perciak.

Mayor Perciak – Thank you, Mr. President. This evening we would like to administer the Oath of Office to three of our newly appointed police officers.

At this time, Police Chief Charles Goss introduced and gave a brief biography of the three newly appointed police officers, John D. Murphy, Colin W. Grace, and Michael D. Bertz, respectively, after which Mayor Perciak administered the Oath of Office to each officer.

Mr. Gallagher – Is that all you have, Mayor?

Mayor Perciak – That’s it, sir.

Mr. Gallagher – Thank you. Gentlemen, in advance, we, as a Council, thank you for your service and hope you stay safe out there. You are joining a great department with a fantastic chief; as well I think you know. I’d like to thank your families, also, for sharing you with us and, again, stay safe; thank you very much. You may stay if you wish, but normally the families of new recruits and new officers may have a beverage or two out in the lobby with their fellow officers and their families and friends, so you’re welcome to leave or stay, whichever you want; not one person has stayed, so I will assume you’ll be leaving.

Mayor Perciak – Chief, if you’d like, you’re excused.

**REPORTS OF COUNCIL COMMITTEES;**

**SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Roth:** Yes, Mr. Gallagher, if you could, please get me that yearly schedule so I can make an educated guess and make sure I can attend most of the meetings for us.

Mr. Gallagher – I’ll do that, Mark.

Mr. Roth – Okay.

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

(None)

**SCHOOL BOARD – Mr. Roth:** I attended the meeting on January 15<sup>th</sup> and the Ohio School Board Association honored the present School Board. Presenter, Mr. Cameron Ryba, Principal at Center Middle School, gave Deanna Gundlah, Social Studies teacher at Center Middle School coordinating Giving Week activities, gave her an honor for what she did in service for the community there at Center Middle School. She had a Spirit Week, which involved many activities and she coordinated all of them; they raised thirty three hundred dollars, which was dispersed to seventeen needy families in the community. She was honored, deservedly, for that. And that’s all, really.

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

(None)

**RECREATION AND COMMUNITY SERVICES – Mr. Gallagher:** Before Recreation this evening is Ordinance 2009-020, which is the authorization for the purchase of a vehicle for our seniors and those with disabilities; the recommendation of the committee was to suspend and adopt. That’s all before Recreation; I’ll take any questions.

Mayor Perciak – Mr. President, you may want to explain, also, the cost breakdown on that vehicle.

Mr. Gallagher – It’s an eighty/twenty split; I believe it’s thirty two thousand that...

Mayor Perciak – That we received in a grant.

Mr. Gallagher – That we received, so our net...

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

Mayor Perciak – Is about eight grand.

Mr. Gallagher - ...is about eight.

**PUBLIC SERVICE AND CONSERVATION – Mr. Haseley:** Thank you, Mr. Gallagher. We have three ordinances on this evening's agenda, Ordinance 2009-015, 016 and 017, they all three have to do with the purchase of temporary work easements for the widening of Pearl Road. This is the first three of what will be many. The recommendation is to suspend and adopt all three. That concludes my report.

Mr. Gallagher – Questions for Mr. Haseley?

(None)

**PUBLIC SAFETY AND HEALTH – Mr. DeMio:** Thank you. There are no ordinances or resolutions before this committee tonight, although I will be scheduling a committee about fifteen minutes before to twenty minutes before the next scheduled Council meeting, simply because I would like to have an update in caucus with the police station and anything else that's pertinent to this committee. There are some items in which we just have to go through in the committee the beginning of the year, so, Michael, if you and our Clerk, Leslie, decide that that's prudent to do it about fifteen, twenty minutes before the next Council meeting, I think that would make sense because I'd like to have all seven at the beginning of the year present. I will field questions regarding the committee or anything pertinent, if there are any.

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. Ordinance 2009-002, we're going to place on second reading and we'll have a public hearing on that Ordinance on March 2, 2009. Also, Ordinance 2009-014, we're going to place that on first reading and refer that to the Planning Commission. If there are any questions, I'd be more than glad to answer them at this time.

Mr. Gallagher – Questions for Mr. Coyne?

(None)

**FINANCE - Mr. Dooner:** Thank you Mr. Gallagher. The Finance Committee met this evening and on our docket, which we're going to recommend suspension and adoption, is 2009-009, which is a renewal of an existing 1.5 million dollar tax levy for the purpose of current expenses for the City of Strongsville; also, 2009-010, which is a renewal of an existing 2 mill tax levy for the purpose of providing and maintaining a full-time Fire Department; we also have Ordinance 2009-011, this is an ordinance making appropriations for the current expenses and other expenditures for the year 2009; then we have 2009-012 and 013, which are tied together; this is an ordinance allowing Strongsville to establish a larger public bidding threshold than the State allows. I just note on this, Mr. Gallagher, that on the November 4<sup>th</sup> election the people of Strongsville overwhelmingly voted to permit Council to institute a larger public bidding threshold than the State allows. So, this did go before the people and it was approved overwhelmingly. And 013 is just a follow-up of 012, allowing us to do the same thing. Any questions?

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

Mr. Coyne – Mr. Gallagher. Mr. Dooner, I just wanted to say that as the prior chairman of the Finance Committee, I was in full support of moving forward in this direction and supporting the administration and the Finance Department. As you said, it was endorsed by the residents of Strongsville and it makes good sense as we move forward to conduct City business on a day-to-day basis; it allows the directors to be able to move forward, but yet Council is involved in every facet of it all the way; it just makes for larger opportunity. That's all I have.

Mr. Gallagher – Any other questions for Mr. Dooner?

(None)

**ECONOMIC DEVELOPMENT AND TECHNOLOGY – Mr. Daymut.** Thank you Mr. Gallagher. We did meet this evening and gave favorable recommendation to Ordinance 2009-018 and, also, Ordinance 2009-019.

I'd like to give a brief report on our breakfast meeting of last Thursday. I do appreciate everyone who was able to attend that, it was inclement weather; we had probably our best turnout we have ever had, 165 plus. Euthenics was the sponsor of that, a Strongsville company, with their present CEO, Ron Bender, a resident of Ward 1. Patty Huddle was our guest speaker and she is the Manager of Business Development from the Ohio Department of Development, and her topic was Business Assistance Programs available through the State of Ohio. I do believe that most of our businessmen there would be able to find something, a program through the State, that would be able to aid them.

Our next meeting will be Monday, January 26<sup>th</sup>, at 7 p.m. here at the Communications Center, and I'd like to report, too, that we have finalized the survey, our retail and professional services survey. Ohio State has now helped us with that to the point where we will do a test on it this week and, hopefully, by the beginning of February, that will go out to our business partners. That's all I have this evening, Mr. Gallagher. Thank you very much.

Mr. Gallagher – Questions for Mr. Daymut?

Mayor Perciak – Yes, Mr. President.

Mr. Gallagher – Mayor.

Mayor Perciak – Yes, I'd just like to express my thanks again to Euthenics for hosting the Industrial Development breakfast on Thursday. I think Mr. Daymut was being a bit modest that we had about 150 people there on a very cold, minus 13 degrees, day. But I think a lot was accomplished there. In my first time in over five and a half years as being Mayor, the business men and women of this town came together and were exchanging cards and talking about what they can do to help each other in these difficult economic times. Patty Huddle from the Ohio Department of Development not only went on for about a half hour, but she presented numerous, numerous avenues in which our local businessmen can either obtain grants or loans either through the State or from Cuyahoga County. In addition to that, our Economic Development Director, Gene Magocky, arranged for several bankers from different banks, who very willingly raised their hands and made themselves available to meet with our local businessmen and women so that in the event that their lines of credit have been reduced or extinguished, that they would have an avenue of people that they could go to.

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

Mayor Perciak (cont'd) - I do believe that that breakfast met more than our expectations; I think we raised the Industrial Development breakfast level to a new bar where the businessmen and women of this community, along with our residents, understand that we do care about them; we do care about how successful their businesses are. We made ourselves available, we not only brought the local bankers, but we brought the people from the county, we brought the people from the State. Our doors are open to any businessman or woman in this town who would like to sit and talk with us for whatever the issue. We understand here at the City that the very services that we, as an administration and council, deliver to each and every resident of our town is hinged upon the success of our business men in town because of the number of people they employ and the income tax that they generate for our community. So that, it is a record, over 78 percent of our operating funds for General Fund come from City income taxes. So, we are doing everything we can to help and if, for some reason, if we can reach out and do something to help you, please come to us, this is what we're here for. Thank you.

Mr. Gallagher – Thank you, Mayor. Anything further for Mr. Daymut?

(No comments)

**BUILDING AND UTILITIES – Mr. Roth.** Yes, thank you Mr. Gallagher, just would like some status reports given back to me and just kind of responses back on previously voiced concerns and questions throughout the community. That's all, Mr. Gallagher.

Mr. Gallagher – Questions for Mr. Roth?

(None)

**COMMITTEE OF THE WHOLE – Mr. Gallagher:** There is nothing before the Committee of the Whole this evening.

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

**Mayor Perciak** – No other reports this evening, Mr. President.

Mr. Gallagher – Thank you, Mayor.

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

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

(None)

**LAW DEPARTMENT – Mr. Kraus:** Yes, Mr. President, 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 – We have reached the portion of the agenda this evening for Audience Participation. Those here in the audience are encouraged to come to the podium. We don't have anyone signed in, but that doesn't exclude you from talking with Council. You have five minutes. If you would come to the podium, state your name and address for our record, and you're first up, ma'am.

Anetra Latina Faison, 11883 Pearl Road, Strongsville – I apologize, I didn't know your process with regards to signing in. Hello, Mayor, Council. My name is Anetra Latina Faison, I live at 11883 Pearl Road in Strongsville. I'm here tonight because I'm disappointed and I feel completely slighted. After a brief phone call on December 3, 2008 with my councilman, we agreed that I would email my concerns. I understand the nature of part-time politics and I like to make it as convenient as possible. I emailed my concerns Thursday, December 4<sup>th</sup>. I sent a follow-up email Tuesday, December 9<sup>th</sup>. I have yet to be contacted. Despite my disappointment, I appreciate all the assistance from the wonderful Clerk and Assistant Clerk of Council. I'm slightly partial to Clerks because I had worked as a Clerk of Council in the City of East Cleveland, so I know how difficult it can be to work with politicians. I also appreciate all the assistance from the Building Department, officers (unintelligible), I believe it was Officer Mason; I can't think of the Building Department guy's name right now, it's a little difficult, but he was very, very, very kind and helpful, the ever-handsome Officer Dobransky. Aside from an occasional male deer near my car in the parking lot and a random wild turkey running down the street, other than that, Strongsville is a wonderful place and I thank you all.

Mr. Gallagher – Thank you. Is there anyone else wishing to speak to Council? Mr. Vassil, Happy New Year.

Bill Vassil, 18271 Fox Hollow Drive, Strongsville – Bill Vassil, 18271 Fox Hollow Drive. Mr. Gallagher, please take that smirk off your face. It is... It is...

Mr. Gallagher – Bill, before you start, I have to say that...

Bill Vassil – Don't start.

Mr. Gallagher – You know, I know you're going to go with the French pigeons, but I'll tell you, these Canadian geese are driving me nuts.

Bill Vassil – Well, that's good. You can shoot them. 18271 Fox Hollow Drive, Strongsville, Ohio. It is the 20<sup>th</sup> of January and it's already started. Every day between the hours of eleven thirty and one o'clock in the afternoon a squadron comes over, sits on the roof, goes down on the ground to see if there's any food, and then leaves. Now, the other day I went to the mall and I get by Dillard's and I look up, right by the Clinic and there's a circle like this and there's twelve of them sitting up there. What are we going to do to stop this? I mean, this is getting to be ridiculous. I mean, I know you're laughing, but they don't do their poo-doo on your roof, but they do it on mine and my neighbor's and my other neighbor. We want something done.

Mr. Gallagher – Mr. Walker?

Bill Vassil – We could bring a fire hose over there and blow them away.

Mr. Walker – Well, we...

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

Bill Vassil – No, the pigeon coops, or the little things don't work. We put food out and they don't even bother going in.

Mr. Walker – Last year we worked with Mr. Vassil and attempted to trap the pigeons with pigeon traps in his yard; I guess that was unsuccessful. Short of that, I don't have a real good answer as to how to get rid of these pigeons.

Bill Vassil – I have a good answer; somebody with a stun gun. Not to hurt the pigeon, but to get them down on the ground, put a monitoring system on them, let them fly back to their nest and then we know where they're coming from, and then we get rid of them. It doesn't take much.

Mr. Walker – Is this for real?

Bill Vassil – Doesn't take much to do it.

Mr. Walker – Is this – Am I on Candid Camera here tonight? I'm supposed to knock these pigeons out, put a homing device on them...

Bill Vassil – No, no, no, no no. You've only got to get one.

Mr. Walker – ...And then chase them back to their house?

Bill Vassil – You don't have to do anything; all you've got to do is monitor the monitor and you'll find out where they're going. That's what you've got an animal warden for, Joe.

Mr. DeMio – Hey, Mayor.

Mr. Batke – You're making a big deal out of this, Joe.

Mr. DeMio – I've got to tell you, this town is running pretty well if this is the complaint we're getting. And I mean it.

Bill Vassil – Oh, I've got other complaints...

Mr. DeMio – Oh, do you?

Bill Vassil – ...but I'm not going to bother with them.

Mr. Walker – I think we need Ace Ventura, Pet Detective.

Bill Vassil – I want to get rid of the pigeons, and so do my neighbors. I mean, I'll have them all up here if you want, next Council meeting.

Mr. Gallagher – Well, you know, the only thing I can think – Are these female pigeons? Because I'll put Biondillo on it.

Bill Vassil – Poor Joe. No, I have no idea and I don't give a darn, I just want them out. And I think – I mean, you know, if they go to the mall over here, I never saw any at Parmatown, I never saw a pigeon; I've been here since '75. Two years, that's it, all of a sudden, pigeons.

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

Unidentified Voice – No, you don't even see customers at Parmatown.

Bill Vassil – Well, wait a minute, I saw a lot of customers there the other day. It's okay.

Mr. Biondillo – Mr. Gallagher.

Mr. Gallagher – Mr. Biondillo.

Mr. Biondillo – I just wanted to remind you that I am happily married and I don't fool around with other pigeons.

Bill Vassil – Okay, well, I did my thing. Now, next Council meeting, if I don't hear anything, Joe, I will have a group of people up here and you can tell them your problem. I'm serious, I will.

Mr. Walker – Well, that's fine; I -- you know, I just don't know what to tell you. I don't know...

Bill Vassil – There has got to be somebody that knows what to do to get pigeons out.

Mr. Walker – Well, there's lots of methods to get pigeons out of buildings, but free flying pigeons around town, I don't – I mean, you get...

Bill Vassil – But they all go to one spot, Joe, that's all I'm trying to tell you, they go to one spot.

Mr. Walker – And where is that?

Bill Vassil – Pigeons multiply quickly.

Mr. Walker – What spot are they going to?

Bill Vassil – Uh, that a way.

Mr. Walker – I'll get with you after the meeting, you tell me where they're going.

Bill Vassil – Well, okay, I got a pretty good idea.

Mr. Walker – All right, we'll stalk them.

Bill Vassil – Sure you will.

Mr. Gallagher – Is that all, Mr. Vassil?

Bill Vassil – You want more?

Mr. Gallagher – You know what? Not tonight.

Bill Vassil – Just because you think you're a short-timer.

Mr. Gallagher – Is there anyone else in the audience that wants to follow Mr. Vassil? Is anyone capable of following Mr. Vassil?

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

Mr. Roth – Mr. Gallagher.

Mr. Gallagher – Mr. Roth.

Mr. Roth – I feel compelled to ask, just – the young lady in the back row, does another councilman here know what letter she is referring to? Who is it to, ma'am?

Anetra Latina Faison (from seat in audience) – I didn't mean to put anybody on the spot, I'll give them a chance to respond to it.

Mr. Roth – Oh, okay. That's nice of you. Okay.

Mr. Gallagher – If you'll wait – just wait until after our meeting, we'll be done here momentarily.

Mr. Roth – I don't want to put anybody on the spot, either, I just was curious if...

Anetra Latina Faison (from seat in audience) – (Unintelligible).

Mr. Roth – Okay. I'll let you handle it. Never mind, Mr. Gallagher.

Mr. Gallagher – Thank you. Anyone else?

(No comments)

**ORDINANCES AND RESOLUTIONS:**

**Ordinance No. 2009-002** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF STRONGSVILLE ADOPTED BY SECTION 1250.03 OF TITLE SIX, PART TWELVE OF THE CODIFIED ORDINANCES OF STRONGSVILLE TO CHANGE THE ZONING CLASSIFICATION OF CERTAIN REAL ESTATE LOCATED AT 12300 PROSPECT ROAD (PART OF PPN 392-12-025) IN THE CITY OF STRONGSVILLE FROM LB (LOCAL BUSINESS) CLASSIFICATION TO CS (COMMERCIAL SERVICE) CLASSIFICATION. (David & Tracy Justice, Owners. Proposed automobile repair establishment.) 1<sup>st</sup> rdg: 1-5-09. Favorable recommendation by Planning Commission 1-8-09.

**Second reading. Referred to Planning, Zoning and Engineering Committee.  
Public Hearing set for March 2, 2009.**

**Resolution No. 2009-009** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING 1.5 MILL TAX LEVY FOR THE PURPOSE OF CURRENT EXPENSES OF THE CITY OF STRONGSVILLE PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(A) AND 5705.191, REQUESTING THE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, 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.

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

**Resolution No. 2009-009 (cont'd):**

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

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

**Resolution No. 2009-009 ADOPTED.**

**Resolution No. 2009-010** by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING 2 MILL TAX LEVY FOR THE PURPOSE OF PROVIDING AND MAINTAINING A FULL-TIME FIRE DEPARTMENT AND THE PAYMENT OF PERMANENT FULL-TIME FIREFIGHTERS PURSUANT TO OHIO REVISED CODE SECTIONS 5705.19(I) AND 5705.191, REQUESTING THE COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, 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.**

**Resolution No. 2009-010 ADOPTED.**

**Ordinance No. 2009-011** by Mayor Perciak. AN ORDINANCE MAKING APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF STRONGSVILLE, OHIO, FOR THE YEAR 2009 AND REPEALING ORDINANCE NO. 2008-258.

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. 2009-011 ADOPTED.**

**Ordinance No. 2009-012** by All Members of Council. AN ORDINANCE ENACTING SECTION 238.09 OF CHAPTER 238 OF TITLE SIX OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE TO ESTABLISH A PUBLIC BIDDING THRESHOLD AMOUNT FOR EXPENDITURES OF THE CITY, 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: Ayes: DeMio, Dooner, Gallagher, Haseley, Daymut, Coyne.**

**Nays: Roth.**

**Motion carries.**

**Ordinance No. 2009-012 ADOPTED.**

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

**Resolution No. 2009-013** by Mayor Perciak and Mr. Dooner. A RESOLUTION AMENDING RESOLUTION NO. 2008-250 AND THE CITY'S PURCHASING POLICY, 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: Ayes: Gallagher, Haseley, Daymut, Coyne, DeMio, Dooner.**

**Nays: Roth.**

**Motion carries.**

**Resolution No. 2009-013 ADOPTED.**

**Ordinance No. 2009-014** by Mayor Perciak and Mr. Coyne. AN ORDINANCE REPEALING EXISTING CHAPTER 1246 AND ENACTING A NEW CHAPTER 1246 OF TITLE SIX OF PART TWELVE OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING THE ARCHITECTURAL REVIEW BOARD, AND DECLARING AN EMERGENCY.

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

**Ordinance No. 2009-015** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT AND TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 17960 PEARL ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. (Wilhelm)

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.**

Mr. Gallagher – The next three are the right-of-ways for the Pearl Road Project. Mr. Vassil, these three are the Pearl Road Project, I thought you'd want to know. Call the roll, please.

Bill Vassil – It's two years too late.

Mr. Gallagher – Call the roll, please.

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

**Ordinance No. 2009-015 ADOPTED.**

**Ordinance No. 2009-016** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT AND TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 18600 DRAKE ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. (Prchlik)

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

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

**Ordinance No. 2009-016 (cont'd):**

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

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

**Ordinance No. 2009-016 ADOPTED.**

**Ordinance No. 2009-017** by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE AGREEMENT AND TEMPORARY WORK EASEMENT FOR REAL PROPERTY LOCATED AT 19155 DRAKE ROAD IN CONNECTION WITH THE PEARL ROAD WIDENING PROJECT, AND DECLARING AN EMERGENCY. (Miller)

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. 2009-017 ADOPTED.**

**Ordinance No. 2009-018** by Mayor Perciak and Mr. Daymut. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF HARDWARE AND SERVICES IN SUPPORT OF THE CITY'S NETWORKED ATTACHED STORAGE, DATA BACKUP AND DISASTER RECOVERY SYSTEMS, 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 for adoption by Mr. DeMio, second by Mr. Coyne.**

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

**Ordinance No. 2009-018 ADOPTED.**

**Ordinance No. 2009-019** by Mayor Perciak and Mr. Daymut. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO STATE OF OHIO ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF EQUIPMENT, SUPPLIES, INSTALLATION, MAINTENANCE, REPAIRS AND OTHER SERVICES FOR THE CITY-WIDE RADIO COMMUNICATIONS SYSTEM, 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. 2009-019 ADOPTED.**

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

**Ordinance No. 2009-020** by Mayor Perciak and Mr. Gallagher. AN ORDINANCE RATIFYING AND APPROVING THE FILING OF AN APPLICATION ON BEHALF OF THE CITY OF STRONGSVILLE FOR FUNDING FROM THE OHIO DEPARTMENT OF TRANSPORTATION UNDER THE SPECIALIZED TRANSPORTATION PROGRAM FOR THE PURCHASE OF A VEHICLE TO PROVIDE TRANSPORTATION SERVICES TO THE ELDERLY AND PERSONS WITH DISABILITIES; 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. 2009-020 ADOPTED.**

**COMMUNICATIONS, PETITIONS AND CLAIMS:**

None.

**MISCELLANEOUS BUSINESS:**

None.

**ADJOURNMENT:**

There being no further business to come before this Council, the meeting was declared adjourned by Council President Gallagher at 8:42 p.m.

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

February 2, 2009  
Approval Date