

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON OCTOBER 6, 2008

The Council of the City of Strongsville met in the Caucus Room at the Strongsville Communications Center, 13213 Pearl Road, on Monday, October 6, 2008 at 7:00 p.m.

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

The following Committees met to review legislation on the agenda:

Planning, Zoning and Engineering Committee: Chairman Haseley recommended that Resolution 2008-185, approving an amended development plan for Westfield Southpark Mall to permit construction of a day care facility, be placed on third reading this evening. Suspension and adoption was recommended for Resolution 2008-200, the Webster Road Assessment Project. Mr. Haseley also recommended suspension and adoption for Ordinance 2008-209, accepting for dedication certain lands within Baker's Creek subdivision, and for Ordinance 2008-210, approving Change Order No. 1 for an increase in the contract price between the City and Linward Electric, Inc. in connection with the Pearl Road and Strongsville Boulevard Signal Installation Project.

Recreation and Community Services Committee: Chairman Gallagher recommended that Ordinance 2008-188, authorizing the Mayor to accept the transfer of Quality Community Partnership's ownership interest in two light transit narrow body vehicles and enter into an agreement with ODOT regarding the continued operation and maintenance of those vehicles in order to continue to provide transportation services to the elderly and disabled, be amended by substitution this evening due to a minor change in the agreement with ODOT, and then adopted as amended.

Finance Committee: Chairman Coyne recommended suspension and adoption for Ordinance 2008-211, authorizing the transfer of certain unclaimed forfeited funds and other unclaimed escrow funds or deposits held by the City to the General Fund. Councilman Daymut asked if all parties had been notified of the intent to transfer unclaimed funds. The Law Director and the Finance Director assured the Council that the appropriate measures have been taken regarding notification of unclaimed funds and the transfer thereof.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinances 2008-212, 2008-213, 2008-214, 2008-215 and 2008-216, all dealing with entering into contracts for work to be done in connection with the renovations and addition to the Strongsville Police Department Facility. Mr. Roger Riachi summarized the winning bids and the cost savings for the project. Mr. DeMio also recommended suspension and adoption for Ordinance 2008-217, entering into a contract to provide for a health and wellness program for City Fire Department personnel.

Committee-of-the-Whole: Council President Gallagher recommended suspension and adoption this evening for Ordinance 2008-220, in connection with tax increment financing for public improvements for Royalton and Howe Roads.

Public Service and Conservation Committee: Chairman Dooner recommended suspension and adoption for Ordinance 2008-218, amending Ordinance 2008-184 to authorize the Mayor to enter into a revised real estate agreement with ODOT in connection with the widening and reconstruction of Pearl Road South from approximately Drake Road to Shurmer Road. Suspension and adoption was also the recommendation for Resolution 2008-219, granting permission to repurchase certain certificates for burial rights in the Strongsville Municipal Cemetery.

Economic Development and Technology Committee: Chairman Daymut stated he would report on the Business Network Breakfast meeting and on the last committee meeting on the Council floor.

President Gallagher asked if any of the Council members had any questions and or issues to be brought to the attention of any of the department directors.

A discussion took place regarding the Action Request process and ways to improve the program so that requests are properly recorded, responded to and tracked.

Councilman DeMio moved to adjourn from open session into executive session [Article XI, Section 9, City Charter] for the purpose of discussing personnel matters. The motion was seconded by Councilman Daymut. Roll Call: All ayes. Motion carried. Council adjourned into executive session at 7:38 p.m. with the following members present: Coyne, Daymut, DeMio, Dooner, Gallagher, Haseley and Roth. A motion was made by Mr. DeMio, seconded by Mr. Haseley, and unanimously approved to conclude the Executive Session at 7:55 p.m. and reconvene in open session.

MINUTES OF THE REGULAR STRONGSVILLE COUNCIL MEETING HELD ON OCTOBER 6, 2008 IN THE COUNCIL CHAMBERS AT THE 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.

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; Eugene P. Magocky, Economic Development Director; Robert Moody, Chief of Fire; John Bedford, Communications and Technology Director; Ken Mikula, City Engineer; Anthony J. Biondillo, Building Commissioner; and Steve Kilo, Recreation Director.

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting of September 2, 2008 and the Minutes of the Regular Council Meeting of September 15, 2008 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

Mr. Gallagher – I would like to open the floor for nominations to fill the President of Council Pro Tem position.

Mr. Coyne – Mr. Gallagher, I will place the nomination of Joe DeMio for President Pro Tem of Council.

Mr. Gallagher – I have the nomination of Mr. DeMio; are there any others?

(No comments)

Mr. Gallagher – I will close the floor to nominations. Do I have a motion to appoint Mr. DeMio?

Moved by Mr. Coyne, seconded by Mr. Dooner, to appoint Councilman DeMio as President of Council Pro Tem. All members present voted aye and the motion carried.

At this time, Mayor Perciak administered the Oath of Office of President of Council Pro Tem to Joseph C. DeMio.

(Applause)

Mr. Gallagher – Thank you, Mayor. Any other appointments or confirmations?

Mayor Perciak – None this evening, sir.

Mr. Gallagher – Thank you.

REPORTS OF COUNCIL COMMITTEES;

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Gallagher: I attended the last meeting of the Board and there was a change in retirement plan for the employees that, again, unfortunately, I was the only no vote on that; I thought it was a little quick and a little too in-depth for the people to understand exactly what we were doing in changing the rules in midstream for ninety percent of the people. But needless to say, that that was adopted by the Board and everything else we were told we had to keep in secret, so I have nothing else to report from that meeting.

Mr. DeMio – No secret?

Mr. Gallagher – Well, it's some press release stuff that will be coming out that's good stuff, but I can't talk about it until they release it, so. I wish I could, but I'm not allowed to. So that's all I have, unless you have any questions.

Mayor Perciak – Well you created the suspense.

Mr. Gallagher – It's good news, it's good news from Southwest General.

SCHOOL BOARD – Mr. Roth: Thank you, Mr. Gallagher. There will be a report forthcoming after, I believe, the October 16th Regular School Board Meeting.

Mr. Gallagher – Any questions for Mr. Roth?

(None)

Mr. Gallagher – Thank you, Mr. Roth.

RECREATION AND COMMUNITY SERVICE – Mr. Gallagher: Ordinance 2008-188 is before Recreation this evening; recommendation is adoption of the transfer of two light transit vehicles to the ODOT to provide transportation services to persons with disabilities and the elderly. Recommendation is to amend that by substitution and adopt as amended, and that's all before Recreation this evening. If you have any questions, I'll answer those.

(None)

PUBLIC SERVICE AND CONSERVATION – Mr. Dooner: We have Ordinance No. 2008-218 by Mayor Perciak, the committee is recommended suspend and adopt; it's an ordinance amending to authorize the Mayor to enter into a revised real estate agreement with the Ohio Department of Transportation in connection with the widening and reconstruction of Pearl Road south from approximately Drake Road to Shurmer Road and declaring an emergency. We also have – we're recommending suspension and adoption of Resolution No. 2008-219; this is a resolution granting permission to repurchase certain certificates for burial rights in the Strongsville Municipal Cemetery. And that's all we have at this point.

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

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SAFETY AND HEALTH – Mr. DeMio: We did have an extensive committee meeting tonight going over the agenda, primarily with the police station, the future expansion. But before I get to that, I will do the easy one, 2008-217, which is part two of a grant from the Clinic that will keep everybody healthier and a little bit more well, if you will, when it comes to our Fire Department for personnel, so that's suspension and adoption. I'm really going to ask – and I hope the Mayor doesn't mind – I'll ask the Mayor to go over the numbers and the tremendous amount of savings, the awesome amount of savings that we were able to achieve doing the bids a second time, if you will. I have these ordinances that the Mayor is going to highlight, and the reason I'm putting him on the spot, it's so good to have someone that really, truly understands the numbers and how important it is, the awesome amount of savings that we created by doing this bid process a second time. And what the Mayor will be referring to is 2008-212 through 2008-216. So Mayor, sorry for the impromptu, I just think that this is your absolute strong – the strongest thing that's happened primarily in the Police Department in decades.

Mayor Perciak – Thank you, Councilman DeMio and Mr. President. The re-bidding process was one that was lengthy; the original bids that came in were totally unacceptable. After discussing the bids with our Finance Director, Mr. Batke, and our Law Director, Mr. Kraus, we realized very quickly that not only were they out of budget, but they did not comply with the Ohio Revised Code. The bids that we have received which are being submitted to Council tonight for their approval -- First of all, the original bids came in eighteen percent higher in the original cost estimates. Now the Finance Director immediately advised me that that is totally unacceptable and not only did I know they were unacceptable, I knew at that point we had to start all over. So today the bids that are before you for ratification saves us approximately \$700,000, so they are \$700,000 less than the bids we received earlier on. Thank you, Mr. DeMio.

Mr. DeMio – Thank you, Mayor, and the reason I wanted you to go over that is because, you know, some people want to know why we took the time and threw out the original bids and \$700,000 is an awesome amount of money to save and we could do so much more with that \$700,000. And I want to thank you from the committee, I want to thank our Finance Director and our Law Director and Roger Riachi, RFC; you guys did an awesome job and I want the public to know that on this committee. And I mean that from the bottom of our hearts, it really saves us not only dollars, it puts even more trust in what we do to the folks, for the money that the folks dearly pay on their taxes. So I'm going to close the committee, unless someone else has anything to request.

Mr. Gallagher – Joe, one more, 217.

Mr. DeMio – Yeah, I talked about that originally.

Mr. Gallagher – Oh, did you? I'm sorry. Thank you. Any questions for Mr. DeMio?

(None)

Mr. Gallagher – Thank you, Joe.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING – Mr. Haseley: Thank you Mr. Gallagher. Planning, Zoning and Engineering met this evening with the following recommendations: Resolution 2008-185, place on third reading, back to Committee; Resolution 2008-200, recommendation is to suspend and adopt; Ordinance 2008-209, suspend and adopt; likewise, Ordinance 2008-210, suspend and adopt. That concludes my report; I'll answer any questions if anybody has any.

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

(None)

FINANCE - Mr. Coyne. Thank you Mr. Gallagher. The Finance Committee met this evening and we unanimously wanted to move forward Ordinance 2008-211, so that recommendation is adoption. Other than that, that's all I have this evening.

Mr. Gallagher – Questions for Mr. Coyne?

(None)

ECONOMIC DEVELOPMENT AND TECHNOLOGY – Mr. Daymut. Thank you Mr. Gallagher. Economic Development did meet briefly this evening; we have no ordinances or resolutions on this evening's agenda.

We did meet on Monday, September 22nd, here in the Communications Center and at that particular meeting we welcomed four new members to our committee, and we appreciate them taking the time to become members of our committee and participate in our economic development here in the City of Strongsville. We received a tech committee report from Ed Oliveros, who keeps us up on what's happening with the County and the State. Our business survey as far as the retail and services is proceeding; we will have a focus group and Ohio State come up on Friday, this October 10th, at 2 p.m. here at the Communications Center to develop that survey. Discussed the Foltz Extension Parkway all the way to Boston Road; I'd like to applaud the Mayor, Gene Magocky and Brent Painter for going to Columbus and applying for funds for that, and hopefully we will hear something positive on that in the near future. And we also set our goals, some brief goals for 2008 and 2009. Our next meeting of the committee will be Monday, October 27th, at 7 p.m. here at the Communications Center.

I'd like to also give a brief report on our breakfast meeting of the 25th. Again, I'd like to thank PayAmerica for sponsoring that particular breakfast. Our featured speaker was Joseph Hobritch from the Federal Reserve Bank of Cleveland; the topic was Economic Outlook for 2009. It was probably the best-attended meeting we have ever had and have ever sponsored. And I think probably where we find ourselves today that it was very good that we had that particular speaker to at least address some of the issues that are of concern to our business partners. And I believe that's all I have this evening, Mr. Gallagher. Thank you very much.

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

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

BUILDING AND UTILITIES – Mr. Roth. Thank you Mr. Gallagher. There are no ordinances or resolutions.

I just want to take this moment to – well, after – to thank Mr. Walker; after eighteen months of nuisance outages the Illuminating Company is in Candlelight replacing lines; there have been no outages for the last two weeks, not even for a minute. So my neighbors in my area over there are very thankful.

I'd like to thank Mr. Biondillo also for investigating and being on top of possible plans for a home on Idlewood Trail, and he's checking into this and making sure that everything is in its proper order, proper certifications and permits and notices are going to be achieved first before anything becomes a reality. So thank you, Mr. Biondillo. That's all, Mr. Gallagher.

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

(None)

Mr. Gallagher – And Mark, I just have one thing. I did call after the last meeting; I called Mr. Hogan with First Energy and explained the problems that you were having over there. I don't know, but I would imagine he was a big part of them getting over there, also.

Mr. Roth – Thank you very much.

COMMITTEE OF THE WHOLE – Mr. Gallagher: Ordinance 2008-220 is an ordinance to establish a municipal public improvement tax increment fund and the recommendation of the Committee was suspension and adoption for this evening. I'll answer any questions that you may have.

(None)

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

Mayor Perciak – Thank you, Mr. President; just one item this evening. The Finance Director and myself have instructed all the directors here to begin the budgeting process for the year 2009. The directors will be meeting in a special meeting on October 17th to review the materials submitted and the Finance Director has also spoken with the Chair of the Finance Committee, Mr. Coyne, and we will be asking for a meeting of the Finance Committee here as soon as the budget is finished. At that point, we will – I shouldn't say finished; as soon as it is ready for the first draft so that we can start working with Council on that. Our objective because of what's going on in the economy today is to have this budget in front of the Council as soon as possible so that we can work on this and formulate where we're going here in 2009 as quickly as possible. Everything we read in the newspapers today and of course, what we're experiencing in our own homes dictates that we really have to focus very, very carefully on all the numbers for next year, and that is why we are beginning this process so early. Thank you, Mr. President.

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

(None)

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

FINANCE DEPARTMENT - Mr. Batke: Thank you, Mr. President, I appreciate that. And the Mayor is correct, we will be meeting with all of the directors on the 17th to get their take on what they see for next year and, needless to say, it is at an extremely crucial time that we are all aware of what's happening, so we want to be in front of it, as opposed to being behind, so we're going to try and do that. I appreciate your efforts. To that end, I would just have to say funds will be made available for all of the ordinances and resolutions on this evening's agenda requiring certification of funding and up for adoption. Thank you.

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

(None)

LAW DEPARTMENT – Mr. Kraus: Thank you, Mr. President. The Law Department is pleased to report that our Eighth District Court of Appeals has unanimously affirmed the trial court's decision to deny a motion to intervene that had been attempted to be filed by three residents in their efforts to obstruct the implementation of a settlement in the Visconsi litigation that has resulted in the project that's proceeding on Royalton Road.

I would also note that all ordinances and resolutions before City Council this evening are in proper legal form. Thank you.

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

(None)

AUDIENCE PARTICIPATION:

Mr. Gallagher – This is the portion of the evening where we have audience participation. Those in the audience wishing to come to make a statement before Council, you're more than welcome and we encourage it. When you come to the podium if you would state your name and address for our record, we would appreciate that. First on the list, I have Cindy Berezney.

Cindy Berezney, Manager, Strongsville Branch Library, Westwood Drive – Thank you very much. I am Cindy Berezney and I am the manager of the Strongsville Branch Library on Westwood Drive. Thank you so much for giving me the opportunity to speak with you this evening. I've been the manager of the Strongsville Branch Library for a little over two years now. I am very proud to be at the Strongsville Branch of the Cuyahoga County Public Library for a number of reasons. This branch happens to be the busiest branch in the system and the Cuyahoga County Public Library system is one of the top rated library systems in the nation. This system consists of half a million card holders, which is about eighty five percent of all Cuyahoga County residents. The system had 7.2 million customer visits last year. Many other factors go into Cuyahoga County Public Library being one of the highest rated systems in the country. Circulation is certainly one of them. In 2007, CCPL circulated almost sixteen and a half million items out of our twenty eight branches, which serve forty seven communities throughout the county. Additionally, the library system has a ninety three percent customer satisfaction rating; that's very good and has gone up in recent years. The library has over 3.4 million books, magazines, CDs, DVDs, audio books and other materials in our collections.

AUDIENCE PARTICIPATION (cont'd):

Cindy Berezney (cont'd) - The Cuyahoga County Public Library system offers an impressive range of services to our communities. These include free internet access, as well as access to electronic resources on a wide range of topics, wireless connectivity in all of our buildings, extensive free programming for all ages from infants to seniors, meeting rooms available for public use, the chance to borrow materials from other libraries throughout the state and even throughout the country, a toy library collection of over six hundred age appropriate toys which can be ordered through the catalog into any branch in the system, downloadable materials, our Know It Now 24/7 virtual reference service, homework centers, new baby and kindergarten kits, a career center, computer classes for the public, and the list just goes on and on. Cuyahoga County Public Library strives to be an integral part of the 47 communities that it serves. We are all committed to meeting and exceeding our customers' expectations. Having described to you what a fantastic library system that you have in your community, I just wanted to make you aware that on November 4th voters in the forty seven communities in Cuyahoga County served by this system will decide on a vitally important ballot issue for Cuyahoga County Public Library. This issue, which is Issue 127, will provide essential resources for keeping our county library strong, up to date and able to provide excellent service to our community. Issue 127 represents nearly half of our operating budget and is the only local support for Cuyahoga County Public Library. Our current local operating support will expire, so we must go to the ballot. The library must take care of its twenty eight branches and administration building and maintain up to date technology in order to continue excellent service delivery. Additionally, in the past five years our circulation system-wide has increased twenty one percent, making it difficult to keep up with demands for library materials. Demand for educational programs for children, teens, families, job seekers and seniors are filled to capacity and we must be able to increase these services. With the funds from Issue 127, the library can continue to provide up to date books, research and reference sources, magazines, CDs, DVDs, audio books and other materials residents want and need. With these funds, the library can keep program and services intact for people of all ages. To meet the demand of our communities, we are requesting a 2 mill replacement of our current support, plus a new half mill. Even after passage, residents in the county library service district will have a lower tax rate of any other library system in the county. The Cuyahoga County Public Library is indeed an essential part of this community and we want to keep it that way. Issue 127, which will be on the ballot on November 4th, will protect our library's future. Thanks so much for your time and for your support. Thank you.

Mr. Gallagher – Thank you, Cindy. Pat.

Patrick Gale, 8396 Barton Drive, Strongsville – Patrick Gale, 8396 Barton Drive in the City of Strongsville. On behalf of the St. Francis of Assisi Council here in the City of Strongsville, I'd like to invite you, Mr. Mayor, Mr. President and the members of Council to participate in our annual Pajama Drive that will be taking place on October 25, 2008 at the Strongsville Recreation Center. We will be collecting pajamas for the pajama project. The main focus of the pajama project organization is to provide love and comfort to kids who are living in a very difficult situation through no fault of their own, and through their organization they provide hope that tomorrow will be a better day for the children. So I invite you and all the members of the City of Strongsville to come and join us on this important day. Thank you.

Mr. Gallagher – Thank you, Pat. There is no one else signed in this evening; I don't know if there is anyone in the audience that wishes to speak. If you would come forward, please. Hi, how are you?

AUDIENCE PARTICIPATION (cont'd):

Annie Morino, 18238 Oliver Drive, Strongsville – Hi, my name is Annie Marino; I live at 18238 Oliver Drive, Strongsville, Ohio, and I'm here tonight to talk to you about my Gold Award. I am a senior at Strongsville High School and I am a Girl Scout in Troop 578 and the Gold Award, I'm not sure if you're familiar with, is similar to the Boy Scout Eagle Scout Award as it's the highest award a girl scout can earn as a youth scout. And my project from the beginning has been voting. And last year I took a government class and I saw statistics that a million kids 18 to 25 voted, or something of that sort; it was a very low number for the nation. And I thought to myself, well that's very dismal compared to how many kids actually live in this country and actually care about the elections and actually care about the issues. So my project was to register every eligible senior at Strongsville High School to vote. I went to our senior English classes and I registered fifty kids to vote this year and a majority of the kids in the classes were already registered, which is very good. And over Cuyahoga County I registered 75 people to vote. Now the hard part; I have to get them to actually vote. How I'm trying to do this is I am planning a rally at my school, at Strongsville High School, it's going to be called Rally for a Voice – Making a Difference, Not Excuses, and I've invited all the kids at Strongsville nine through twelve, anyone who is actually interested in the election, anyone who is looking for information about voting, about the issues. And I would like to invite everyone at the Council and the Mayor and the President to come and attend and address any of the questions that the kids may have. Some of the ways I'm attracting the kids to come is I have invited three garage bands to come and play, their names are The New Deal, Shutup Lunchbox and The Whenever Plan; I have also offered a raffle for a fifty dollar gas card to represent the issue of energy; the rest of the raffle prizes are also going to be issue related, they're going to be less cost, so they're going to be a little bit silly, but that will get them to come. And I've also offered free food and things like that. And then I've invited Matt Patten and Tom Patton to come and talk to the kids about the issues and each of them has donated fifty dollars towards my raffle. The hard part is, this may not happen. The school, to hire custodians for the night, will be about \$240 and I've also been aware that I need police officers to, you know, keep the peace and make sure nothing is out of hand, which I have no problem with. I am only one person, I am a teenager. And there has – I've gotten good responses and bad responses. I worked with the legal (unintelligible) and the Cuyahoga County Board of Elections and they both are very supportive of the project; they think what a great idea, what a great idea to get kids to vote and get interested. And I really assure you there are a lot of kids in Strongsville that are interested in voting and interested in this election; I've had about forty kids sign up to come. But the hard part is, I really – Some of the responses I have gotten are, well you're a teenager, we're not really sure if we can give you this building, we're not sure if we can give you the money because you're just a teenager and we're not real sure how responsible you are. And I really am trying to do my Gold Award and...

Mr. Gallagher – Hey, Annie. Hey Mayor, do you think you can help Annie out here?

Mayor Perciak – Well, I think we can. Annie, how about you just call my office tomorrow and we'll see what assistance we can give you. But as far as the use of the school facilities, of course, you have to go through the proper offices.

Annie Morino – And I have; luckily, they have given me the school, I just have to make sure I can pay the custodians and I also have received a donation from my uncle that will cover that. My biggest problem right now is to cover the cost of food and to cover the cost of police officers. I invited Officer Don, Officer Greg and Officer Cadillac, officers that the kids know, to come, whether on their own time or as police officers, but I do need officers.

AUDIENCE PARTICIPATION (cont'd):

Annie Morino (cont'd) - And I thank Joseph DeMio for helping us contact Matt Patten and Tom Patton; I really don't think I could have gotten them without Mr. DeMio.

Mayor Perciak – When is your event?

Annie Morino – My event is October 18th, it's a Saturday, from 6-9 p.m. and it will be at the High School in the cafeteria. Are there any questions from the Council? I can answer them as best I can.

Mr. Gallagher – That's a great project.

Annie Morino – Thank you.

Mr. Gallagher – See, when I could first vote, I woke up – it was a very big day in our house and my dad actually made me breakfast and as I ate breakfast – and that never happened, by the way, the paper was all put out and everybody I was to vote for was circled. So I think there was something illegal.

(Laughter)

Mr. DeMio – It's still going on.

(Laughter)

Mr. Gallagher – So I hope you can change that horrible cycle.

Mr. DeMio – Mike, I just want to know; did your dad circle your name or not?

Mr. Gallagher – No; Judge Patton was first.

Mr. DeMio – Okay. Judge Patton? Of course.

Mr. Gallagher – Annie, good luck.

Annie Morino – Thank you.

Mr. Gallagher – Thanks for coming.

Mr. DeMio – And it was my pleasure, by the way; no problem.

Annie Morino – I really need the help of the community because it's for the community because kids are going to be voting for their issues, they're going to be voting for our taxes; I really need your support. So thank you for your time.

Mr. Gallagher – Thank you.

Mayor Perciak – You're welcome.

Mr. Gallagher – Is there anyone else wishing to speak before Council this evening?

(No comments)

ORDINANCES AND RESOLUTIONS:

Resolution No. 2008-185 by Mayor Perciak and Mr. Haseley. A RESOLUTION APPROVING AN AMENDED DEVELOPMENT PLAN FOR WESTFIELD SHOPPING-TOWN SOUTHPARK MALL TO PERMIT CONSTRUCTION OF A DAY CARE FACILITY; AND DECLARING AN EMERGENCY. 1st rdg: 9-2-08. 2nd rdg: 9-15-08.

Third reading; referred to Planning, Zoning and Engineering Committee.

Ordinance No. 2008-188 by Mayor Perciak and Mr. Gallagher. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT THE TRANSFER OF QUALITY COMMUNITY PARTNERSHIP'S OWNERSHIP INTEREST IN TWO LIGHT TRANSIT NARROW BODY VEHICLES AND ENTER INTO AN AGREEMENT WITH THE OHIO DEPARTMENT OF TRANSPORTATION REGARDING THE CONTINUED OPERATION AND MAINTENANCE OF SUCH VEHICLES IN ORDER TO CONTINUE TO PROVIDE TRANSPORTATION SERVICES TO THE ELDERLY AND PERSONS WITH DISABILITIES, AND DECLARING AN EMERGENCY. 1st rdg: 9-2-08.

Motion by Mr. DeMio to amend the Ordinance by substitution to include a revised agreement, second by Mr. Coyne. All members present voted aye and the motion carried.

Motion by Mr. DeMio to adopt as amended; second by Mr. Coyne.

Roll Call: All ayes. Motion carries.

Ordinance No. 2008-188 ADOPTED.

Resolution No. 2008-200 by Mayor Perciak and All Members of Council. A RESOLUTION DECLARING IT NECESSARY TO IMPROVE WEBSTER ROAD AND CERTAIN OTHER STREETS AND EASEMENTS BETWEEN CERTAIN TERMINI BY CONSTRUCTING SANITARY SEWERS AND MANHOLES, INSTALLING SANITARY SEWER SERVICE CONNECTIONS, AND REPLACING, WHERE NECESSARY, PAVEMENT, DRIVEWAYS AND CULVERTS, ALL TOGETHER WITH THE NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY. 1st rdg: 9-15-08.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-200 ADOPTED.

Ordinance No. 2008-209 by Mr. Haseley. AN ORDINANCE ACCEPTING CERTAIN LANDS WITHIN BAKER'S CREEK SUBDIVISION FOR DEDICATION TO PUBLIC USE; ACCEPTING CERTAIN PUBLIC UTILITIES CONSTRUCTED THEREIN AND AUTHORIZING AND DIRECTING THE ACTS REQUIRED IN FURTHERANCE THEREOF, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-209 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2008-210 by Mayor Perciak and Mr. Haseley. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN INCREASE IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND LINWARD ELECTRIC, INC., IN CONNECTION WITH THE PEARL ROAD AND STRONGSVILLE BOULEVARD SIGNAL INSTALLATION PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-210 ADOPTED.

Ordinance No. 2008-211 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR AND DIRECTOR OF FINANCE TO TRANSFER CERTAIN UNCLAIMED FORFEITED FUNDS AND OTHER UNCLAIMED ESCROW FUNDS OR DEPOSITS HELD BY THE CITY TO THE GENERAL FUND, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-211 ADOPTED.

Ordinance No. 2008-212 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR GENERAL TRADES WORK IN CONNECTION WITH THE RENOVATIONS AND ADDITION TO THE STRONGSVILLE POLICE DEPARTMENT FACILITY PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-212 ADOPTED.

Ordinance No. 2008-213 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR FIRE PROTECTION WORK IN CONNECTION WITH THE RENOVATIONS AND ADDITION TO THE STRONGSVILLE POLICE DEPARTMENT FACILITY PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-213 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2008-214 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR PLUMBING WORK IN CONNECTION WITH THE RENOVATIONS AND ADDITION TO THE STRONGSVILLE POLICE DEPARTMENT FACILITY PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-214 ADOPTED.

Ordinance No. 2008-215 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR HEATING, VENTILATING AND AIR CONDITIONING WORK IN CONNECTION WITH THE RENOVATIONS AND ADDITION TO THE STRONGSVILLE POLICE DEPARTMENT FACILITY PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-215 ADOPTED.

Ordinance No. 2008-216 by Mayor Perciak and All Members of Council. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR ELECTRICAL WORK IN CONNECTION WITH THE RENOVATIONS AND ADDITION TO THE STRONGSVILLE POLICE DEPARTMENT FACILITY PROJECT, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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 – Discussion?

Mr. Roth – Yes, Mr. Gallagher.

Mr. Gallagher – Mr. Roth.

Mr. Roth – Which option are we taking here?

Mr. Kraus – Mr. President, can I answer Mr. Roth? The Ordinance as presently drafted incorporates all of the various recommendations that you saw in Mr. Riachi's letter, namely Alternates 1, 2 and 3 are all in there, which means that London Road Electric Company is the lowest and best bidder for both the base and all the options at \$2,164,632. That's what's before Council.

Mr. Roth – Thank you, Mr. Kraus.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2008-216 (cont'd):

Mr. Gallagher – Okay, Mark?

Mr. Roth – Yes. Because, you know, it made a difference.

Mr. Gallagher – Okay. Any further questions?

(None)

Roll call: All ayes. Motion carries.

Ordinance No. 2008-216 ADOPTED.

Ordinance No. 2008-217 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT TO PROVIDE FOR A HEALTH AND WELLNESS PROGRAM FOR CITY FIRE DEPARTMENT PERSONNEL, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-217 ADOPTED.

Ordinance No. 2008-218 by Mayor Perciak. AN ORDINANCE AMENDING ORDINANCE NO. 2008-184 TO AUTHORIZE THE MAYOR TO ENTER INTO A REVISED REAL ESTATE AGREEMENT (NO. 22092) WITH THE OHIO DEPARTMENT OF TRANSPORTATION IN CONNECTION WITH THE WIDENING AND RECONSTRUCTION OF PEARL ROAD SOUTH (U.S. 42) FROM APPROXIMATELY DRAKE ROAD TO SHURMER ROAD, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-218 ADOPTED.

Resolution No. 2008-219 by Mr. Dooner. A RESOLUTION GRANTING PERMISSION TO REPURCHASE CERTAIN CERTIFICATES FOR BURIAL RIGHTS IN THE STRONGSVILLE MUNICIPAL CEMETERY. (Piazza)

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-219 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2008-220 by Mayor Perciak and All Members of Council. AN ORDINANCE DECLARING IMPROVEMENTS TO CERTAIN PARCELS OF REAL PROPERTY TO BE A PUBLIC PURPOSE, DESCRIBING THE PUBLIC IMPROVEMENTS TO BE MADE TO DIRECTLY BENEFIT SUCH PARCELS, REQUIRING THE OWNERS OF THE IMPROVEMENTS ON SUCH PARCELS TO MAKE SERVICE PAYMENTS IN LIEU OF TAXES, AND ESTABLISHING A MUNICIPAL PUBLIC IMPROVEMENT TAX INCREMENT EQUIVALENT FUND FOR THE DEPOSIT OF SUCH SERVICE PAYMENTS, ALL PURSUANT TO OHIO REVISED CODE SECTIONS 5709.40, 5709.42 AND 5709.43, AND DECLARING AN EMERGENCY.

Motion by Mr. DeMio to suspend the rules requiring every ordinance or resolution to be read of 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. 2008-220 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

Application for Liquor Permit – NEW – C2 – To: Robert E. McGrath, Inc., *dba Olympia Candies, 11606 Pearl Road*, Strongsville, OH 44136. (Responses must be postmarked no later than 10/14/2008)

No objections by Council to the above application were noted.

MISCELLANEOUS BUSINESS:

Mr. Gallagher – Miscellaneous business?

Mr. DeMio – I have one.

Mr. Gallagher – Mr. DeMio?

Mr. DeMio – Everyone voted for all the ordinances; there were no nos.

Mr. Gallagher – Then let's get out of here while we're ahead.

ADJOURNMENT:

There being no further business to come before this Council, the meeting was declared adjourned by Council President Gallagher at 8:45 p.m.

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

October 20, 2008
Approval Date