

SUMMARY OF CAUCUS DISCUSSION AND MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON JULY 21, 2014.

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, July 21, 2014 at 7:30 p.m.**

Present: Council Members: Jim Carbone, Michael J. Daymut, Joseph C. DeMio, Kenneth M. Dooner, J. Scott Maloney, Matt Schonhut, and Duke Southworth. Also Present: Clerk of Council Aimee Pientka. Administration: Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph Dubovec, Economic Development Director Brent Painter, Service Director Joseph M. Walker, Communications and Technology Director John Bedford, Assistant Building Commissioner Keith Foulkes, City Engineer Ken Mikula, Human Resources Director Steve Kilo, Recreation and Senior Services Director Bryan V. Bogre, Fire Chief Jeff Branic, and Police Chief James Kobak.

Absent: Public Safety Director Charles Goss.

Councilman Ken Dooner arrived in caucus at 7:38 p.m.

Council President Daymut called the caucus to order at 7:30 p.m.

The following Council Committees met to review legislation on the agenda:

Recreation and Community Services Committee: Chairman Southworth recommended adoption of Ordinance No. 2014-127, establishing new annual membership fees and payment procedures for the Walter F. Ehrnfelt Recreation Center.

Finance Committee: President Daymut recommended Resolution No. 2014-134 be placed on second reading. This pertains to property nuisance abatements for levy and collection.

Public Service and Conservation Committee: Chairman Carbone recommended suspension and adoption for Ordinance No. 2014-138, a contract for the purchase of one Jacobsen AR522 mower, not to exceed a cost of \$37,000.00, for use by the Service Department. This includes a trade-in of an obsolete Jacobsen HR511 mower, valued at \$5,000.00. The City received various donations from the Strongsville Soccer Club, Strongsville Baseball Association, and the Strongsville Football League totaling \$10,500.00. Mayor Perciak stated the net price would be \$26,500.00. Mr. Carbone stated that this ordinance would need all seven votes of council to pass. Suspension and adoption was also recommended for Ordinance No. 2014-139, authorizing the purchase of two Western Star 4700SF tandem axle cab and chassis units for use by the Service Department. The cost is not to exceed \$209,566.00. Lastly, Ordinance No. 2014-140 is a contract for the purchase of two stainless steel combination dump body spreaders and related snow and ice control equipment packages for use by the Service Department. The cost is not to exceed \$152,582.54. The recommendation is to suspend and adopt.

Planning, Zoning and Engineering: Chairman Maloney stated that Ordinance No. 2014-132 received favorable recommendation from the Planning Commission and will be placed on second reading with a public hearing set for September 2, 2014. This is amending Section 1240.08(c)(2), and subsections of 1258.03, 1258.05, 1258.11, 1258.13 and 1258.14 of Chapter Twelve of the Codified Ordinances, which pertains to automotive use in general business and motorist service districts. Mayor Perciak commented that the city needs to separate any type of automotive service, such as a Goodyear Store (a tire store) from motor service, which includes the sale of gasoline. Mayor Perciak referenced other companies like Costco, Giant Eagle, and Wal-Mart that have gotten into the gasoline business; and we do not want to encourage others to get into the gasoline business at that location. Therefore, amending this section of the code will help to deal with this situation in an

appropriate way. Ordinance No. 2014-141 is authorizing the Mayor to enter into a contract for removal and replacement of asphalt pavement. The lowest bidder was Karvo Paving at \$927,272.10. The recommendation is to suspend and adopt. Mayor Perciak commented that a construction meeting with Karvo Paving has been scheduled for the Thursday, July 24, 2014. The hope is to begin with Lunn Road first since school opens on August 20th. Ordinance No. 2014-142 is authorizing the Mayor to issue and approve change order number one for an adjustment in the contract price with Digioia-Suburban Excavating, LLC. for the Prospect Road Sanitary Relocation Project going on in Ward 3. There is an increase of \$20,996.55. The new project total cost is \$246,996.55. The recommendation was to suspend and adopt. Mayor Perciak commented that they went curb to curb, replacing all the asphalt. This area was also landscaped. The reason for doing this now is so next year there wouldn't be a need to have to fix asphalt to caving issues. Suspension and adoption was also recommended for Ordinance No. 2014-143 and Ordinance No. 2014-144, both authorizing the Mayor to issue and approve change order number one with Lake County Sewer Company, Inc. for an extension of the contract completion date in connection with Phase I and Phase II of the 2013 Sanitary Sewer Rehabilitation Program. Suspension and adoption was also recommended for Ordinance No. 2014-145, amending Section Two of Ordinance No. 2014-117 to increase the appropriated contract not to exceed amount with Lake County Sewer Company, Inc. for emergency cleaning, maintenance, and repair services to additional areas of City's storm sewers and drainage facilities. Mr. Maloney commented that this was for the backyard cleanup. Mayor Perciak stated this is for future areas in the public right-of-way that need attended to, as well as, to help alleviate any backyard flooding. This increased from \$100,000.00 to \$200,000.00. Mayor Perciak noted that all seven votes of council were needed to pass this ordinance. Lastly, Resolution No. 2014-146 authorizes the Mayor to advertise for bids for the Pavement Reconstruction Program for 2014-Phase II. The recommendation was to suspend and adopt.

Public Safety and Health Committee: Chairman DeMio recommended suspension and adoption for Ordinance No. 2014-147, authorizing the Mayor to enter into a contract for the purchase of seven new LTI Truspeed Laser units with accessories for use by the Police Department. The total cost of the units is \$14,490.00. This cost includes the trade-in credit of \$1,900.00 for the old units. Chief Kobak commented that it is to replace aging traffic enforcement equipment. Suspension and adoption was also recommended for Ordinance No. 2014-148, authorizing the Mayor to accept financial assistance from the Ohio Department of Public Safety under the Ohio EMS grant program for the purchase of emergency medical equipment and training. The grant total awarded was \$2,500.00. Mayor Perciak commented that he would like to thank all of the safety forces and the Service Department for a well-planned, incident action plan during the City's Homecoming days.

Economic Development Committee: Chairman Daymut stated the Committee meeting scheduled for July 28th has been cancelled. The next scheduled meeting will be Monday, September 29th at 7:00 p.m. An announcement will be made on the floor regarding the Team NEO award that was received.

Committee of the Whole: Mr. Daymut recommended suspension and adoption for Ordinance No. 2014-149, approving the agreement with the Strongsville Rotary Foundation for construction and donation of a building to house a food bank on Zverina Lane. Suspension and adoption was also recommended for Ordinance No. 2014-150, accepting for recording purposes the subdivision plat of Florence S. Ventresca (PPN 394-18-004) for property located on Boston Road.

MINUTES OF THE STRONGSVILLE CITY COUNCIL REGULAR MEETING HELD ON JULY 21, 2014 IN THE MIKE KALINICH SR. CITY COUNCIL CHAMBERS.

CALL TO ORDER:

Council President 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: Matt Schonhut, Joseph C. DeMio, Duke Southworth, Michael J. Daymut, Kenneth M. Dooner, J. Scott Maloney, and Jim Carbone. Also Present: Clerk of Council Aimee Pientka. **Administration:** Mayor Thomas P. Perciak, Law Director Kenneth A. Kraus, Finance Director Joseph Dubovec, Economic Development Director Brent Painter, Service Director Joseph M. Walker, Human Resource Director Steve Kilo, Communications and Technology Director John Bedford, Assistant Building Commissioner Keith Foulkes, City Engineer Ken Mikula, Recreation and Senior Services Director Bryan V. Bogre, Police Chief James Kobak, and Fire Chief Jeff Branic.

****Motion made by Mr. Dooner, seconded by Mr. DeMio to amend the agenda by adding Ordinance No. 2014-150. All members present voted aye and the motion carried.****

COMMENTS ON MINUTES:

The Minutes of the Regular Council Meeting held on July 7, 2014 were approved as submitted.

APPOINTMENTS AND CONFIRMATIONS:

(None)

REPORTS OF COUNCIL COMMITTEES:

SOUTHWEST GENERAL HEALTH SYSTEM – Mr. Southworth: Thank you Mr. Daymut, there has not been a board meeting since our last council meeting, so I have nothing to report; but, I will have a lengthy report come our first meeting in September. If there are any questions, I would be more than happy to answer them.

Mr. Daymut – Thank you Mr. Southworth, any questions for Mr. Southworth this evening?

(None)

SCHOOL BOARD – Mr. Carbone: Yes, a couple things with the schools. They did hold an auction on the house that they purchased so they could use the back land for the new middle school. There was an offer at the auction, but right now they are not releasing any numbers until the board approves or disapproves of the offer. Also, as you saw, school lunches went up with a twenty-five cent increase; the elementary level will be at \$3.00, the middle school and high school at \$3.25. Milk went up from fifty cents to sixty cents.

REPORTS OF COUNCIL COMMITTEES (cont'd):

SCHOOL BOARD – Mr. Carbone (cont'd): We are also starting to plan through Team Strongsville, it's coming up fast September 5th, for the first home football game is going to be the community tailgate party. Last year we had about 25 vendors and we had around roughly 800 people. We are looking about 40 vendors this year. It is going very well and we are hoping to double that number. So if there are any businesses out there in the community that would like to take part in this, please, you can e-mail me, let me know. We would love to have you a part of it. Also, it is great to work in a community with the businesses that we have because just to be able to rattle off 25 40 businesses to be a part of this... everything they donate...everything is unbelievable. So we are very thankful and again, if anybody would like to be a part of it please let me know. Thank you, Mr. Daymut.

Mr. Daymut – Thank you Mr. Carbone, any questions for Mr. Carbone this evening?

(None)

BUILDING AND UTILITIES – Mr. Schonhut: Thank you Mr. Daymut, Building and Utilities as well as Communications and Technology both have nothing on the agenda tonight, but I will happily take any questions for either committee.

Mr. Daymut – Thank you Mr. Schonhut, any questions for Mr. Schonhut under Building and Utilities or Communications and Technology?

(None)

COMMUNICATIONS AND TECHNOLOGY – Mr. Schonhut:

See Building and Utilities Above

ECONOMIC DEVELOPMENT – Mr. Daymut: We have no ordinances or resolutions on this evening's agenda. I would like to announce that our meeting scheduled for Monday, July 28th has been cancelled. We are in recess for August. Our next meeting will be Monday, September 29th at 7:00 p.m. in Council Chambers. I would like to also announce that I had the privilege of attending an awards ceremony for Team NEO on July 9th where Mayor Perciak and the Economic Development Director Brent Painter accepted an award; and this award has to do with business expansion in the City of Strongsville. It did win this award for more than 100 employees for Vitamix. There were more than 400 business leaders from 18 counties in north Ohio that attended the celebration. Strongsville received the Business Expansion Award for the expansion of Vitamix Corporation-the North Olmsted Township based company that brought 400 jobs to Strongsville with the new manufacturing plant in 2012; then expanded again this year with a customer contact center on Drake Road that employees more than 100 people. Again, thank you Mayor Perciak and Brent Painter for all your hard work and it was well deserved and accepted by the City of Strongsville.

(Applause)

Mr. Daymut – That's all I have this evening, are there any questions for myself under Economic Development?

(None)

REPORTS OF COUNCIL COMMITTEES (cont'd):

FINANCE – Mr. Dooner: Thank you, Mr. Daymut. We have Resolution No. 2014-134. This is authorizing and directing the Director of Finance of the City to certify to the Fiscal Officer of Cuyahoga County unpaid property maintenance nuisance abatements for levy and collection. We're going to place this on second reading.

Mr. Daymut – Thank you Mr. Dooner, any questions for Mr. Dooner this evening?

(None)

PLANNING, ZONING AND ENGINEERING – Mr. Maloney: Thank you, Mr. Daymut, just a couple quick items. First a little off topic, but I wanted to thank all the folks who helped us with the goldfish tent this year. As Mr. Daymut knows, he's done it in past years, and Mr. Southworth actually teamed up with me to find all the people. It's a small army it's takes to run that thing over the four days. It was a lot of people and we really appreciate all the time they put in; and I imagine a couple others will be talking about that as well. It was a lot of fun and we really enjoyed it. The other thing is, Joe Walker, I want to make sure you thanked Ray Jarrett and a lot of the other guys that recently worked on a project to dig out a section of creek over near Ashley Oaks, behind there in Volunteer Park. We had reports of some flooding along Prospect back from that May storm and we've heard that when we get heavy rain, Lunn Road near the entrance to Ashley, in recent years has tended to fill up with water. I walked over there after they did that work and you can practically drive a truck through there now. They've made such a wide path back there and I am sure that it is going to help a lot. I know the homeowners along there really appreciate it; so I wanted to take a moment to thank Ray and those guys. Ordinance No. 2014-132. This is to amend sections of Planning and Zoning code. This is related to some changes we want to make for automotive use in general business districts and motorist service districts. Most recently, this was given favorable recommendation by Planning Commission on July 10th. This will now be placed on second reading and has a public hearing scheduled for September 2nd. Ordinance No. 2014-141 is to authorize the Mayor to enter into a contract for removal and replacement of asphalt pavement and installation of new asphalt. This contract winning bid was for Karvo Paving for \$927,272.10. One of the roads that is going to be part of this, we talked about in caucus, is Lunn Road. The Mayor had communicated that we will be looking to get that one started first with the hope that the work is all completed before the start of school, at the high school. The recommendation is to suspend and adopt on that item. Ordinance No. 2014-142 is to authorize the Mayor to issue an approved change order number one and final for an adjustment in the contract price between the City and Digoia-Suburban Excavating. This is tied to the Prospect Sanitary Relocation Project, up in Ward 3. It's for an increase of \$20,996.55, for a new total of \$246,996.55. The recommendation is to suspend and adopt on that item. Ordinance No. 2014-143 is to authorize and direct the Mayor to issue an approve change order for an extension of a contract completion date. This goes for the next item as well, Ordinance No. 2014-144. They both are associated with work that Lake County Sewer has been doing for some sanitary sewer rehabilitation work. Because of inclement weather and some help that they have been giving us related to the storm we had back in May; they want an extension of date on both of those out to November of this year. The recommendation on those two items is suspend and adopt. Ordinance No. 2014-145 is to amend Section Two of Ordinance No. 2014-117. This is to increase the amount for that work, again with Lake County Sewer. This is for emergency cleaning they have been doing, tied more specifically to a lot of the backyard drainage that we have had in the community that needed help after the storm. We are increasing that from \$100,000.00 to \$200,000.00. The recommendation is to suspend and adopt on that item, and we need all seven on that item. Then, Resolution No. 2014-146 is to authorize the Mayor to advertise for bid for another piece of our pavement reconstruction program for this year. The recommendation on that item is to suspend and adopt as well. That concludes the items on my report.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PLANNING, ZONING AND ENGINEERING – Mr. Maloney (cont'd):

Mr. Daymut – Thank you Mr. Maloney, any questions for Mr. Maloney this evening?

(None)

PUBLIC SAFETY AND HEALTH – Mr. DeMio: Thank you Mr. Daymut. There are two ordinances before the Safety Committee; one is Ordinance No. 2014-147, one is Ordinance 2014-148 both of which are suspension and adoption. The first one is an expenditure of \$14,490.00, basically that we would be taking some new laser equipment. The second is an EMS Ohio Grant. So once again, we are receiving more money into the coffers to be able to use them appropriately, and that's \$2,500.00. Mayor, I know you are probably sick of me saying this, but every bit of dollars add up. I have been here a few years, and it seems like it's more and more efficient collecting those dollars than ever before. So, whoever had their hands getting this money; I'm sure your Chiefs' and Public Safety Director had a lot to do with it as well, but I want to publicly thank them because those are the little things we can do with the money that is accumulated. I know you don't have the exact tally today, but the last tally was...let's see how good your memory is Mayor...

Mayor Perciak – In grant money?

Mr. DeMio – Yes.

Mayor Perciak – 45 million dollars.

Mr. DeMio – And that's since 2004, if I remember?

Mayor Perciak – Correct.

Mr. DeMio – That's pretty good. That's pretty awesome work.

Mayor Perciak – Well we keep moving, we still need several other projects that we're working on. The City Engineer and myself are, and his Deputy Engineer are working feverishly with our people in Columbus to pursue further dollars for further intersections here in our City, so we're moving along, thank you.

Mr. DeMio – You're very welcome. I am sure I speak for all or most of council I'm sure on that one. Again, the parade and the festivities this weekend, as you said in back, was extremely safe. We might have had a blip here and there in getting some folks safe from someone that was unfortunately ill. The whole event and the venue, unlike many of them, unlike many of them, because I as you know, I've done a lot of these over the years-having the facility right here on the square close to the police station, close to EMS, it just really makes a big difference.

Mayor Perciak – Absolutely.

Mr. DeMio –I thank all of council who helped in their own way, with whether it's the parade or whether it's the booths; however you did it, even if you just participated in showing up and buying something. That is, is thanked I'm sure from the Chamber and everyone in our community. So with that, I'll close the report Mike, unless someone has a question.

REPORTS OF COUNCIL COMMITTEES (cont'd):

PUBLIC SAFETY AND HEALTH (cont'd):

Mr. Daymut – Thank you Mr. DeMio, any questions for Mr. DeMio this evening?

(None)

PUBLIC SERVICE AND CONSERVATION – Mr. Carbone: Thank you Mr. Daymut. I have three ordinances this evening. Ordinance No. 2014-138 is authorizing the purchase of one new Jacobsen mower to be used by our Service Department; and trade-in the old Jacobsen mower and to have the sale price applied to the purchase price. Also, we are going to receive various donations from Strongsville Soccer, Baseball, and Football Leagues. The recommendation here is to suspend and adopt. Second, Ordinance No. 2014-139, requesting participation in an Ohio Department of Transportation contract for two Western Star 4700 tandem axel cabs, to be used by our Service Department. Again, recommendation is to suspend and adopt. Lastly this evening Ordinance No. 2014-140, an ordinance requesting participation again in Ohio Department of Administrative Service contract, for the purchase of two stainless steel combination dump body spreaders and related snow and ice control equipment packages. The recommendation here is to suspend and adopt. Going back to Ordinance No. 2014-138, we do need all seven; and that's it.

Mr. Daymut – Why thank you Mr. Carbone, any questions for Mr. Carbone this evening?

(None)

RECREATION AND COMMUNITY SERVICES – Mr. Southworth: Thank you Mr. Daymut, we have one ordinance, Ordinance No. 2014-127. This was the third reading and the recommendation is to adopt. This sets new fees for the recreation center and also allows for a payment plan. So that people can spread that payment out over a number of months as opposed to just coughing it all up at once. Again, the recommendation is to adopt; and that is all that I have for this evening.

Mr. Daymut – Thank you Mr. Southworth, any questions for Mr. Southworth this evening?

(None)

COMMITTEE OF THE WHOLE – Mr. Daymut: We have Ordinance No. 2014-149 that did receive a favorable recommendation. That is the agreement with the Strongsville Rotary Foundation for the construction and donation of a building to house the food bank. We thank them for their generous donation of that. It's a great cause, and we all support the food bank and I can tell you that the rotary has been, really one of the best friends that Strongsville has ever had. They take on these great projects, and we appreciate everything they do for us. We also have Ordinance No. 2014-150, receiving favorable recommendation and that is for a subdivision plat on Boston Road. That's all I had this evening, any questions for myself?

(None)

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

Mayor Perciak: Thank you Mr. President, and good evening all. First thing I would like to announce is that on Friday, July 25th at noon, the Veterans' Memorial Plaza, formally known as "Mall-A" downtown, is celebrating the Fiftieth Anniversary of the dedication of the Cleveland War Memorial and The Fountain of Eternal Life. Unfortunately, since that time, there have been 42 more casualties of war, including Strongsville's own, Thomas Oliver Keeling. So I ask that-I ordered it that all of the flags here in the City of Strongsville be flown at half-staff on Friday, July 25th in memory and in honor of Lance Corporal Thomas Keeling as his name is added to the Veterans' Memorial Plaza, Cleveland War Memorial - The Fountain of Eternal Life. I hope that everyone takes a few moments in their day as they see our flags at half-staff and say a special prayer not only for Corporal Keeling, but for also his family, who to this day, especially his mother, misses him very much. Those of us who have lost family and friends in protecting our county, I think, we understand deeply as to what that is about; and those of us that enjoy all the freedom, which is all of us, should take a moment to also understand the life of Thomas Keeling and what he did for our country.

Moving on to something far more pleasant than announcing our flags at half-staff is the thank you to each and every volunteer who participated in any way for our annual Homecoming and for the success it was. Thousands participated in our parade. Thousands of people visited our commons for our Homecoming. Neighbors and friends got together; had time to talk, to enjoy lemonade, to enjoy a sandwich. Their kids went on the rides; just a great four days, great four days of weather. I would like to especially thank the Strongsville Chamber of Commerce once again for hosting the event and all of the volunteers; especially the committee chairs at the Chamber of Commerce, Tom Burichin and Mike Kalinich Sr., for again another spectacular show. I also as Jimmy Carbone, Councilman Carbone alluded to about the businessmen in this community, would like to thank the businessmen in this community again as we advertised in the Strongsville Post on Saturday; all of the businesses that helped support the fireworks display on the commons Saturday evening as we wound up our Homecoming event. My thanks go out to all of them. Lastly, again, I ask you to please keep in mind the family of Thomas Oliver Keeling, on Friday, July 25th, as all of our flags will be flying at half-staff. That ends my report Mr. President.

Mr. Daymut – Thank you Mayor, any questions for the Mayor Perciak this evening?

(None)

FINANCE DEPARTMENT – Mr. Dubovec: Thank you Mr. President, I will merely state that funds will be made available for all ordinances and resolutions on this evening's agenda requiring certification of funding. That ends my report, thank you.

Mr. Daymut – Thank you Mr. Dubovec, any questions for Mr. Dubovec this evening?

(None)

LAW DEPARTMENT – Mr. Kraus: Mr. President, I would only report that all ordinances and resolutions before City Council this evening are in proper legal form, thank you.

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

(None)

AUDIENCE PARTICIPATION:

Mr. Daymut – We've reached that portion of our agenda for audience participation. Comments from members of the audience shall be limited to five minutes. We do have a sign-in sheet. Please approach to the podium and state your name and address for the record.

Jere Hinton, 19483 Lunn Road, Strongsville, OH – Jere Hinton, 19483 Lunn Road, Molly Gallery. I hate to have to do this, but I have another very serious complaint on this City. It has to do primarily with our attitude towards the arts. I am talking about arts, I am not just talking about painting of chalk walks, of fun and games...I am talking about theater; and the history of theater in this town is amazing, just amazing. It started with a group of women, a league of women...my wife was on it, a lot of women there got going at the Pomeroy House; but they got the theater going and they, believe or not, I forgot, and I always forget the title, in the early 40's there was a lot of segregation about black folk, and what was the movie, Gregory Peck was in it...

Mr. Southworth – To Kill a Mockingbird.

Mr. Hinton – Oh come on boys.

Mr. Southworth – To Kill a Mockingbird.

Mr. Hinton – Huh?

Mr. Southworth – To Kill a Mockingbird.

Mr. Hinton – Yes that was the first play that they put on. We had a problem because the...we had to hire a black fellow from Akron to come in and he was superb, superb. The next one is even better, and this one was called Medicine...a museum in England. Again, a very, very high level poem, or poetry, and they invited me and the Board...oh and by the way, it's a non-profit corporation, Mr. Law Director and the Law Director should look at it carefully, because as you know probably, I hope, it has to be a Board appointed by the Mayor. If it is not appointed by the Mayor, it's not much of a Board, and I don't want to legally...okay, now, I was reading, a very tiny little article in the magazine...the free magazine that we get...tiny little article and it announced that there was going to be a meeting by the Strongsville Art Commission. You all know about the Strongsville Art Commission, right? I'll tell ya, the demise of that Art Commission was terrible, just terrible. They didn't put hardly any more plays on; they got into fights with different routines and auditions. I went to the meeting, and there was not one mention, not one mention of who was going to be on the Board... it didn't...the article said they were going to be appointing; they didn't say it was going to be appointed, it has to be, by the Mayor...and a certain number. It was going to be an election and the members were all listed as appointed and the one woman in particular, I mean it's terrible. I hate to say this, but it's terrible to see what started as a beautiful program, some of you donated to it, and were members of it, and they had auditions...and it's all gone, gentlemen. There's none left as far as my observation is concerned. I left there...there is no culture in this town. I shouldn't feel that way...so I am reporting to you, that I did attend the meeting and I mentioned this. They said you're a guest, you're not allowed to talk. Sounds like another friend of mine...but...so I must report to you in that regard. This town is a culture desert. That's all you can call it. Its plays, art, museums...look for them, you're going to find them once in a while, I don't want to promote my own art gallery, but we're still living.

Oh, one last thing, a year ago I recited a poem about housing programs because that very week, the government-federal government had adopted...were fighting over two programs, one was a program that had no strings attached to it and it was a loan program and they didn't have to pay it back if they didn't have the money. There was no restriction at all.

AUDIENCE PARTICIPATION (cont'd):

Mr. Hinton (cont'd) – On the other hand, with the other party, and they proposed to initiate a non-profit program for housing, for seniors and for elderly people of age. The irony of that was, at the same time our Planning Director, or not the Planning Director...

Mr. Daymut – Okay, Jere, Jere, you've reached your five minutes.

Mr. Hinton – He introduced a program which is the only other housing program in the City. The Mayor is called...the Mayor's Program at Key Bank. They are promoting...

Mr. Daymut – Thank you, Jere. We have other people who would like to address council.

Mr. Hinton – I want to mention one last program...this might be tooting your own horn, I, Molly Gallery, Jere Hinton is the only one that took the bull by the horns and is going to be granted a substantial program, because of my age and my income, probably in all of Cuyahoga County.

Mr. Daymut – Congratulations, thank you Jere.

Mr. Hinton – Thank you.

Sarah Anderson, 11628 Emerald Edge Place, Strongsville, OH – Sarah Anderson, 11628 Emerald Edge Place, Strongsville, OH. 44136. I have pictures, if anyone would like to see them at this point or later, I can walk up, and also a copy of my statement.

Mr. Daymut – We will have our Clerk make copies and distribute to all of Council, okay?

Ms. Anderson – Okay, thank you. First of all, I am here on the behalf of the homeowners association of Forest Park and I am also here on behalf of our attorney, getting his legal advice regarding the problem, and I am referencing tonight Ordinance No. 95-102 in terms of Strongsville Animal Ordinance. So here's the problem, I'm kind of nervous, so bear with me. Thank you for allowing me to express the problem we have along with other residents living at Forest Park. The homeowners association is Forest Park, 11610 Park Moss Avenue, Strongsville, Ohio. We live on a cul-de-sac in the Forest Park area, behind the Metroparks. It is full of wildlife, birds, the most beautiful things you ever saw. An issue with neighbor's cats has now gone on for two summers. Within our cul-de-sac there are five cats and as many as ten different cats, outdoors from other blocks, at once. Aside from the cats sleeping under your windows, in driveways, walking into open garages, running in front of your car, the cats are killing wildlife. I saw a neighbor's cat carrying a dead chipmunk down another neighbors drive way. We have had dead chipmunks by our front door, dead birds and the most horrible sight several weeks ago, my husband to my left, saw a cat leaving our patio; only moments later we saw the dead Blue Jay. The head and legs were separated from the bird's body. It was a horrible thing to pick up. Last summer, there was what we thought a stray/feral cat in our backyard, which is one of the pictures I'm enclosing, for night and day for two months. With the help of Cottom's Wildlife Service we caught the cat and I had an open appointment with our vet in Lakewood. I caught the cat, drove it in, the cat was micro chipped, it lived, it is, the cat was micro chipped and belonged to the neighbor one house over. It was the most pathetic thing you'd see. The cat was out there night and day. I told my husband, I can't live like this anymore. It was eating the bird seed and chocking. So apparently, they've let the cat out, they wouldn't bring it back in or couldn't. So, we with the help...asking the neighbors to keep their cats on their property has failed. I've talked to the neighbors. Contacting the Strongsville Animal Control last year, two voice messages and an email failed regarding this stray cat, which we thought was feral. No one returned the phone calls or answered. Every time I call Animal Control, it's a machine- I work 7 a.m. to 3 p.m., I forgot the gentleman's name, Mike Roth, I think is the last name, it's failed.

AUDIENCE PARTICIPATION (cont'd):

Ms. Anderson (cont'd) – Then it got to the point that Forest Park’s homeowners association has stated, and I have the letter at home, multiple times in a newsletter to the residents: “Keep your animals on your property...we have had complaints.” This has failed, the cats are outside the next day. The homeowners association has informed us that the matter is between the neighbors and the City of Strongsville to correct the problem. The homeowners association does not have a restriction that owners keep cats indoors which they should. Pardon me...I now reference the Strongsville Animal Ordinance, 618.01 “Dogs and Other Animals Running at Large.” Ordinance 951.02: “No person who is owner or keeper of horses, mules, cattle, sheep, goats, swine, dogs, geese, or other fowl or animals shall permit them to run at large upon any public way or upon unenclosed land.” To me and the attorneys, and they really don’t want to speak on our behalf, because they do a lot of work with your City, and want to kind of stay neutral to this issue; however, per law, “other animals” would mean cats. Unless we want to rewrite the ordinance from 2003 that I researched, that would say, excluding cats. No owners, shall, and this goes into dogs, and this is considered within, I looked at the ordinance, a fourth degree misdemeanor that can go up to \$250.00. Now okay, what I am here for is-two years, two summers of this, the City if we could possibly ask the Forest Park homeowners association to print this ordinance in their next newsletter. They have stated that they think that the residents are unaware that this ordinance exists; and if they were aware of it, that maybe more considerate of keeping the cats inside or on their property. In a newsletter, currently and on an annual basis, when people move in and out of the residence, just for another possibility is create a bylaw in that homeowners association, you know, or a restriction regarding cats roaming around on other resident’s property. Ending, quite truthfully, our only good day we have anymore is when it rains, when the cats are indoors. So, that’s where I’m at. I’m not getting anywhere and we got a lot dead wildlife. We had about a hundred chipmunks, now we are down to three. So...and I love cats, I am a member of United States Humane Society...

Mr. Daymut – Okay, thank you, Sarah. We appreciate it.

Ms. Anderson – Thank you, anything you can do will sure help us.

Mr. Daymut – We will distribute this to council and give a copy to the administration.

Ms. Anderson – Do you want the extra copy I have here?

Mr. Daymut – We’ll make copies; that’s fine, thank you.

Ms. Anderson’s prepared statement and pictures are attached to the minutes.

Judy Yen, 16261 Drake Road, Strongsville, OH – Hello, I’m Judy Yen, I live on 16261 Drake Road Strongsville, Ohio. I have an issue I would like to see if anyone could help me; I am seeking, I’m looking for answers. After the May 12th flooding the City of Strongsville collected a lot information from residents who have contacted the City about flooding on their property or in their neighborhood. My question is, what has the City done with information that is collected and what is the finding? What...how, are there any plans that we have now in place, put in place to avoid future occurrence of sewer backup? And I want to know whether we have a plan to post information or get information communicated to the Strongsville people’s residences who are affected by this flooding, and see what our City can do to help out. That’s all I have.

Mr. Daymut – Thank you very much, Judy.

AUDIENCE PARTICIPATION (cont'd):

Mike Knopick, 17068 Partridge Drive, Strongsville, OH – Good evening, my name is Mike Knopick, I live at 17068 Partridge Drive. This regards condition of our streets. We sent an e-mail to our Ward 2 Councilmember and three of the At-Large Councilmembers last week. We only received one response back. I thank Mr. Southworth for your response. I don't know what happened to the other response, it must have got lost. We've lived on Partridge since 1986 and the conditions of some of the streets have become deplorable and almost un-drivable. We contacted the City Engineer about three years ago and were told there was no money for street repair, but there was some patching done. This year we were told that a crew was going to patch the holes, but has not happened yet. When they do come, I hope they bring enough asphalt because there are a lot of holes. Fox Hollow, I know, was totally resurfaced, even though part of it is a cul-de-sac which doesn't get much traffic at all. Partridge Drive, Deerfield (Drive), and Raccoon (Trail) are terrible and are getting worse. You can hardly drive down these streets without swerving to miss the potholes; you have to drive either on the other side or in the middle of the street. We hope that something can be done to rectify the situation. I did notice that you have Resolution No. 141 that might address that. I don't know, thank you.

Mr. Daymut – Okay, thank you, Mike, I appreciate it. That is the end of our list of sign-in sheet. Is there anyone else in the audience that would like to address council this evening? Please step to the podium, and state your name and address for the record.

(No comments)

ORDINANCES AND RESOLUTIONS:

Ordinance No. 2014-127 by Mayor Perciak and Mr. Southworth. AN ORDINANCE ESTABLISHING NEW ANNUAL MEMBERSHIP FEES AND PAYMENT PROCEDURES FOR THE WALTER F. EHRNFELT RECREATION AND SENIOR CENTER EFFECTIVE OCTOBER 1, 2014.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-127 ADOPTED.

Ordinance No. 2014-132 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 1240.08(c)(2), AND AMENDING VARIOUS SUBSECTIONS OF 1258.03, 1258.05, 1258.11, 1258.13 and 1258.14 OF TITLE SIX OF PART TWELVE OF THE PLANNING AND ZONING CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE, REGARDING AUTOMOTIVE USES IN GENERAL BUSINESS DISTRICTS AND MOTORIST SERVICE DISTRICTS, AND DECLARING AN EMERGENCY.

Placed on second reading; set for public hearing on September 2nd and referred back to Committee.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2014-134 by Mr. Dooner. A RESOLUTION AUTHORIZING AND DIRECTING THE DIRECTOR OF FINANCE OF THE CITY TO CERTIFY TO THE FISCAL OFFICER OF CUYAHOGA COUNTY UNPAID PROPERTY MAINTENANCE NUISANCE ABATEMENTS FOR LEVY AND COLLECTION ACCORDING TO LAW, AND DECLARING AN EMERGENCY.

Placed on second reading and referred back to Committee.

Ordinance No. 2014-138 by Mayor Perciak and Mr. Carbone. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A STATE OF OHIO ADMINISTRATIVE SERVICES CONTRACT FOR THE PURCHASE OF ONE (1) NEW JACOBSEN AR522 MOWER FOR USE BY THE SERVICE DEPARTMENT; FOR TRADE-IN OF AN OBSOLETE JACOBSEN HR5111 MOWER, AND TO HAVE THE SALE PRICE APPLIED TO THE PURCHASE PRICE, WITHOUT PUBLIC BIDDING FOR SUCH SALE; TO ACCEPT VARIOUS DONATIONS FROM THE STRONGSVILLE SOCCER CLUB, STRONGSVILLE BASEBALL ASSOCIATION, AND STRONGSVILLE FOOTBALL LEAGUE; AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-138 ADOPTED.

Ordinance No. 2014-139 by Mayor Perciak and Mr. Carbone. AN ORDINANCE REQUESTING PARTICIPATION IN AN OHIO DEPARTMENT OF TRANSPORTATION CONTRACT FOR THE PURCHASE OF TWO (2) WESTERN STAR 4700SF TANDEM AXLE CAB AND CHASSIS UNITS FOR USE BY THE SERVICE DEPARTMENT 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. Dooner to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-139 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2014-140 by Mr. Carbone. AN ORDINANCE REQUESTING PARTICIPATION IN OHIO DEPARTMENT OF ADMINISTRATIVE SERVICES CONTRACTS FOR THE PURCHASE OF TWO STAINLESS STEEL COMBINATION DUMP BODY SPREADERS AND RELATED SNOW AND ICE CONTROL EQUIPMENT PACKAGES FOR USE BY THE SERVICE DEPARTMENT 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. Dooner to suspend the rules requiring every ordinance or resolution to be read on three different days, second by Mr. DeMio. All members present voted aye and the motion carried.

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-140 ADOPTED.

Ordinance No. 2014-141 by Mr. Maloney. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR REMOVAL AND REPLACEMENT OF ASPHALT PAVEMENT AND INSTALLATION OF NEW 448 ASPHALT COURSES ON VARIOUS STREETS IN THE CITY OF STRONGSVILLE IN CONNECTION WITH THE ASPHALT STREET PROGRAM FOR 2014, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-141 ADOPTED.

Ordinance No. 2014-142 by Mr. Maloney. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 (FINAL) FOR AN ADJUSTMENT IN THE CONTRACT PRICE IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND DIGIOIA-SUBURBAN EXCAVATING, LLC, IN CONNECTION WITH THE PROSPECT ROAD SANITARY RELOCATION PROJECT 2014, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-142 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2014-143 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN EXTENSION OF THE CONTRACT COMPLETION DATE WITHOUT CHANGE IN PRICE AND IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND LAKE COUNTY SEWER CO., INC., IN CONNECTION WITH THE SANITARY SEWER REHABILITATION PROGRAM FOR 2013 (PHASE I), AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-143 ADOPTED.

Ordinance No. 2014-144 by Mayor Perciak and Mr. Maloney. AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR TO ISSUE AND APPROVE CHANGE ORDER NO. 1 FOR AN EXTENSION OF THE CONTRACT COMPLETION DATE WITHOUT CHANGE IN PRICE AND IN ACCORDANCE WITH THE PROVISIONS OF THE CONTRACT BETWEEN THE CITY OF STRONGSVILLE AND LAKE COUNTY SEWER CO., INC., IN CONNECTION WITH THE SANITARY SEWER REHABILITATION PROGRAM FOR 2013-PHASE II, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-144 ADOPTED.

Ordinance No. 2014-145 by Mayor Perciak and All Members of Council. AN ORDINANCE AMENDING SECTION 2 OF ORDINANCE NO. 2014-117 TO INCREASE THE APPROPRIATED CONTRACT NOT-TO-EXCEED AMOUNT WITH LAKE COUNTY SEWER CO., INC. FOR FURTHER EMERGENCY CLEANING, MAINTENANCE AND REPAIR SERVICES TO ADDITIONAL AREAS OF THE CITY'S STORM SEWERS, DRAINAGE FACILITIES AND APPURTENANCES, WITHOUT PUBLIC BIDDING, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-145 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Resolution No. 2014-146 by Mayor Perciak and All Members of Council. A RESOLUTION AUTHORIZING THE MAYOR TO ADVERTISE FOR BIDS FOR THE PAVEMENT RECONSTRUCTION PROGRAM FOR 2014-PHASE II, IN THE CITY OF STRONGSVILLE.

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

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

Roll Call: All ayes. Motion carries.

Resolution No. 2014-146 ADOPTED.

Ordinance No. 2014-147 by Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE PURCHASE OF SEVEN (7) NEW LTI TRUSPEED LASER UNITS WITH ACCESSORIES FOR USE BY THE CITY POLICE DEPARTMENT AND FOR THE SALE AND TRADE-IN OF VARIOUS EXISTING OBSOLETE EQUIPMENT, AND TO HAVE THE SALE PRICE APPLIED TO THE PURCHASE PRICE, WITHOUT PUBLIC BIDDING FOR SUCH SALE, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-147 ADOPTED.

Ordinance No. 2014-148 by Mayor Perciak and Mr. DeMio. AN ORDINANCE AUTHORIZING THE MAYOR TO ACCEPT FINANCIAL ASSISTANCE FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY UNDER THE OHIO EMS GRANT PROGRAM FOR THE PURCHASE OF EMERGENCY MEDICAL EQUIPMENT AND TRAINING, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-148 ADOPTED.

ORDINANCES AND RESOLUTIONS (cont'd):

Ordinance No. 2014-149 by Mayor Perciak and All Members of Council. AN ORDINANCE APPROVING AN AGREEMENT WITH THE STRONGSVILLE ROTARY FOUNDATION FOR CONSTRUCTION AND DONATION OF A BUILDING TO HOUSE A FOOD BANK ON CITY-OWNED LAND ON ZVERINA LANE, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-149 ADOPTED.

Ordinance No. 2014-150 by Mr. Maloney. AN ORDINANCE ACCEPTING FOR RECORDING PURPOSES THE SUBDIVISION PLAT OF FLORENCE S. VENTRESCA FOR PERMANENT PARCEL NO. 394-18-004 LOCATED ON BOSTON ROAD, AND DECLARING AN EMERGENCY.

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

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

Roll Call: All ayes. Motion carries.

Ordinance No. 2014-150 ADOPTED.

COMMUNICATIONS, PETITIONS AND CLAIMS:

(None)

MISCELLANEOUS BUSINESS:

Mr. Daymut – Is there any miscellaneous business this evening?

Mr. DeMio – Yes Mike, just...

Mr. Daymut – Yes, Mr. DeMio.

Mr. DeMio – ...so Mr. and Mrs. Mike and Beth Knopick understand, my name is not on this e-mail. Just for the record; and you can always call any of us if you want an extremely quick...some of us get 80 or so e-mails, and that's no excuse. Call me...reach me anytime, it's not a problem. Thank you for giving that to me, I appreciate it.

Mr. Daymut – Okay, thank you, Mr. DeMio.

Mr. DeMio – Thank you.

Mr. Daymut – Any other miscellaneous business this evening?

(No comments)

ADJOURNMENT:

There being no further business to come before this Council, President Daymut adjourned the meeting at 8:50 p.m.

Signature on File
Aimee Pientka, CMC
Clerk of Council

September 2, 2014
Date of Approval