

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, MARCH 3, 2015**

The meeting was called to order by Council President Patten at 8:46 p.m., the clerk called the roll and the following Members of Council answered:

**D'AMICO, TROYER, SALVATORE, MENCINI, BURGIO, POWERS, HIGGINS**

Also in attendance were Mayor Coyne, Law Director Jamison, Recreation Director Fields, Service Director Cayet, Safety Director Byrnes, Finance Director Cingle, Building Commissioner Hurst, Assistant Finance Director Healy, County Councilman Miller.

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**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

1. Regular Council meeting held on February 4, 2015.  
**Motion** by Mr. D'Amico, supported by Mr. Mencini, to approve as printed. Members of Council voted AYE. The motion carried.
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**REMARKS FROM THE AUDIENCE (ON ANY SUBJECT):**

Joan Markusic  
13911 Bellbrook Drive

Mr. Markusic stated that there is a lot of talk about privatization in the city and I want to know how Council thinks privatization is going to solve issues. There are a lot of studies on privatization that ends up looking good at the beginning but ends up costing in the long run. My opinion is to find a way to get rid of the privatization threat would be something that Council should look into because this city has managed without privatization this long and should be able to in the future. This is a disposable world and I think the city should step up and try and seek jobs for the people of the city.

Dale Miller  
Cuyahoga County Councilman  
19750 Richland  
Cleveland, OH

Mr. Miller commended the City of Brook Park for bringing forward an application for the county's demolition program and would mention that this program is a non-competitive process so the city does not have to prove that the submitted application is better than another community; the county will work the city to move it forward. All of the applications received in the first round only accounted for about twenty percent of the monies allocated for this program; which is \$10 million dollars out of \$50 million dollars so if there are

**REMARKS FROM THE AUDIENCE (ON ANY SUBJECT):**

further things that needs to be done down the line the city can submit an application. I was happy to hear someone make mention of the county's GIS System (Geographical Information System) because the county is trying in many ways to collaborate with all the county communities for assistance.

Mr. Higgins commented that Dale Miller well represents the City of Brook Park on the Cuyahoga County Council and thanked Mr. Miller for staying so late to address Council.

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**REPORTS FROM STANDING COMMITTEES:**

Aviation & Environmental Committee – Chairman, Higgins

Mr. Higgins stated no report this evening.

Finance Committee – Chairman, D'Amico

Mr. D'Amico stated the Finance Committee has two pieces of legislation on tonight's agenda.

Legislative Committee – Chairman, Troyer

Mr. Troyer stated Legislative Committee has nothing on tonight's agenda.

Parks & Recreation Committee – Chairman, Burgio

Mr. Burgio stated the Parks & Recreation Committee has legislation on tonight's agenda.

Planning Committee – Chairman, Mencini

Mr. Mencini stated at the March 2<sup>nd</sup> meeting the commission approved the construction of a new telecommunications tower at 1901 Aerospace Parkway. The request to operate a used car lot, Team Ferrari Auto Sales, at 16010 Brookpark Road in a U7-B Zone was denied. Mr. Mencini continued that on Brookpark Road there can be a mix of new and used auto lots from roughly West 130<sup>th</sup> Street to Keystone Parkway; from West 150<sup>th</sup> to Henry Ford Boulevard there are no auto sales.

Safety Committee – Chairman, Salvatore

Mr. Salvatore stated the Safety Committee has one item on tonight's agenda.

Service Committee – Chairwoman, Powers

Mrs. Powers stated the Service Committee has no report.

Board of Zoning Appeals – Chairman, D'Amico

Mr. D'Amico stated that the March 2<sup>nd</sup> Board of Zoning Appeals meeting was cancelled due to lack of applications and the next meeting will be held on April 6<sup>th</sup>, if applications are received.

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**REPORTS FROM SPECIAL COMMITTEES:**

Southwest General Health Center – Trustee, Salvatore

Mr. Salvatore stated the board met on February 25<sup>th</sup> and had a moment of silence for hospital board member, Robert Bennett, there were several appointments to the health center board, and the finance committee brought forward a capital expenditure in the amount of approximately \$900,000 to

**Reports from Special Committees: cont.**

replace the windows in Building D. The health center chairman reported that the transition for Southwest UrgiCare went out to obtain proposals to change how operations are run; the entire health system is looking at new ways to operate and there have been some talks of shared services. Mr. Salvatore stated that the capital campaign monies are flowing in at a rapid pace and two new sponsors have donated; one from MTD in the amount of \$400,000, and Parker-Hannifin in the amount of \$500,000. The Moody rating was recently issued to the health center and as of January, 2015 the health center has an A-2 rating with a stable outlook; Moody's thinks that is because of the strong market share the center is controlling. The center will be hosting an informal seminar at the Southwest main campus for Strategies surrounding important financial topics. The Southwest Community Health Foundation will be hosting the 25<sup>th</sup> Annual Golf Outing is scheduled for August 6, 2015.

**Berea Board of Education – Representative, Mencini**

Mr. Mencini stated the board met on March 2<sup>nd</sup> and there will be another board meeting on March 9<sup>th</sup>. Teacher Conference Day is this coming Friday so there is no school for the students. The graduation tests will begin on March 16<sup>th</sup> through the 26<sup>th</sup> for grades 10 to 12. The board approved payments to vendors for the month of December, 2014 in the amount of \$8 million dollars; approval was given in the amount of \$46,000 for legal services; \$7,000 for the football quarterly finals; and \$5,000 for wellness services. The Berea Schools used seven snow days so far this year and with the new 2013 change all schools have hours instead of days and have to be open for 910 hours for grades K-6; and 1,001 for grades seven through 12<sup>th</sup> and the school district currently roughly 6,600 students.

**REPORTS FROM BOARDS AND COMMISSIONS:****INTRODUCTION OF RESOLUTIONS OF COMMENDATION:****REPORTS AND COMMUNICATIONS FROM THE MAYOR:**

Mayor Coyne stated no report this evening.

**REPORTS AND COMMUNICATIONS FROM OTHER DEPARTMENTS,  
COMMISSIONS, PUBLIC OFFICIALS:****Engineer Piatak**

Mr. Piatak reported that work has resumed this past Monday on the Smith Road Sanitary Sewer Project and work will continue around the clock until the contractors are through the intersections of Snow and Smith Roads and traffic will be maintained. Service Director Cayet and I met with NOACA (Northeast

**Reports and Communications from other departments, commissions, public officials: cont.**

Ohio Areawide Coordinating Agency) Representatives last week regarding the Snow Road Resurfacing Project from State Route 237 to West 130<sup>th</sup> Street. This project would include resurfacing, concrete section repairs for some areas, curb repairs and catch-basin repairs. NOACA indicated that this project has been programmed for state fiscal year 2016 meaning that this contract must be advertised and awarded by June, 2016. Under this program NOACA would pay 80% of the construction; 80% of the construction and administration and inspection and the city would be responsible for the balance of 20% of those two items and then 100% of the design; with an overall project cost estimated at \$4 million dollars. Lastly, communications have been received from the District 1 Ohio Public Works Community liaison regarding the city's application for the Smith Road- Phase IV Sewer Project and approximately two-thirds of the monies requested had become available and allocated to the city's project; so currently the city is about one-third short on the grant money requested and will remain on the contingency list until those one-third monies become available.

Mr. Burgio stated with the resurfacing project on West 130<sup>th</sup> Street from Brookpark Road to Lorain Avenue will there be any updates of traffic control devices?

Mr. Piatak responded I don't believe so, that was a county lead project and will take a look at the plans and let you know but primarily this is just a resurfacing project.

Mr. Burgio stated with the resurfacing there will be new loop detectors installed.

Mr. Piatak responded I would assume if the loop detectors are disturbed during the construction then they would be replaced.

Mr. Mencini stated with the Smith Road Sewer Project the contractors are pretty much on schedule?

Mr. Piatak responded yes, they are on schedule.

Mr. Mencini stated it's good to hear about two-thirds monies for the Phase IV project and hopefully the one-third monies will be received.

Mr. Higgins stated with the Phase IV project you're talking two-thirds of the \$1 million dollars, correct?

Mr. Piatak responded I believe the application requested \$486,000 in loan money that the city was awarded and requested I think \$1.13 million dollars grant money and allocated \$755,000 and is approximately \$280,000 short of the grant portion of that request.

**Reports and Communications from other departments, commissions, public officials: cont.**

Mr. Higgins clarified so the grant money was shy of the \$1 million dollars so the city has two-thirds of almost \$800,000.

Mr. Piatak responded correct and the city will remain on the contingency list until the balance of that request becomes available; if it becomes available. If those monies don't become available then in September a decision would have to be made to move forward with the available grant monies or resubmit an application for the next program year.

Mrs. Powers asked Mr. Piatak what will the West 130<sup>th</sup> Street Resurfacing Project cost the city?

Mr. Piatak responded nothing.

Mrs. Powers continued it states in the legislation under Funding that the city will be sharing the costs.

Mr. Piatak responded the county will take the shared costs out of the license plate tax; so there will be no monies from the city funds.

**Service Director Cayet**

Mr. Cayet stated the crews battled a 26-hour snowstorm over the weekend and an ice storm today so the city's salt is getting low but an order has been placed. There are several water breaks in the city and the City of Cleveland has been pretty good on responding. There was a huge water break near the area of Smith Road and Remora Blvd. and traffic was detoured done Remora; as the weather breaks crews will be out saw-cutting and concreting the water breaks.

Mr. Mencini stated the plow crews are doing a great job these past seven weeks with all the snow.

**Safety Director Byrnes**

Mr. Byrnes stated no report this evening.

**Law Director Jamison**

Mr. Jamison stated no report this evening.

**Recreation Director Fields**

Mrs. Fields stated this is the last week for basketball and playoffs start this week. The annual Midnight Madness for children grades 3 to 8 will be held on Friday, March 20<sup>th</sup> from 8:00 p.m. until midnight and the next Youth Dance will be held on Friday, March 27<sup>th</sup> from 7:00 p.m. to 10:00 p.m. and will probably having these dances on a monthly basis. Donations are being accepted for the

**Reports and Communications from other departments, commissions, public officials: cont.**

annual Easter Egg Hunt which will be held on Saturday, March 28<sup>th</sup> from 12:00 noon to 2:00 p.m.

Mr. Mencini stated good job on the front desk situation and complimented Mrs. Fields and Andre Gonzalez for the situation with illegal players and lastly thanks to Andre for the last monthly dance it was a great event and worked out very well.

Mr. D'Amico stated when will the sponsorships for baseball be coming out?

Mrs. Fields responded within the next few weeks.

Finance Director Cingle

Mr. Cingle stated no report this evening.

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**OTHER COMMUNICATIONS, PETITIONS, AND VERBAL APPROVAL:  
(INTRODUCTION OF NEW LEGISLATION):**

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**MISCELLANEOUS BUSINESS (APPOINTMENTS, CONFIRMATIONS):**

1. Recreation Commission – Victor Roman – 5 year term

Mr. Burgio stated that Mr. Roman has been doing a great job as Recreation Commissioner and am recommending Mr. Roman to be reappointed.

**Motion** by Mr. Burgio, supported by Mr. Higgins, to reappoint Victor Roman for another five-year term to the Recreation Commission.

**ROLL CALL: AYES:** Burgio, Higgins, D'Amico, Troyer, Salvatore, Mencini, Powers  
**NAYS:** None. The motion carried.

Mr. Patten congratulated Mr. Roman on his reappointment.

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**INTRODUCTION OF RESOLUTIONS AND ORDINANCES: (FIRST READING):**

1. ORDINANCE NO. 9959-2015, ENACTED BY THE CITY OF BROOK PARK, CUYAHOGA COUNTY, FOR THE RESURFACING OF WEST 130<sup>TH</sup> STREET (CR-48) FROM BROOKPARK ROAD TO LORAIN AVENUE Introduced by Mayor Coyne

Mr. Patten stated that Ordinance No. 9959-2015 has had its First Reading.

**Introduction of Resolutions and Ordinances: (First Reading): cont.**

- 2. ORDINANCE NO. 9960-2015, AUTHORIZING THE MAYOR TO ADVERTISE FOR REQUESTS FOR QUALIFICATIONS (RFQ) FOR AN ENERGY EFFICIENCY PROJECT AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne

Mr. Patten stated that Ordinance No. 9960-2015, has had its First Reading.  
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**INTRODUCTION OF RESOLUTIONS AND ORDINANCES: (SECOND READING):**

- 1. ORDINANCE NO. 9957-2015, TO PROVIDE FOR THE APPROPRIATIONS OF THE CITY OF BROOK PARK, STATE OF OHIO, FOR FISCAL YEAR ENDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY  
Introduced by Mayor Coyne & Councilman D'Amico

Mr. Salvatore – Mr. Chairman...

Mr. Troyer – Move to amend...

Mr. Patten – Councilman Salvatore...

Mr. Salvatore – Thank you Mr. Chairman, I would like to take this opportunity to propose a few amendments and would like everyone to know that most Members of Council worked very diligently on this budget and have talked back and forth for the last several weeks; meeting with both the Finance Director and Mayor trying to get the budget balanced and eliminate the city’s structural deficit.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 110 – Council- line item 823 – Contractual Services to adjust the original appropriation of \$12,493.43 to \$15,000 for an amended appropriation of \$27,292.43.  
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Mr. Troyer stated I haven’t had time to look at these and sent out my proposals.

Mr. Patten responded okay, you will be recognized as well, go ahead Rick. We will go one at a time with the amendments.

Mr. Troyer asked what is the reason for this amendment?

Mr. Patten responded this amendment is for the Legislative Update that was discussed that Council talked about.

Mr. Salvatore stated this is to make the residents’ aware through communications and additional funds were needed to do that properly.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

Mrs. Powers stated during the roll call that I don't know enough about this because it looks like Council has a good communications budget as it is and there was a lot of monies spent last year on communications.

Mr. Patten stated this is a yes or no vote.

The clerk continued with the roll call.

**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, Mencini, Troyer, D'Amico  
**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. Burgio, to amend Fund 111 – Clerk of Council line item 821 – Personal Services to adjust the original appropriation of \$105,826.77 to \$15,231.32 for an amended appropriation of \$90,595.45.

**ROLL CALL: AYES:** Salvatore, Burgio, Mencini, Higgins, D'Amico, Troyer  
**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 325 – Community Development – line item 821 – Personal Services to adjust the original appropriation of \$117,371.20 for an adjusted amount of \$3,876.55 for an amended appropriation of \$113,494.65.

**ROLL CALL: AYES:** Salvatore, D'Amico, Troyer, Mencini, Burgio, Higgins,  
**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 341 – Recreation – line item 821 – Personal Services to adjust the original appropriation of \$478,602.02 for an adjusted appropriation of \$5,567.00 for an amended appropriation of \$473,035.02.

**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, Mencini, Troyer, D'Amico  
**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 402 – Human Resources – line item 821 – Personal Services to adjust the original appropriation of \$104,442.,79 for an adjusted appropriation of \$3,834.10 for an amended appropriation of \$100,608.69.

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Mrs. Powers stated the reason I am voting no on all of these is because I don't think that these funds have been cut nearly enough. If someone can tell me how these figures were derived from and decided; but I think that these funds should be cut more than this.

Mr. Salvatore stated these are suggestions that were picked up from discussions that we had with you relative to rolling back the salary range to fall in line with people are being paid, is that correct Finance Director Cingle.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

Mr. Cingle responded that is correct.

Mr. Troyer stated I need a second to look at these numbers because they are different than what we started with. Fund 402 – Human Resources Council had the amount of \$117,981.00 and you have it starting at \$104,000.00.

Mr. Salvatore interjected that all of these numbers have been certified by the Finance Director.

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**ROLL CALL: AYES:** Salvatore, D'Amico, Troyer, Mencini, Burgio, Higgins

**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. Burgio, to amend Fund 410 – Safety Director – line item 821 – Personal Services to adjust the original appropriation of \$126,585.37 for an adjusted amount of \$6,342.82 for an amended appropriation of \$120,242.55.

**ROLL CALL: AYES:** Salvatore, Burgio, Mencini, Higgins, D'Amico

**NAYS:** Powers, Troyer. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 412 – Police Department – line item 821 – Personal Services to adjust the original appropriation of \$3,746,647.75 for an adjusted amount of \$48,754.31 for an amended appropriation of \$3,697,893.44.

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Mrs. Powers stated there were two people that retired out of this department and saving those two salaries there should have been a bigger cut.

Mr. Troyer stated this is the first that I have seen any of these numbers, we (Councilman Troyer and Councilwoman Powers) came out with some of our suggestions last meeting and put amendments in writing yesterday of how our proposals would work and now without being asked or having these numbers presented ahead of time. Some of them do mirror what we wanted to do that is the reason I voted yes for them but there are some here such as the Police and Fire Departments I've had no time to look into this to see what I would want to do and why I'd want to do this; so I will vote no on the ones that I haven't had a chance to look at and vote yes on the ones that match what we wanted to do, that is why I'm voting this way but we had no prior knowledge of these amendments and have to vote accordingly.

Mrs. Powers commented I think that Mr. Troyer is absolutely right I was handed these amendments by Mr. Higgins when this discussion started so I don't think Council should be voting on any of these amendments until there has been time to study these numbers. This city had all of these layoffs last year and wasn't reflected in the budget presented originally and when broken down by

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**  
departments I don't have time to know where those layoffs occur and which of these funds it should have affected. We should not be having the same budget with 18 fewer people on the payroll compared from last year so I think that we should just table this and can discuss it but don't think we should be voting on it.

Mr. Patten stated there is a motion on the floor that has been properly seconded so the roll has to be called on the motion.

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**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, Mencini, D'Amico  
**NAYS:** Powers, Troyer. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 412 – Fire Department – line item 821 – Personal Services to adjust the original appropriation of \$3,437,784.48 for an adjusted amount of \$159,276.50 for an amended appropriation of \$3,278,507.98.

**ROLL CALL: AYES:** Salvatore, D'Amico, Mencini, Burgio, Higgins  
**NAYS:** Troyer, Powers. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. Burgio, to amend Fund 415 – Building Department line item 821 – Personal Services to adjust the original appropriation of \$521,605.66 to adjust \$13,888.64 for an amended appropriation of \$507,717.02.

**ROLL CALL: AYES:** Salvatore, Burgio, Mencini, Higgins, D'Amico  
**NAYS:** Powers, Troyer. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 420 – Service Director – line item 821 – Personal Services to adjust the original appropriation of \$185,347.26 to adjust \$62,716.05 for an amended appropriation of \$122,631.21.

**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, Mencini, Troyer, D'Amico  
**NAYS:** Powers. The amendment carried with a vote of 6-1.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 880 – Transfers & Refunds – General Fund to adjust the original appropriations of \$2,254,300.00 to adjust \$60,000.00 for an amended appropriation of \$2,194,300.00.

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Mrs. Powers stated with this fund where are the monies being transferred from; why this fund needs to be adjusted and where the monies are going.

Mr. Cingle responded this is the reduction and transfers to the police and fire pensions.

Mrs. Powers asked these monies stay in the General Fund as extra monies?

Mr. Cingle responded the appropriations in the General Fund will be reduced by \$60,000 per the proposed amendment.

Mrs. Powers stated these items that Council is voting on tonight when Council gets the adjusted budget next meeting can the budget be further adjusted?

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

Mr. Patten if you make a motion and get a second and all your colleagues agree with you; yes you can.

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**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, Mencini, D'Amico  
**NAYS:** Powers, Troyer. The amendment carried with a vote of 5-1.

**Motion** by Mr. Salvatore, supported by Mr. Burgio, to amend the General Fund appropriation of \$11,091,005.73 for an adjusted amount of \$364,487.29 for an adjusted appropriation of \$10,726,518.44.

**ROLL CALL: AYES:** Salvatore, Burgio, Mencini, Higgins, D'Amico  
**NAYS:** Powers, Troyer. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 243 - Economic Development – line item 325 – Community Development to adjust the original appropriation of \$141,547.94 for an adjusted amount of \$690,000.00 for an adjusted appropriation of \$831,547.94

**ROLL CALL: AYES:** Salvatore, D'Amico, Burgio, Higgins  
**NAYS:** Troyer, Mencini, Powers. The amendment carried with a vote of 4-3.

**Motion** by Mr. Salvatore, supported by Mr. Higgins, to amend Fund 243 – Economic Development – line item 325 – Supplies and Materials to adjust the original appropriation of \$1,000,000.00 for an adjusted amount of \$1,000,000.00 for an adjusted appropriation of zero (0).

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Mrs. Powers stated I would like to know why these monies were appropriated and then taken away.

Mr. Salvatore responded the reason for this amendment will be in a forthcoming amendment.

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**ROLL CALL: AYES:** Salvatore, Higgins, Burgio, D'Amico  
**NAYS:** Powers, Mencini, Troyer. The amendment carried with a vote of 4-3.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 243 – Economic Development – Capital Outlay to adjust the original appropriation of \$0.00 for an adjusted amount of 270,000.00 for an adjusted amendment of \$270,000.00.

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Mr. Salvatore stated these monies will go towards the Sidewalk and Cross Connection Programs.

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**ROLL CALL: AYES:** Salvatore, D'Amico, Burgio, Higgins  
**NAYS:** Troyer, Mencini, Powers. The amendment carried with a vote of 4-3.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 711 – Police Pension Fund – line item 412 – Police Department – Personal Services – to amend the original appropriation of \$604,465.31 for an adjusted amount of \$9,371.21 for an adjusted appropriation of \$595,094.10.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.****ROLL CALL: AYES:** Salvatore, D'Amico, Mencini, Burgio, Higgins**NAYS:** Troyer, Powers. The amendment carried with a vote of 5-2.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to amend Fund 712 – Fire Pension Fund line item 413 – Fire Department – Personal Services to amend the original appropriation of \$708,543.52 for an adjusted amount of \$37,680.00 for an adjusted appropriation of \$670,863.52.

**ROLL CALL: AYES:** Salvatore, D'Amico, Mencini, Burgio, Higgins**NAYS:** Troyer, Powers. The amendment carried with a vote of 5-2.

Mr. Salvatore stated the total changes equal \$451,538.50 and going into the Economic Development Program will be increased by \$500,000.00; Sidewalk Program increase of \$150,000.00 that includes the 50/50 split previously discussed; Housing Program increase of \$150,000.00 for the acquisition and redevelopment of properties; Cross Connection Program increase of \$120,000.00 for this well needed program and an increase of \$80,000.00 to bring back the city's Senior Services Program to be discussed at a later date how this program will be implemented. Mr. Salvatore continued by passing these amendments and accepting these programs what Council has done today and will clarify with the Finance Director that the budget has been balanced and has the city's structural deficit been eliminated.

Mr. Cingle stated by the amendments that were made and supported tonight with respect to the General Fund. At last week's meeting the proposal before the amendments showed a structural deficit of \$275,567.00 and as a result of these amendments, speaking to the General Fund, the structural deficit has been eliminated, and there is a surplus of \$86,471.00.

**Motion** by Mr. Salvatore, supported by Mr. D'Amico, to approve the Economic Development Program, Sidewalk Program, Housing Program, Cross Connection Program and Senior Services Program to be implemented in the future.

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Mr. Salvatore thanked Members of Council, Mayor Coyne and Finance Director Cingle for their diligence on this budget, I am very proud the direction this city is heading in, and there is still a lot of work to do but economic development is very important for the future of this community; the sidewalk program as mentioned gives street appeal and when the city had this program before it was a huge success; the housing program is long overdue and the cross connection program is vitally for residents' that are experiencing flooding and the senior citizens are a well deserved group of people that deserve the city's attention.

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**ROLL CALL: AYES:** Salvatore...

Mr. Troyer – Point of Order – what are we voting on there is no amendment.

Mr. Patten – This is for the programs passed showing support.

Mr. Troyer – I don't think this is proper to do this there is no legislation and Council is not amending anything; it's just something written on a page so I don't see a reason to call the roll or have a vote because there is nothing to vote on it is just figures at a bottom of a page; there should be legislation for these programs....

Mr. Patten – I understand...

Mr. Salvatore – Mr. Chairman...

Mr. Patten – Go ahead Mr. Salvatore...

Mr. Salvatore – I think its very important that the roll is called on this all these amendments led up to this and this is the bottom line of the amendments made; balancing a budget; eliminating a structural deficit and telling everyone where Council is going to put the monies and where it's going to go. Everyone has asked for transparency as well as a couple Members of Council who have asked where the money is going to go so we're identifying where the monies are going to go.

Mr. D'Amico – I think it's important that Council has a vote on this because that solidifies where Council is spending the monies. Council is just not taking the monies and putting in a fund these items are line items marked and the city will be doing the programs.

Mr. Patten – We are going to put Council to a vote.

Mayor Coyne – I think it is in order to have a program narrative as part of the document, it's an explanation of the amendments that were made, and a narrative is in order in whatever form the Council President determines.

Mr. Patten – All those in favor of the programs raise your right hand; all the amendments made for those programs raise your right hand. Those that don't hands are down, move forward.

By a show of hands the following Members of Council voted Salvatore, D'Amico, Higgins, Burgio, Mencini.

Mr. Troyer – I will abstain on that.

Mr. Patten – Do you have an amendment Councilman Troyer?

Mr. Troyer – Yes I will but what we just went through, through the chair to Finance Director Cingle. How does that affect the city's reserve fund balance?

Mr. Cingle – Through the chair to Councilman Troyer are you referring to the Fund Balance Reserve Policy?

Mr. Troyer – Yes.

Mr. Cingle – It will increase the projected fund balance from the 11 – 2015 balance of \$2,680,330.20 up to approximately \$86,470.00.

Mr. Troyer – Thank you, I do have an amendment and will have to adjust it now because things have changed.

Mr. Patten – Go ahead.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

**Motion** by Mr. Troyer, to amend to delete the \$1,000,000.00 transfer from Fund 880...

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There was some confusion with what documents Mr. Troyer is referring to so Mr. Patten asked for clarification of the document.

Mr. Troyer – page 2 of the legislation that has already been changed by \$60,000.00 and was originally \$2,254,300.00 and my amendment was to move \$1,254,300.00 but \$60,000.00 was changed tonight so take the \$940,000.00 out of that fund and amend to \$1,251.850.00.

Mr. Higgins – Take it out of there for what?

Mr. Troyer – I have a list of things that we were going to do with this.

Mr. Higgins – Where are you going to put it?

Mr. Troyer – I'm sorry we're going to take it out of that fund and leave that money... basically what I'm trying to do is leave that money in the Sound Insulation Fund; so the \$1 million dollars would not come out of the Sound Insulation Fund, it stays that is the attempt. Now I have to look into it because Council has already changed some of that. So that transfer would be decreased by \$1 million dollars that would not go in there. Actually since there is \$60,000 there we could add it... The **motion** is to change on page two Fund 880 change the \$2,194,300.00 to \$1,251.850.00. Move to make that motion, move to make that amendment.

Mr. Patten – Dies for lack of second.

Mrs. Powers – No, I seconded it.

Mr. Patten – Speak into the microphone Councilwoman because I can't hear you.

**Motion** by Mr. Troyer, supported by Mrs. Powers, to amend Fund 880 – line item 827 to adjust the amended appropriation of \$2,194,300.00 for an adjusted amount of \$942,450.00 for an amended appropriation of \$1,251.850.00.

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Mr. Higgins – I'm a little confused what are you moving the money for, I don't want to move money if you're not going to tell me what you're moving it for.

Mr. Troyer – Leaving it in the Sound Insulation Fund where it should be.

Mayor Coyne – He is proposing no transfer.

Mr. Patten – Right.

Mr. D'Amico – In essence then you're asking that the programs be put forward with the \$1 million dollar transferred go away basically?

Mr. Troyer – We can find it somewhere else.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

Mr. D'Amico – I'm saying the programs Council brought forward tonight, those five, additionally whatever they were you are saying we shouldn't do those programs; I need to know that now.

Mr. Troyer – No, that's not what I'm saying; I'm saying it doesn't come out of this fund.

Mr. D'Amico – Again, Council made the motion as stated to use the monies for those programs and in essence you're telling us to transfer the monies back so we're saying no to those programs we just made the motion to accept.

Mr. Troyer – No, I'm saying we'll have to find the monies somewhere else.

Mr. D'Amico – No you're not, Mr. Chairman go ahead.

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**ROLL CALL: AYES:** Troyer, Powers

**NAYS:** Higgins, Burgio, Mencini, Salvatore, D'Amico. The motion **failed** with a vote of 2-5.

Mrs. Powers – Can I make an observation; Mr. Salvatore when he was talking about how much time he put into this budget to decide where he wanted to make cuts tonight and how many hours he stayed up over it. Last week when we were in here Councilman Troyer and I brought a budget forward and nobody was in favor and I don't know who Councilman Salvatore contacted but the one person I know he did not contact was me. He knew I was working on a budget; he knew I'd been going over the figures and if you really wanted to have a consensus of all of Council then you should have contacted all of Council.

Mr. Patten – Councilwoman, I hear you and this is something that everybody has to work on and I've had discussions with you I do think that everybody needs to communicate so after the meeting, or whatever, I'd suggest that you get with some of your colleagues and have that discussion. Councilman Troyer do you have further amendments?

Mr. Troyer – Yes I do, I'll go ahead and do these: **Motion** by Mr. Troyer, supported by Mrs. Powers, to increase Fund 423 – Sanitation change the appropriations from \$1,186,035.22 to \$1,100,000.00. I'll do this all in one motion so the motion let me go through it. 821 – Personal Services will change to \$675,000.00; reduce 823 – Contractual Services to \$2,500.00 and increase 824 – Supplies and Materials to \$422,350.00.

**ROLL CALL: AYES:** Troyer, Powers, Mencini

**NAYS:** Higgins, Burgio, Salvatore, D'Amico. The motion **failed** by a vote of 3-4.

Mr. Troyer – Mr. Chairman, I have one more.

**Motion** by Mr. Troyer, supported by Mrs. Powers to amend Fund 429 – Sewers and Drains change from \$1,329,880.62 to \$930,000.00 that reduces line item 821 – Personal Services to \$776,874.35.

**ROLL CALL: AYES:** Troyer, Powers

**NAYS:** Higgins, Burgio, Mencini, Salvatore, D'Amico. The motion **failed** by a vote of 5-2.

**Introduction of Resolutions and Ordinances: (Second Reading): cont.**

Mr. Patten asked the clerk to read Ordinance No. 9957-2015 as amended.

Ms. Blazak – TO PROVIDE FOR THE APPROPRIATIONS FOR THE CITY OF BROOK PARK, STATE OF OHIO, FOR FISCAL YEAR ENDING DECEMBER 31, 2015 AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne and Councilman D'Amico.

Mr. Patten stated that Ordinance No. 9957-2015 has had its Second Reading.  
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**THIRD READING OF RESOLUTIONS AND ORDINANCES:**

1. ORDINANCE NO. 9956-2015, AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CITY OF CLEVELAND FOR MUTUAL AID AND ASSISTANCE IN FIRE PROTECTION AND DECLARING AN EMERGENCY  
Introduced by Mayor Coyne

**Motion** by Mr. Higgins, supported by Mr. Burgio, to adopt.

**ROLL CALL: AYES:** Higgins, Burgio, Mencini, Salvatore, Troyer, D'Amico

**NAYS:** Powers. Ord. No. 9956-2015 has passed under Third Reading. Adopted.  
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**Motion** by Mr. D'Amico...

Mr. Troyer – Point of Order, we have nothing posted on the agenda.

Mr. Patten – We don't have to we can call it from the floor.

Mr. Troyer – Okay, what is this concerning?

Mr. Patten – For possible litigation, there's a motion for possible litigation.

**Continued motion** by Mr. D'Amico, supported by Mr. Burgio, to go into Executive Session for Litigation.

**ROLL CALL: AYES:** D'Amico, Burgio, Mencini, Higgins, Salvatore

**NAYS:** Powers.

**ABSTENTION:** Troyer. The motion carried at 9:51 p.m.

**Motion** by Mr. D'Amico, supported by Mr. Salvatore, to adjourn the Executive Session. Members of Council voted AYE. The motion carried at 10:15 p.m.

**Motion** by Mr. D'Amico, supported by Mr. Higgins, to go back to the Regular Order of Business. Members of Council voted AYE. The motion carried.

There being no further business to come before this meeting Council President Patten declared this meeting adjourned at 10:16 p.m.

RESPECTFULLY SUBMITTED Michelle Blazak  
Michelle Blazak  
Clerk of Council

APPROVED April 7, 2015

THESE MEETING MINUTES ARE A SYNOPSIS, NOT TRANSCRIBED IN THEIR ENTIRETY, ALTHOUGH ACCURATE.