

**REGULAR COUNCIL MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, SEPTEMBER 15, 2015**

The meeting was called to order by Council President Patten at 8:41 p.m., the clerk called the roll and the following Members of Council answered:

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

Also in attendance were Safety Director Byrnes, Service Director Cayet, Finance Director Cingle, Recreation Director Fields, Engineer Piatak, Law Director Jamison and Building Commissioner Hurst.

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Regular Council meeting held on August 4, 2015.

Motion by Mr. D'Amico, supported by Mr. Mencini, to approve as printed. Members of Council voted AYE. The motion carried.

2. Regular Council meeting held on August 18, 2015.

Motion by Mr. Mencini, supported by Mr. D'Amico, to approve as printed. Members of Council voted AYE. The motion carried.

REMARKS FROM THE AUDIENCE (ON ANY SUBJECT):

Mary Calabrese

5343 West 149th Street

Ms. Calabrese stated I would like permission from President Patten to address my Councilwoman in Ward 3. Councilwoman Powers, I listened to a lot of items that you seem to be very concerned about in our ward but there seems to be a couple of things that you've have oversight on. We have had a rash of criminal activity in Ward 3 and not once during this period of time have you contacted any of the victims that have been in my area; nor have you been through the neighborhood campaigning, nor have you had anything on your website or sent anything out. What is the status have you worked with the police chief, have you met with the residents' or the victims or any of the safety force members. What have you done?

Mrs. Powers responded I have talked with the Chief of Police; I have talked with the Mayor and Safety Director Byrnes and do drive through my neighborhood often. I have not campaigned except for West 147th Street and will get to the rest of it by November, hopefully. I don't know what I can do about it if the police are doing their job and taking care of the criminal activity, that's all about I can do for it. I'm sorry if I've disappointed you but I tried my best.

Remarks from the audience on any subject: cont.

Ms. Calabrese stated you just stated fact that you have driven through your neighborhood, you have not driven...

Mrs. Powers interjected I have driven through every street in the Fairlawn section, every week I drive through sometimes twice a week; just up and down the streets seeing what is going on.

Ms. Calabrese continued what have you noticed.

Mrs. Powers responded I have noticed nothing because I've been over there in the middle of the night a couple of times and noticed things going on then and have called the police about it.

Ms. Calabrese continued what about the victims or the residents' have you done anything to at least advise them? Because one of the big things that I'm hearing from my neighbors and a lot of them are what I consider long-term who have built homes since the 1950's; they've been there. I have not heard anything from anyone saying what you are doing about this, you haven't scheduled a neighborhood meeting, you haven't sent out any type of information other than you flyer that arrived at homes. There has been nothing set up to say here's things you should do to protect your home and your environment, these are the safety precautions you should take; nothing has been given to them to make them feel safe. I have two neighbors that are in their 80's, actually three, that are very concerned and such things as putting out information that will help them; making sure you tell them keep your doors locked even when out in the yard take a set of keys with you. Keep your garage doors down when you're not home or even when you are home but that has not been given. There hasn't been a community meeting scheduled you haven't met with anybody to even discuss this. So you ask me what you can do there is a lot you could do as our representative to help the residents' what is going on and how they should feel protected and safe in their neighborhoods that we felt very safe in. I see the police going down the street their presence is there.

Mrs. Powers stated as I said I have been over there in the middle of the night, I have called policemen, I perhaps have been lax in thinking that people know if you call me and I call the police or if you have a problem in your neighborhood. You call the police and cut out the middle man and get a direct contact and quicker response. I have to talk to the safety director, police chief, the dispatcher all of that takes time away from what is happening right at the moment. If you call the police directly then you get a quicker response time. I cannot stop the crime that is happening now can the Mayor ..

Ms. Calabrese interjected I have told them exactly and you would be the last person I would call if someone was breaking into my house, my garage or on my property. I

Remarks from the audience on any subject: cont.

would call 911 as we should. You would be the last person I would call because I've tried calling you and we had these conversations before about you not returning calls and your phone wasn't set up, your answering machine wasn't set up and this was early on in April and May, when we had some concerns. The other thing that I really would like to address again is your literature. I spoke with you and I said I was extremely happy to support a woman, I think we need a strong woman on Council; we need diversity and people here that are going to understand all the problems of our community. I served this community for 23 years and a lot of you people know me because I served with you on the Board of Zoning Appeals and Planning Commission. I've seen this city grow and think that what has happened it takes a long time for positive growth and I do see the positive growth because I was here when Brook Park took over the north side of Brookpark Road. I was here when we set up that adult entertainment district and I see what has been done over the years with those businesses that are called undesirable are slowly going away. We are getting good businesses. Brook Park is starting to redevelop but it takes time. I have a question; again, when you came into my home I sat down with you in my yard and said to you I would be happy to support any woman that was going to be strong enough to go in with convictions of our continuing growth of our city in a positive manner. In your literature you state that you would oppose the emergency clause in the legislation; why do you oppose that?

Mrs. Powers stated as you see tonight it's bringing forth the emergency clause and if the emergency clause is put on tonight's agenda. It gets passed on tonight's agenda and the community doesn't have the opportunity to find out what is happening with these proposals, until after the fact.

Ms. Calabrese continued after two years of being on Council you still feel that is why the emergency clause is there for? Or did you ever sit down and ask your law director what this means and what does it do.

Mrs. Powers stated no, but I've read...

Ms. Calabrese asked what have you read.

Mrs. Powers stated that it is...

Mr. Troyer – Point of Order, this is an attack.

Mr. Patten – The resident is asking a question and she willfully responding, continue.

Mrs. Powers stated at this point since you're saying I haven't been in your neighborhood I would like to have a private meeting with you. You name the time and we will go over all my city shortcomings.

Remarks from the audience on any subject: cont.

Ms. Calabrese stated again, the emergency clause of our legislation that you passed, what does that truly mean. What does that give the authority to do it does not mean that you do not have to give it three readings....

Mrs. Powers interjected right...

Ms. Calabrese interjected right, what does that mean...

Mrs. Powers stated it means that you're going to put it on tonight and if you put it on tonight and enough Council members pass it tonight it gets passed tonight.

Ms. Calabrese stated the reason I ask you this is because two years ago I sat down with you and explained to you exactly what that meant, when you had it in your literature back then and said they use this clause way too much; I said to you it does not mean what you think it means. I suggest that you call the State of Ohio Auditors and ask them what this clause means because all it does is allow you to table it, deny it and it doesn't mean it is going to get passed that night. There can be three readings and can have a public hearing with an emergency clause.

Mrs. Powers – Point of Order, Mr. Chairman.

Mr. Patten – What's your point Councilwoman.

Mrs. Powers – My point is as Councilman Higgins said to Councilman Troyer this is just a political attack. I will meet with her when she wants to meet with me; we can make a mutual agreement and can talk about this. As for tonight we have other business to attend to.

Ms. Calabrese stated I will apologize for being concerned about my neighborhood; the whole city in fact, as far that goes. I am asking you a question that you printed in your literature to have it explained. You are right if you want to consider this political the political part is on your end not mine. I am one of your constituents and have called you over and over and you have not returned my calls nor have you answered my questions when I asked you to. You give me I will look into it and get back to me you have only gotten back to me one time in six months.

Mr. Patten asked Mrs. Powers if she will get in touch with Ms. Calabrese tomorrow.

Mrs. Powers responded if she will give me her phone number, I will do that. Because I have not had a phone call from her and actually I have spent more time in the Fairlawn district than any other place in my ward because of the problems over there.

Ms. Calabrese stated she will provide her phone number in writing.

Remarks from the audience on any subject: cont.

John Rocco

5377 West 151st Street

Mr. Rocco stated the reason in the first couple of rows are residents of West 151st and are here about the neighbor disputes that have been going on for the past four years. You may have heard some of the issues that one 48 year-old female is causing; we're not sure what her agenda is maybe you can help us figure this out. It started about four years ago after a summer of roughly 30 to 40 calls to the police; some were multiple calls in one evening for noise, children playing outside after dark or in the street. Keep in mind that West 151st is a dead-end street and all this happens at the dead-end of the street. We're not irresponsible parents letting out kids play in the street where traffic is an issue. Because of this (Police) Chief Foster decided to hold a mediation hearing and we all agreed and there was 15 residents' from the street that appeared; the 48 year-old female did not show up. We spoke about ways that we could help resolve these issues for example not playing corn-hole after 11:00 p.m. in the front yard, not allowing our children in the street after dark. We informed Chief Foster that we would be more conscious of what time it is and our noise level and everything seemed to be fine for a minute; then it just started up again. The police have always been very professional and unfortunately we understand they have to come out Chief Foster informed us that if a call is received they must come; they understand time is being wasted and taxpayers are being wasted on this nonsense. Never, ever in the four years has there ever been a citation issued to anyone. Since our mediation things have definitely are worse the 48 year-old female goes up and down the street trying to speak to every elderly person that she can speak to. To inform them that we're bad people and also try to provoke them to call the police on us for whatever possible reason such as a child getting a ball on their lawn, whatever it may be. We know for a fact she has numerous cameras all over the property and we're told she has listening devices but haven't found any, is basically what it came down to. One evening we had a gathering at the Roberts home that is the next door neighbor of the 48 year-old and we were inside the home. A policeman knocked on the door to inform us that the 48 year-old heard a conversation among us that we were going to slice her tires; so at this point we cannot even gather together in our own home let alone outside. This is very embarrassing especially when you have guests at your home and you feel the need to explain this and also makes our neighborhood look bad. One Friday evening Mr. Roberts who has two children and his wife by themselves was late October and probably the last time that he could grill for the season was out there with his grill and a small fire pit. Next thing you know you hear sirens coming I believe it was probably the biggest fire truck that Brook Park owns that came down West 151st Street for a fire pit; it took three firemen probably six to eight minutes to get that truck out of there, for a fire pit. We should have let the Mayor and some Council Members know about the issues for the simple reason that Mayor Coyne, Councilmen Salvatore and Mencini kindly appeared at our annual street party. We kind of got a sense that they were trying to feel us out to see what kind of people we were and if these complaints were legitimate, maybe-maybe not, I

Remarks from the audience on any subject: cont.

don't know that for a fact. By the way the fire department and police showed up on that day to our gathering to join in the fun, eat some food and let the children check out the vehicles. After the street party and rumors that our Council person was engaged in conversation with the 48 year-old female we had high hopes that a resolution was in the making. To our surprise our Councilperson, the 48 year-old female, two senior citizens and three people that don't even live in the neighborhood, with two of them not living in Brook Park. Went to the police or the Mayor about mediation which had already happened and they refused to come. Then on August 29th of this year approximately 8:00 p.m. we were outside in the front yard on the neighbors property roughly about five doors down from me the Coons, who are present today, a small gray Chevy came down the street very slow at five miles per hour and looking very suspicious. Went down to the end of the street turned around and parked on the correct side of the street facing the wrong direction in front of the 48 year-old home turned their lights out and never exited the vehicle. After what seemed to be about 15 to 20 minutes we got concerned and started walking that way and the vehicle started approaching us, passed us by and it was our Council person. We felt that was strictly an act of intimidation she wanted us to know she was there and, of course, the police came at 11:15 p.m., to find three adults standing there talking, no music no corn-hole, no lights, nothing. These actions let us know that our Council person represents only chosen constituents and no resolution will occur; only that fuel is being added to the fire by her actions. We respect all our police officers and think they do an incredible job especially today with the way things are we understand that they have a job to do and when they are called they must come. We all know that police whenever we gather no matter what time of day it is or what time of night it is we know the police are coming; it's only a matter of when they're coming; they have made roughly 100 visits in the last four years. We are just hard-working families and good friends with most of our neighbors that like to cook out and have an occasional drink and let the children be children. Is that against the law? I don't think so. We feel like prisoners in our home and that's what brings us here tonight, at Council, to see if there are any ideas to stop this abuse of taxpayers' dollars and the possible exile of hard-working homeowners from our neighborhood. Because of the actions of one 48 year-old female modern day bully who fabricates stories and thinks she can abuse city services for her own personal agenda; which at this point the only agenda seems to be to make sure that we don't be neighbors, don't congregate and don't look out for each other. Thank you for your time the neighborly neighborhood of West 151st.

Tim Jereb

15651 Hocking Blvd.

Mr. Jereb stated I wasn't going to lead off with this but I have to take exceptions that Ms. Calabrese levied against (Councilwoman) Jan Powers. I know every time I call her she answers the phone and if a voice mail is left within a half-hour to an hour at the most I get a return call. The reason that I am up here is I would like to read

Remarks from the audience on any subject: cont.

Mayor Coyne's response to my ongoing neighbor problems. This is date-stamped September 4th and won't read the entire opinion but will get to the chase. It is my opinion that the city has met its obligations. Mr. Jereb recently informed me that he has filed charges against his neighbors no further meeting required. I got a call today from Police Chief Foster apparently its okay for somebody to threaten...its okay for me to physically threaten everybody up on the dais and everybody in the audience because the prosecutor chose not to press charges on them. If there are more than two people in the front yard next door to me I do not leave my house. I've already been on my way to cut the lawn and see a crowd and turn around and put the lawnmower back in the garage. Because my physical safety was threatened not only by her son but less than five minutes by his mother; all they know how to do is show acts of violence to correct the problem. I have had complaints from neighbors seven to eight houses up the street from me because they can clearly hear the music coming from her son and his friends' car stereos; that means that every window is rattling. I call the police nothing is done it's within acceptable measures. I made Councilman at Large D'Amico, Councilman at Large Burgio this offer they laughed at me. Mayor Coyne I'm going to make you the same offer I would love for you to move into my house for 30 days and I'll move into yours and see how long you put up with this; I guarantee you maybe a week to a week and a half at most. Friday night I'm sitting in my living room watching television it's party time. They kept the noise down didn't bother me something catches the corner of my eye one of the party-goers is out in front of their house and has his left hand on the trailer hitch parked in front of the house and bending over at a 90 degree angle. I know what's coming and sitting there thinking don't do it vomit all over the street, sidewalk and grass. He sits in the passenger side of the car parked in front of my house and again car door opens and the same thing all over the street, curb and sidewalk. First thing Saturday morning was hose these areas. What makes this behavior acceptable why aren't I getting any help? You refused my request for a meeting I formerly am requesting another meeting between myself, Councilwoman Powers, Council at Large, Safety Director Byrnes and Police Chief Foster because there are other things going on that I don't feel comfortable saying in front of an audience but they will be disclosed at that time. I really need this meeting and need to feel safe in my house and need for my property to be unmolested because that's what is coming next; please get back to me about the meeting.

Mayor Coyne asked Councils' indulgence to address these two things so we don't have people sitting here all night thinking there isn't going to be a response.

Mr. Patten – go ahead Mayor.

Mr. Chairman he should have read my whole response...

Mr. Jereb – I will read it I have it right here...

Remarks from the audience on any subject: cont.

Mayor Coyne – That's okay it's not necessary the fact of the matter is we have been through all these processes and here's two completely different but similar situations where you have good residents' that have to endure the complaints of someone. To this time there is no founded violation of any law or any crime being committed. To the good residents' on (West) 151st I have talked to your Councilwoman on many occasions and we have met as they said in neighborhood mediation. That's why Council created this program to address their issues and I had a discussion with...First of all it's not in her realm of authority, whatsoever, to get involved in these issues. She is to turn them over to us and to the police department. So the good residents' of this city you have to learn to tell folks no; we've done all we can. In the case of West 151st Street I didn't go there to find out if these people are great or not I know that; I was raised in this city and we played all over the place. If these same problems that people are complaining about now Rick Salvatore, Brian Higgins or myself would be who knows where probably 20 to life for playing ball in the street. So the reality of living in this town is difficult because the houses are so close and in your particular situation, I'm no belittling your issue over there, and your children should enjoy their lives. We often find that the problem goes away when the children turn 18 or 21 or move out of the house and then may come back with their own kids due to divorce, that's also the reality of our city. In your particular case we have done everything we can and involving every Councilperson up here it is not in their realm of authority or responsibility to deal with your issues. It is mine, the safety director, the police departments and the prosecuting attorney when and if a law is being broken. In your instance we've had all these complaints and as far as I know just like West 151st Street you feel the service response is necessary they think its impugning on their ability to enjoy their lives. So we have the same problem with two different effects on citizens. In my discussions with you from the first moment I met you talking about this if something threatened me I would file charges against them. Or if it failed I would let them know that I had the ability to protect myself; one of the two. In your particular instance I don't know what charges were filed I know with the case over there one of our officers charged one of the people over there with disorderly conduct and an open container. It is not unlawful I believe from my understanding of that occurrence for him to do that so that maybe why those charges were dropped. As far as your assault or threatening your life I'm not aware that you have filed any charges; I don't know about that. If you have then that's why I'm saying to you it appears to me that you're at an impasse that no means of mediation is going to change; only if there is an unlawful act being committed and someone is charged and convicted of that unlawful act. That appears to me the only remedy and I could stay at your house for 30 days and the same thing that bothers you may not bother me I don't' know. The fact of the matter is in every discussion I've had with you I've reiterated the same thing to you. So another mediation meeting with Councilwoman Powers and your neighbor is not going to work. You're at the point right now that I don't know what's going to happen so as far as what charges were dropped other than the two I've just talked about I'm not aware of that. That is what I suggest you do

Remarks from the audience on any subject: cont.

because it's the only remedy that you have. You admitted this evening that you called the police and they responded and said the noise levels were not in violation of the law; so if they are not in violation of the law the police can come, fire can come, the building department can come, but if there are no violations they cannot charge anybody with anything. I believe and the law director can correct me if I'm wrong you always have the right to file an individual complaint and the preponderance is on you to prove that, in fact, this did occur with witnesses or evidence of any kind. So the fact of the matter is I am not blowing you off but at some point we come to the point of no return with those remedies that are available for the city administration to try and help you in trying to solve your problem. In most cases and that's why we have that mediation service so people can sit face to face and we hope often times they can say it's not as bad as I think it is or it's beyond the point of no return. So, again I don't see unless facts change that there is any real reason for us to go back and go through these hoops again, it's the same issue.

Mr. Jereb stated you misunderstood me I don't want to have another mediation meeting with my neighbors. I want to have a get together with Mr. Brynes, Chief Foster and anyone that wants to attend because like I said I will not get into detail in public but there's something going on. As far as you not being aware of the charges that I filed that was in your response because you said understood that charges have been filed.

Mayor Coyne responded because that's what you told me.

Mr. Jereb continued the prosecutor said its okay for these guys or these kids to threaten him with bodily harm we're going to go after them for the open container violation.

Mayor Coyne stated I don't believe that's correct but the fact of the matter is you don't have to meet with anybody else except sit down with the Chief of Police and our investigators and give them the information that you need, you can do that at anytime.

Mr. Jereb interjected I'll make that call tomorrow.

Mayor Coyne stated there's no need with all of us to meet if you have specific information and there is a block watch meeting coming up on Monday and you are aware of particular issues. Then you present those to the Chief of Police and I'm sure he is more than capable in investigating your complaint.

Mrs. Powers asked Council President Patten for a few moments to speak to the residents' who mentioned her in their comments.

Remarks from the audience on any subject: cont.

Mr. Patten asked Council if they wanted to go out...

Mr. Salvatore stated for point of information this is audience participation and Mrs. Powers has a right to speak at the end of the meeting as you always provide Council. People here have come to bring their concerns and I want to hear them.

Mrs. Powers stated I just don't want the people who are up here making accusations to me leave before I have a response time. The Mayor, Safety Director and I had a meeting well over a year ago with the West 151st Street residents who are being harassed and yes, I went over there and sat around midnight one night for one-half hour and watched what was going up there. There was loud music, noise and the children came down to see my car and circled around me. So yes I know there is a problem but these people say they are immune to any kind of punishment because they have friends in city management and everyone is laughing about that including the Mayor.

Mr. Patten went back to audience participation.

Chris Wcislo

6369 Wolf Road

Ms. Wcislo wished a Happy Birthday to Mayor Coyne.

Sharon Miller

American Legion Boy Scout Troop #610

Ms. Miller stated there are two boy scouts in attendance tonight because they will be earning their Eagle Scout merit badge for attendance; they wanted me to thank you.

Mr. Patten and Mr. Mencini congratulated the boy scouts on earning their badges.

Jeff Duke

Eliza Duke

15914 Remora Blvd.

Mr. Duke stated with me I have my daughter and I thought about this presentation after the last meeting where Mr. Viol gave everybody a quiz; that really got everyone's attention going and rather than a quiz we thought we would have show and tell that might change the mood of the meeting. This is on a different topic but is near and dear to my backyard which is infrastructure and is something that is not on tonight's agenda, but had discussions in July and August. This is not against Mr. Cayet because service crews are working hard doing their job but we wanted to bring up one of the latest pieces of our roads to show the current state of the city roads and what we have to face in the future. There are a lot of challenges such as safety, neighbor issues and other things like that but we just have some base issues here

Remarks from the audience on any subject: cont.

that my daughter would like to talk about. This is a little something that shows how our roads need some attention as the sewers and infrastructure as well. Mr. Duke showed pieces from Remora Blvd. and Mr. Cayet knows about the catch-basins on Remora Blvd. that will be getting attention and there are a lot of these across the city that need work. Somehow we have to find the way to get that work done because we don't have enough proactive maintenance going on with our 76 or so miles of streets and 76 plus miles of storm and sanitary sewers. If we were trying to address one mile it would take 76 years and we're not even doing that. So what do we have to do to improve that and is something that brings up my final point before turning over to my daughter. This is a little bit of a reality show that is going on this is a Survivor bandana and within Survivor it's about outplaying, outwitting or outlasting. The winners have the best alliance and right now we need that alliance with Council, the administration and with the public to figure out how to move forward.

Ms. Duke stated my friend a couple of days ago was riding her bike in the street because where she lives in Ward 4 her sidewalks are in such disrepair that it's bumpy to ride your bike and can get hurt. She was riding in the street and there is one tiny pothole the size of this piece of asphalt and what happened is she got stuck in this asphalt and flipped over and landed on her hand, her writing hand her good hand; she had a such a bad scar that she had to wear gloves. It scares me and my friends to go out and ride our bikes in the streets because they are in such a state of disrepair. I and my friends would be very thankful for the service department for getting these road and sidewalks fixed so we can ride our bikes and not worry about getting hurt, injured or something else happening.

Jack Thomas
15913 Remora Blvd.

Mr. Thomas stated I would like to address two issues for Council's review this evening. First off I read the article from Grant Segal of the Plain Dealer dated September 11, 2015 in regards to the consolidation of our safety services to one location in the City of Parma. First I would like to say that I'm not against any of these things but as most of you know me I have no problem asking some tough questions to make sure we come to the proper resolution. I'm questioning the savings in this regard we would have to pay the City of Parma \$52,470.00 up front for additional start-up costs. According to the article the city would have to pay at least \$364,675 in yearly fees. Part of the question got answered today and it must have been a misprint in the paper about the 22% and mentioned that it is divided up. So bear with me because I used the 22% but the procedure I want to put forth is the same. You have to start with that as a base in the first year when that amount is added to year two that is a new base that is established. So in this case if it wasn't a full 22% you would start there and after the 22% our costs in year two would actually be \$444,903.50 paid to the City of Parma. After year two and start with a new base and move forward again that

Remarks from the audience on any subject: cont.

is now a \$99,000 to the costs which brings it to \$544,782.72 to the City of Parma. So if we continue to go forth for another six months which means we would be fully into the contract for three years and have to give them six months to opt-out. It could increase our amount up to a total of \$1.6 million dollars over the first 3 ½ to 4 years now dividing that out it's not that bottom line with what the Mayor is saying. I'm just saying we need to look at that to see what the actual costs savings are and also need to reiterate if the numbers are based on initial estimate of at least \$364,675.00 in yearly fees whenever at least is used in contractual language costs can only be higher not lower than originally projected. It's another attempt to privatize that our city is quite capable of handling or at least looking at handling. I'd like to see these services reviewed and the amounts reviewed before entering into any agreement. I was a little disturbed this evening that we've already put in place people taking tests, and things like if this is going to be passed no matter what. This is, I think, the disconnect that comes from the people thinking that stuff is already taking place before we ever have a right to vote on it or Council has a right to vote on it. The other item I'd like to address is also something we spoke of earlier and that is the snow plow program for the seniors. I do applaud those that have tried to push this forward as I have tried to champion this proposal for the last ten months, myself and have had meeting with several Councilmen and the Mayor on this and this is where it gets tricky. While I am in support of the initiative I cannot in good conscience get on board with the proposed funding. So I implore Council and the Mayor to review all the facts and options before advancing this proposed ordinance to a vote. It came forth tonight and I haven't asked for the cost of the program now I hear its \$6,000 a push. I did my research and always do my research and according to the National Weather Service and several other outlets that I checked into. There were only 12 events over the last year which would have qualified for the calling of our service department to plow the driveways as proposed; and that is being defined as when there is more than 2" of snowfall. I know we all remember that we had plenty of snowfall and this doesn't seem high enough of an incident rate but remember there were days when we had much more snowfall in inches, but that's considered one instance. The point is a formula needs to be reviewed that takes a total cost and divide by the number of participants to see what the cost is per occurrence. We said it was \$6,000 per push at 12 times it would be \$72,000 and at the last meeting the city said they would kick in \$85,000 towards the cost. It seems to me that the cost is covered at that point and if we privatize and that's the reason for the cost going up we also have something else to consider. Upon reviewing the city's financial report page S22 the average number of participants in this program over a ten-year period is 1,133. So, for instance, let's say we need to have the residents' kick in \$50.00 a year multiplied by the number of participants that would be \$56,650.00. If we combine that with the projected city's contribution that arrives at a total of \$141,650.00; so we need to project that against the actual cost of just that part of the program. This is why I believe Council needs to table or postpone this discussion until all pertinent facts are on the table. We do not want to have citizens locked in this contract unless it is proven to be a cost-reduction for both the

Remarks from the audience on any subject: cont.

city and its residents'. Another item that really concerns me in this and I haven't heard anybody discuss yet is the quality of the work. What is the vehicle that we are going to use to monitor the performance of the work if it is outsourced? In the current proposal, again I don't see anything, and I think it's an important piece that all of Council and the Mayor need to consider before we put it to our people. There are several options we could use such as postcards as the people do the work and drop them in the mail to let us know how is this service working; to take some of footwork away from this for the following year or any type of survey would also work. So will the city be served funding it as they always did overtime to pay city service workers rather than outsourcing another service? Would that give us more control over the operations or the citizens more transparency concerning this endeavor? Staffing is a concern that we never added personnel to this service in the past perhaps another option could be looking at temporary positions to operators to use the upgraded snow plows that we've already purchased; again just another option. We have a choice to keep this service municipally operated or not and all of these options should be on the table. It is my sincere belief that Council has an obligation to act upon this only when all data has been received and all options have been reviewed for this proposed ordinance. Once this has been accomplished I hope Council forges ahead to put this service back into place very quickly.

Liz Sayers

23065 Cedar Point Road

Ms. Sayers stated I'm up here and hear about all these ordinances and everybody is supposed to abide by them. I just want to know when it comes to these ordinances only a few have to abide by them; people need to be educated about the ordinances for noise and what can or can't be done. Where I live I have to follow every ordinance or law or I am punished for it and can't comprehend only pertain to certain people. Where I live at we're doing getting everything to get the yard cleaned up and doing nothing illegal and our little fire pit. Because we were one of the people that had the fire department at our house over a little fire because the neighbor didn't like the smoke. The person that called on us always has issues and is allowed to break all the ordinances. I have complained and said things about my neighbors and I have elderly neighbors and the one neighbor, with my complaining so much, was finally told to clean up the side of her house; she had ten days and did it in the time allowed. My other neighbor has a crap yard and house and we took pictures of a woodpecker on the side of his house going after the bugs. I was told that an inspector looked at his house and told him what he needed to do at the beginning of the summer; the woodpecker still comes back and yard is trashed and looks like crap; that brings down the values of the houses. I had two people that were going to take our house, literally buy it as is, because it was never finished inside but they didn't like the house next door; especially when you see a woodpecker getting the bugs. I don't see as a resident we should be complaining about it if the police or Council drives by and see that the ordinances are being broken why should be the ones, like me, complaining

Remarks from the audience on any subject: cont.

until something gets done. In that little area there are many ordinances that are being broken but yet if you upset somebody that works for the City of Brook Park or upset somebody that knows somebody you're punished, I am a living example of it. I would appreciate since everybody in that neighborhood has clean yards and nice homes I'd appreciate that the person next door to me that everything that can possibly be done is getting done. I abide by the ordinances and expect that the Building Department, or whoever inspects places, cracks down on the place because that is the only one in the neighborhood that makes us all look bad.

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 Board of Control met on September 2nd and approved 19 items and earlier this evening and approved 10 items.

Legislative Committee – Chairman, Troyer

Mr. Troyer stated Legislative Committee had one item on tonight's Caucus agenda that has been moved to the next Council meeting.

Parks & Recreation Committee – Chairman, Burgio

Mr. Burgio stated the city has two interns from Berea-Midpark High School that assisted with the gardening program located between the staff parking lot and the water park. Items planted were tomatoes, green peppers, jalapeno peppers and a variety of flowers; the health department donated hundreds of seeds for next year's planning. Dance classes will be starting in October for five weeks for a cost of \$25.00. The recent dog swim was successful and at the last Council meeting a resident questioned me several questions about the history of the recreation center. After that meeting I invited the resident to the Recreation Commission meeting which he attended and had all of his questions were answered. The Recreation Commission meetings are held the third Thursday of each month and the public is invited.

Planning Committee – Chairman, Mencini

Mr. Mencini stated the Planning Committee met last night and there were eight items on the agenda that I will go through to keep people informed. The commission approved a request was for new signage installation at 13930 Brookpark Road, Airport Nissan, located in a U-7 District. The second item was a request for approval to operate Berea Metals and Recycling at 5201 West 164th located in a U5-C zone. Currently Berea Metals is located on Eastland and Engle Roads and will be moving to a larger building on West 164th Street; we are glad they chose to stay in Brook Park. The third item was a request for approval to operate United Rentals located at 13960 Brookpark Road located in a U7-D District that the commission approved as long as the proper fencing is installed. The fourth request was for approval to operate Boss Pro Karting at 18301 Brookpark Road located in a U7-A District which is a corporate retreat with a board room and training for children 14 and over. Mr. Dolan was able

Reports from standing committees: cont.

to attract this business to the city and there is one other location in the City of Medina. The fifth item the commission approved was for a request for approval of a Conditional Use Permit for CUI Services located at 15314 Brookpark Road located in a U7-B District for a private landscaping company that will be. The sixth item the commission approved was a request for approval of a Conditional Use Permit to operate Earls Collision Center at 15318 Brookpark Road located in a U7-B District the commission approved and will be forwarded to Council for approval. The commission tabled a request for approval of a Conditional Use Permit for used car sales at 13501 Brookpark Road located in a U7-D District and the last item the commission denied for approval of a Conditional Use Permit to operate Airport Express Parking located at 5240 Smith Road in a U5-C District.

Safety Committee – Chairman, Salvatore

Mr. Salvatore stated the Safety Committee has one item on tonight's agenda honoring the city's police officers.

Service Committee – Chairwoman, Powers

Mrs. Powers stated no report this evening.

Board of Zoning Appeals – Chairman, D'Amico

Mr. D'Amico stated the board met last night and the zoning board has the job to make adjustments or variances as they are called for businesses or residents' for changes to better the businesses or residences. At last night's meeting Pro-Karting and Airport Nissan is a sign that Brookpark Road has been remodeled and coming to a better point in time than what we've seen in a long time; which is a domino effect for other improvements. The next Board of Zoning meeting will be held on October 5th providing applications are brought forward.

REPORTS FROM SPECIAL COMMITTEES:**Southwest General Health Center – Trustee, Salvatore**

Mr. Salvatore reported the board met on September 1st and established the guidelines and the rules and regulations set forth for the interview process to replace the health center's CEO (Chief Executive Officer).

Berea Board of Education – Representative, Mencini

Mr. Mencini reported today the Brook Park Memorial handicapped accessible playground that a lot of people helped us out with. The board met on September 14th and Camp My-Ro-Bi will be held the weeks of September 14th–18th; 21st–25th and September 28th through October 2nd. Polaris Career Center earned straight A's on the State Career Technical Report Card from the Ohio Department of Education with a 94.4 post placement rate and an 82.6 technical skill achievement rate; this report card confirms the educational value that Polaris provides to the community. Polaris is seeking approval of a 0.69 mill permanent improvement levy to help maintain the current quality of education job prospects for high schools and students who learn through STEM (Science, Technology, Engineering and Math) to prepare for a

competitive work force. Serpentine Chevrolet donated a blue 2016 Chevy Cruze for the price of a \$20.00 ticket for programs within the school district.

REPORTS FROM BOARDS AND COMMISSIONS:

INTRODUCTION OF RESOLUTIONS OF COMMENDATION:

REPORTS AND COMMUNICATIONS FROM THE MAYOR:

Mayor Coyne thanked Council's indulgence earlier in the meeting to address residents' concerns and echoed the sentiments of Council Members D'Amico and Mencini because last night's Planning and Zoning meetings were the most productive meetings this city has had in a long time; with the relocation of one existing business and the movement of four new businesses coming from other communities to the corridor. These are all small businesses with 20-30 people and putting millions of dollars of investment into the properties to hopefully continue the redevelopment along Brookpark Road. With the Pro-Karting I don't want people thinking this is only an indoor go-carting track because it's substantially more than that. This center is a conference center, training center, a building center and those of you in the corporate world are aware of corporate retreats and team building. There is a program for our young people to learn to drive and this will be a substantial investment and another amenity for our families. There will also be the ability to have fund-raising and wedding events. Brewer-Garret is finalizing the analysis of the energy-saving study on the Recreation Center and we hope to have that to Council by the end of this month or the beginning of next month; to start discussing what moves need to be taken and what financial commitments are involved; for repurposing and improving the recreation center. I think Councilman D'Amico will concur that we are inadequate when people are making modern day presentations to our Planning and Zoning Boards; we clearly don't have the facilities here to do that and hope to address that as well in the community room and also to repurpose areas of the building in the event of other uses for residents'. Mayor Coyne asked Council President Patten for his help because in the meantime we have to maintain the city systems. There is a piece of legislation that's been in Councilwoman Powers committee for several months that will provide us with the opportunity to go and advertise for bids to get somebody to maintain our systems; I would appreciate if you could have a discussion with her about that particular legislation forward. I would also ask two things to our Board of Education representative, number one there is a rumor flying around town that Brookview School is going to be closed. I would like some assurances that if they are we would like the ability to be aware of that so that we can be prepared for redevelopment of that property. The second item is a big issue with our summertime events and we have a school band of an adjoined high school and there are three communities that have community events. Ours and Berea's are a week apart and

public monies support the schools from this community and we all participate in fundraising events not only to feed the athletes but to fund the band. So I don't see why they can't provide a band because part of the curriculum of being in the band is playing in the communities for their events during the summertime. I think it's a terrible public relations failure of the schools not to participate in that because, as you know, the vendors and carnival operator paid for the bands in the HomeDays celebration this year. Shaw High School offered to come and to me I thought it would be embarrassing for our community and I know the others have requested this as well. To Councilman Mencini this may not be a big thing to some people but I think it's important.

Mr. Mencini commented it is absolutely very big.

Mayor Coyne continued I'm glad the boy scouts were here to see their government at work and the candidates are here and will be for several more meetings. To Mr. Thomas I appreciate your evaluation because everything you said is correct with the 12 times and all those occurrences. The 22% is going around on the blog-sphere where people are making statements, once again, that they don't what their talking about. It's a cost-share and even before I got here as Mayor I think the general consensus was is that we were going to join with somebody and there's a reason why things are being done in communities all over the place. I don't necessarily adhere that we can provide our own independently, cost-effectively or as well and I sense in the future that assistance grants from either the state or federal are going to come to those facilities that are jointly operated, so get ready for it. If you come up here you will get all the information that you need and when we give it to you some people keep it, some don't, some people ask for the same information and some people can't get enough information. Council does ask the questions and many of our Council members, Higgins and Mencini, know the city's snow removal program better than anybody. When Mr. Higgins was my service director he would take the orange line and staple all four corners together and said this is the Brook Park senior snow removal program. The reality is and you will see that if you want to deliver services you have to change the way it's done in today's economy. The fact is right now we don't have a senior snow removal program anymore, everybody was on their own, so we're trying to find a way with our limited resources to provide them some assistance in contracting for that. You can be assured that we will get them the best price possible and they have to contract and if they don't wish to participate or contract with the person making the proposal they don't have too. We're also trying to make our folks who are not eligible for the program, as Councilman Troyer said, available to take advantage of the scale of contracting at the best price for those who do not qualify.

Mr. Higgins I'm going to address a little bit and then will go into the Mayor's report. To the residents from West 151st Street, a lot of you probably aren't aware, I grew up

in that neighborhood from 1958 until 1978 and one of the rules of living in that community was you had to have five children or more; because there are so many children living in that little neighborhood it's unbelievable. The Mayor is familiar with calls from the Normburgs, the Apathy's and the Conrad's and everybody had eight to twelve people in their families. You walk in your house and it wasn't uncommon to see five or six of neighbor children sitting in the house and your children were in somebody's house, pool or backyard. So it is refreshing to see everybody over there getting along and playing outside with your families and neighbors and I would continue that. Moving forward to the Mayor, you are the Chief law enforcement official of the city and if what I had heard here was correct. Then maybe we ought to take a look at how many times one individual on a street can bother our resources when no citations are being written and maybe put a stop to the unnecessary phone calls.

Mr. Mencini stated to Mayor Coyne I heard the rumor about Brookview School and will definitely look into it. I don't know any parameters on it and don't want to speculate on it tonight. As for the band and as everyone knows I bring up a lot on how much everybody donates. This Council, directors and residents give a lot to or schools and the whole group up here was so great with the Feed the Team and the playground. There is no reason why that band cannot participate in the summer and there may be some students that disperse with vacations and so forth but there is no reason that the band cannot participate in the Berea, Middleburg Hts., and Brook Park festivities, that should be down before the school year ends as a summer requirement. I will definitely stay on top of the superintendent and band director and definitely try and get that so we can enjoy the music in the Home Days parade.

Mr. Troyer commended Mayor Coyne by saying early last year I talked to you about Berea Metals and their issue they had and asked you to consider their needs and appreciate that they were able to stay in Brook Park. That area wasn't good for them and was in my ward and I'm happy to see them go in that sense and am happy that they are staying in Brook Park, so thank you.

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

Engineer Piatak

Mr. Piatak reported with the Smith Road – Phase III Sewer project the work on Smith north of Snow Road is primarily complete. There are two water repairs that need to be completed in the northbound lanes. Currently the contractor is working on finishing up landscaping, concrete, sidewalk and driveway work on Snow Road south to Holland. The paving the center line trench area is scheduled for next week. There have been a lot of questions and comments on this project but it is a sewer project and we are not resurfacing the entire road. All we are doing is fixing the trench where the sewer was put down the center so keep in mind. This will be a concrete base with

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

Engineer Piatak: cont.

an asphalt top; the same that is there now. It is going to be a different color but eventually it will fade to a lesser disparity of what is there now. With the Sylvia-Leslie project water main and sewer connections work were completed last week. Yesterday the contractor began pavement removal operations and is working on the east side of the road, northbound lane on Leslie with an anticipated first pour hopefully early next week. Lastly, today the Ohio Supreme Court ruled that Northeast Ohio Regional Sewer District (NEORS) does have the authority to set up and run a storm water management program. This was the program that they implemented a few years ago and collecting a fee from the residents. The Ohio Supreme Court did rule in the NEORS's favor today so they do have the authority to set up that program, run it and charge the property owners' to pay for the program.

Mr. Mencini stated with the repaving of Smith Road if started from Hummel to Snow Road what is there now is basically what it will be.

Mr. Piatak concurred.

Mr. Mencini clarified there will not be a layover later or nothing like that?

Mr. Piatak responded the contractor repaired the trench where the sewer was installed.

Mr. Mencini stated the same will be done the same from Snow to Sylvia and Holland.

Mr. Piatak responded it will be the same from Holland to Hummel Roads, the entire stretch will be the same method of repair.

Mr. Mencini stated the tree lawns will be done?

Mr. Piatak concurred.

Mr. Burgio thanked Mr. Piatak for taking care of some of the issues on the Smith Road Sanitary Sewer project. The last one with the Smith and Fayette area was addressed the day after.

Mr. Troyer stated is the Sylvia-Leslie Drive project on schedule?

Mr. Piatak responded yes.

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

Service Director Cayet

Mr. Cayet stated no report.

Mr. Mencini stated are the crosswalks done?

Mr. Cayet responded no, the crews are continuing as weather permits.

Mr. Mencini stated it looks like most of the mains and school areas are done so they will be doing the side streets.

Mr. Cayet responded yes, as manpower and weather permits.

Mr. Burgio thanked service crews for taking care of the Carpenter fence that was falling into the resident's property.

Mr. Salvatore stated with the memos that I forwarded to the Mayor the residents' were very pleased with the outcome of the four items taken care of.

Mr. Patten stated to Service Director Cayet I have two items that people have called me on. One who trimmed the trees along Ruple Road some of the residents' thought it was a contractor that just kind of tore them apart; they weren't cut and am not sure what they did to the trees.

Mr. Cayet responded they were mauled and some people thought it was the park system. I sent one of the service guys over there to trim behind the guard rail and he got a little carried away.

Mr. Patten asked Mr. Cayet are we going to stripe the city streets. I have had a lot of people question on me and a lot of the stop bars are missing; there are a few good weeks of weather for a contractor to come out and spray the road overnight.

Mr. Cayet responded if we can find the funds to do it.

Mr. Patten commented I think we should look at the funds to do it because I think that is a safety issue.

Mr. Cayet concurred.

Mr. Troyer stated with the trees on Ruple that were torn up rather than cut are we going to go over there and clean that up because it really looks bad in some areas.

Mr. Cayet responded if I get the manpower, yes.

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

Mr. Troyer continued I received complaints on that, too.

Mr. Cayet stated I received calls last year that the brush was hanging over the road and people couldn't see coming around the bend.

Mr. Troyer asked is that a new machine we bought; where did we get that.

Mr. Cayet responded no, we bought that last year.

Safety Director Byrnes

Mr. Byrnes stated tomorrow is going to be a big day in Brook Park they will be filming on one of the residential streets to complete the movie that started at the recreation center a few months back. Tomorrow on Alvin the filming crews are going to do one last scene that had to be redone and the street will be closed for a few hours. There will be a drone in the air about treetop high and will be interesting because they will be filming two cars coming at each other at a high rate of speed and then swerving and missing each other. Although I was alarmed when I read it I found out that with the drone the cars are going eight miles an hour but in the film it looks like they're going 80 miles an hour; that's tomorrow from 9:00 a.m. to 6:00 p.m.

Mr. Mencini stated to Mr. Byrnes the police have been busy at the stop signs and school zones and today I saw them maybe doing a bust on Fry Road; so please thank both the fire and police departments for all their hard work.

Law Director Jamison

Mr. Jamison stated in June, 2015 the Ohio Legislature passed House Bill 64 that provides for no more special elections in the month of February; the only times there will be Special Elections is in August or with the Primary or General Election. The other change as it relates to that is if a Special Election is going to be conducted in August that the city conducting has to pay 65% of the costs upfront before the election takes place, it used to be that the city would pay afterwards. Also, to the people of West 151st could stay until after the meeting I would like to talk to you and see what I can do to help.

Mr. Mencini thanked Mr. Jamison for his help with the lighting problem and the security camera; these won't be whole complete issues solved but the residents' were satisfied on the terms that you gave me and I shared with them. Also, for the sign on Holland and Delores that meant a lot to the residents'.

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

Law Director Jamison: cont.

Mr. Jamison stated that Chief and Safety Director as you and I were out meeting people that was a big complaint in that neighborhood. I think that will alleviate any potential accidents at that intersection and making it safer for people going through.

Recreation Director Fields

Mrs. Fields stated as dysfunctional as the Recreation Center may be we are up in attendance. For the sale for September everybody got a document mailed to their house and we are up 228 members from September 1st through the 14th; for only 11 business days. We have 2,545 active members and have 879 Silver Sneakers members for a total of 3,424 utilizing the recreation center (documentation attached to these minutes). Mrs. Fields continued that the online registration site is up and running so people are to go off the city's website as well as the recreation page and register for programs online. The proclamation ceremony for all youth baseball teams is this Saturday at 11:00 a.m. in the community room.

Finance Director Cingle

Mr. Cingle stated no report this evening.

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

VERBAL APPROVAL:

1. PRINTING PRESS INVOICE FOR PROCLAMATION CERTIFICATE PAPER AND PROCLAMATION FOLDERS. **500 Certificate - \$304.00 and 500 folders - \$638.00 totals \$942.50**

Motion by Mr. Higgins, supported by Mr. D'Amico, to verbally approve. Members of Council voted AYE. The motion carried.

MISCELLANEOUS BUSINESS (APPOINTMENTS, CONFIRMATIONS):

INTRODUCTION OF RESOLUTIONS AND ORDINANCES: (FIRST READING):

1. ORDINANCE NO. 9973-2015, AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE SALE OF PERMANENT PARCEL NO. 344-03-055 AND DECLARING AN EMERGENCY Introduced by Mayor Coyne

Mr. Patten stated Ordinance No. 9973-2015 has had its First Reading.

2. ORDINANCE NO. 9974-2015, AUTHORIZING THE CONSULTING ENGINEER TO PREPARE PLANS AND SPECIFICATIONS AND THE MAYOR TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR CONSTRUCTION OF THE 2015 SIDEWALK REPAIR PROGRAM AND DECLARING AN EMERGENCY Introduced by Mayor Coyne and Council Members Troyer, Mencini, Higgins, Burgio, D'Amico, Salvatore and Council President Patten

Motion by Mr. Salvatore, supported by Mr. Higgins, to suspend.

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

NAYS: None. The motion carried.

Motion by Mr. Salvatore, supported by Mr. Higgins, to adopt.

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

NAYS: None. Ord. No. 9974-2015, has passed under Suspension of the Rules. Adopted.

3. ORDINANCE NO. 9975-2015, AUTHORIZING THE MAYOR TO HIRE AN INSPECTOR FOR THE 2015 SIDEWALK REPAIR PROGRAM AND DECLARING AN EMERGENCY Introduced by Mayor Coyne

Motion by Mr. Salvatore, supported by Mr. Burgio, to suspend.

Mrs. Powers stated we don't know how much we're going to pay this person and while meeting people I met a gentleman that wanted to volunteer his services for many jobs including this one for free. If he can't do it for free he is willing to do it for \$1.00 a year so maybe we need to take time to look at this to get someone at a better price.

Mayor Coyne stated it is in Section 2 of the legislation.

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

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

Motion by Mr. Salvatore, supported by Mr. Burgio, to adopt.

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

NAYS: Powers. The motion carried with a vote of 6-1. Adopted.

Mr. Salvatore commented that the sidewalk program can't be passed without an inspector and it does state in Section 2 the rate would be between \$18.00 to \$23.00. If the gentleman is a resident and really wants the job let him apply for it.

5. RESOLUTION NO. 18-2015, DESIGNATING NOVEMBER 7, 2015 AS THE ANNUAL APPRECIATION DAY FOR POLICE OFFICERS IN THE CITY OF BROOK PARK AND DECLARING AN EMERGENCY Introduced by Councilman Salvatore and Council Members Troyer, Mencini, Powers, Higgins, Burgio, D'Amico and Council President Patten

Mr. Patten stated Resolution No. 18-2015 has had its First Reading.

6. RESOLUTION NO. 19-2015, HONORING THE BEREA-MIDPARK HIGH SCHOOL'S ACADEMIC CHALLENGE TEAM ON WINNING THE NEWS CHANNEL 5 SEASON CHAMPIONSHIP AND DECLARING AN EMERGENCY Introduced by Councilman Salvatore and Council Members Troyer, Mencini, Powers, Higgins, Burgio, D'Amico and Council President Patten

Mr. Patten stated Resolution No. 19-2015 has had its First Reading.

7. ORDINANCE NO. 9975-2015, AUTHORIZING THE CONSULTING ENGINEER TO PREPARE AN APPLICATION TO PARTICIPATE IN THE YEAR 2016 OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) FOR FINANCIAL ASSISTANCE ON THE HOLLAND ROAD RECONSTRUCTION PROJECT AND DECLARING AN EMERGENCY Introduced by Mayor Coyne

Motion by Mr. Salvatore, supported by Mr. Burgio, to suspend.

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

NAYS: None. The motion carried.

Motion by Mr. Salvatore, supported by Mr. Troyer, to adopt.

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

NAYS: None. Ord. No. 9975-2015, has passed under Suspension of the Rules.

Adopted.

8. RESOLUTION NO. 18-2015, AUTHORIZING THE MAYOR TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE YEAR 2016 OHIO PUBLIC WORKS COMMISSION STATE CAPITAL IMPROVEMENT AND/OR LOCAL TRANSPORTATION IMPROVEMENT PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY Introduced by Mayor Coyne

Motion by Mr. Salvatore, supported by Mr. Troyer, to suspend.

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

NAYS: None. The motion carried.

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

Motion by Mr. Salvatore, supported by Mr. Troyer, to adopt.

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

NAYS: None. Resolution No. 19-2015, has passed under Suspension of the Rules. Adopted.

INTRODUCTION OF RESOLUTIONS AND ORDINANCES: (SECOND READING):

1. ORDINANCE NO. 9972-2015, AMENDING CHAPTER 937 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SENIOR CITIZENS AND PHYSICALLY DISABLED SERVICES' AND DECLARING AN EMERGENCY Introduced by Mayor Coyne and Councilman Salvatore and Council Members Mencini, Higgins, Burgio, D'Amico and Council President Patten

Mr. Patten stated that Ordinance No. 9972-2015 has had its Second Reading.

Mr. Salvatore commented as a co-sponsor of this particular piece of legislation I can tell you that a lot of work went into it and it wasn't something that was thrown on the table and said let's pass this. I met many times with the Mayor and many Members of Council have worked diligently on this. I will say if we do nothing the residents' will have to pay it all; there will be no assistance whatsoever. So we really have to consider this to be very, very important to the citizens, especially our seniors and disabled citizens. I would really encourage all of you to pass this at the next meeting.

Mr. Troyer stated as far as that same legislation goes I wasn't contacted, nobody said anything to me. I've been trying to have discussions after it was on Caucus about this and bring some issues with it but I was not in that discussion. I believe most of our ordinances say that discussions, all deliberations, are supposed to take place on this floor; so that's odd that you would be able to do all that without me ever knowing about it. Also, Council still has an ordinance passed that is on the books allowing the Mayor to do this; this is the Mayor's decision. We actually still have appropriated \$85,000 for this so there is an ordinance on the books and he can use that \$85,000 to get it done almost really anyway he wants. Because we have an ordinance for this already, the old ordinance that could have been done last year.

Mr. Patten stated we are going to end debate but just for the viewing audience the Council Members do contact one another to discuss items on the agenda ordinances, resolutions to gain support. Because sometimes you have to work on some of these things for a long period of time and I've had this discussion with many of you. You need to communicate with people and that goes all ways here; so just so everybody knows that a lot of work goes into some of this. You have to make phone calls and meet people and come up to the Council office and go over some of these items; that is part of doing your job.

Introduction of Resolutions and Ordinances: Second Reading: cont.

Mr. Troyer commented and we had those conversations last fall.

Mr. Patten commented it goes both ways and if somebody didn't contact you that doesn't mean you don't reach out to them, that's all I'm saying.

Mr. Mencini commented very good point, Council President.

Mrs. Powers stated I have contacted every one up here numerous times and the only people that have called me back is Council Members Troyer and Mencini. No, I was not...

Mr. Patten interjected I have to stop you on that because I've talked to you so many times, Councilwoman...

Mr. Higgins – Mr. President so have I.

Mr. Patten – I've contacted you so many times and had long discussions with you on items, explain to you how things work, told what you need to do if you want bring things forward and you continue to do the same thing; you've not brought anything forward, you haven't introduced anything. I've showed you how to do it and met with you tirelessly. So don't sit here and act like I, as one Member of Council, haven't responded to you. Councilman Higgins is saying the same thing and Councilman D'Amico.

Mr. D'Amico – I just talked to you on Friday.

Mr. Patten – I'm just saying that everybody reaches out this isn't a political game for me. I actually really like seeing the city move forward and we're going to have disagreements. I've had disagreements with everybody probably in this room and a lot of people sitting up here a lot of times but we still pick up the phone and talk to one another.

Mrs. Powers – I don't know if you changed your phone number because I...

Mr. Patten – Councilwoman, you know I haven't changed my phone number you've talked to me so many times, you know that. You also call the clerk and I've also responded to the clerk and she has responded to you as well.

Mrs. Powers. – Right.

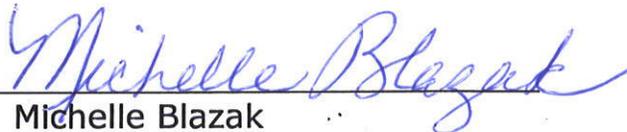
Introduction of Resolutions and Ordinances: Second Reading: cont.

Mr. Patten – So you know what you need to do so if you want to change the laws here you need to introduce ordinances bring them forward and we'll discuss them. Calling me all the time, I've gone over this with you, you tell me I want to talk about everybody's pay. I ask if you're bringing something forward and you respond no, I just want to talk about it. What is that about? You talk about cutting people's pay but you have brought nothing forward. So you have a responsibility here I'm not playing a game with anybody. We're trying to conduct business this is a Council meeting and if you want to bring something forward draft it up and bring it forward.

THIRD READING OF RESOLUTIONS AND ORDINANCES:

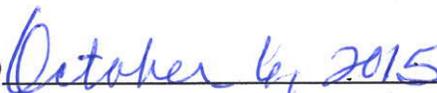
There being no further business to come before this meeting Council President Patten declared this meeting adjourned at 10:20 p.m.

RESPECTFULLY SUBMITTED



Michelle Blazak
Clerk of Council

APPROVED



THESE MEETING MINUTES APPROVED BY BROOK PARK CITY COUNCIL ARE A SYNOPSIS, NOT TRANSCRIBED IN THEIR ENTIRETY, ALTHOUGH ACCURATE.