

**REGULAR CAUCUS MEETING
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO
TO BE HELD ON TUESDAY, APRIL 12, 2016**

The meeting was called to order by Council President Astorino at 7:00 p.m. The clerk called the roll and the following Members of Council answered:

SCOTT, BURGIO, SALVATORE, TROYER, POWERS, McCORMICK, MENCINI

Also in attendance were Mayor Coyne, Law Director Horvath, Engineer Piatak, Finance Director Cingle, Service Director Cayet, Building Commissioner Hurst

APPROVAL OF MINUTES OF PRECEDING MEETINGS:

1. Regular Caucus meeting held on February 23, 2016.

Motion by Mencini, supported by McCormick, to approve as printed.

ROLL CALL: AYES: Mencini, McCormick, Powers, Salvatore, Burgio, Scott.

ABSTENTIONS: Troyer.

NAYS: None. The motion carried.

DISCUSSION:

PRESENTATION BY CLEVELAND WATER DEPARTMENT – MAYOR COYNE

Mr. Astorino asked Mayor Coyne if he would like to introduce the Department of Water personnel.

Mayor Coyne stated se have the water commissioner with us this evening and the suburban liaison. I'm proud to say I'm on the water COG (Council of Governments) and we're asking Council to consider entering in this water agreement with the City of Cleveland that will provide protection to each one of us from stealing each other's businesses, so to speak. We're looking on the positive side for economic development opportunities that are most important to take advantage of; our aging water lines in the city, which clearly we don't have independent funds to address. So, there are forty cities in this. I'll let Mr. Marganecius and Mrs. Jackson make their presentations.

**Commissioner Marganecius
1201 Lakeside Avenue
Cleveland, OH 44113**

Mr. Marganecius stated that we are the ninth largest water system in the United States. We are an enterprise fund separate from the city's general fund and our revenues are almost exclusively from rates and fees related to water service. Our annual budget is \$300 million dollars and we have 1100 employees. The Cleveland Water System is fundamentally broken up into four geographic districts and your water bill is based on that; there's low service, first high, second high and third high. Second and third high pay a higher rate than what first and low service does. Brook Park is, mostly, in the first-high district, but a little bit in the second-high district if you're

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looking at the map. The green area is the section that's in second high end; those folks pay a higher rate than the folks in first high district do because of the extra costs it takes to get it to the other districts. About ten years ago we started having extensive discussions with the suburban communities about new ways to interact and the water service agreement, the one you're currently signed, which was derived and executed in the late 1980's or early 1990's, anticipated a Council of Governments (COG). That Cleveland Water was supposed to interact with, but for many, many years it was essentially inactive and dormant. Under the leadership of former Mayor of Parma Heights, the COG got reinvigorated and a new life and we have been interacting with them and meet with them three to four times a year on water issues; the COG has chosen to organize itself into nine geographic regions. The region that Brook Park is in is called the Southwest Region and as indicated, Mayor Coyne is the representative for that region at the COG. When the COG first started having discussions, that was at the time when we were considering some rate adjustments so we interacted with the COG on what the rates should be. We talked about moving our rate structure more to cost of service, which we have done and we reduced the suburban rate multiplier. Our last round of rate increases, the percent increase, was actually greater on City of Cleveland residents than it was on suburban residents because there was some disparity starting to grow into the rates. We've moved toward greater equity since then and introduced the fixed charge that's not \$27 per bill, but, then we also talked about suburban water main ownership and reinvestment in those, and we linked up with that some concepts around regional economic development. The big issue is that no one was reinvesting in local water mains through that time. There had been many water issues, many problems, water mains with excessive breaks, water mains that have dirty water issues associated with them and water mains that have insufficient fire flow. For the most part, these needs were not being addressed. What's key to this is what the Division of Water owns verses what the local communities own. We own the transmission system and the treatment plants; our four water treatment plants near the lake, pump stations, water towers and the big transmission mains, these are the mains that are 20" and larger. But, per the water service agreement, the local communities, at least until recently, owned all the water mains less than 20": the 16" the 12", the 8", the water mains that go up every single street, the ones that feed the fire hydrants and feed the service connections to every home. Those mains that are in Brook Park are owned by the City of Brook Park and our current water service agreement with you, spells out that we do the maintenance on them. If it breaks we will come and open up the street, put the repair clamp on or cut the little section of pipe out and put new pipe in, back fill and walk away. There's a clear distinction between maintenance and capital reinvestment. We do not do capital reinvestment on assets we don't own so if a water main is breaking excessively, yes, we'll repair it and will continue to repair it, but what the right thing to do is to replace the whole thing. That burden is currently on the City of Brook Park and those communities still under the water service of the 1980's vintage. Water main capital reinvestment primarily involves replacement, it can also sometimes involve cleaning and lining, which is another form of capital renewal of water mains, but it's moving more and more towards main replacement. So, at the time, some ten years ago, we we're looking for some other models to come up with to try and do this reinvestment in these local lines. Could we come up with a way where water work could get taken care of; so, we came up

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with a new agreement. We worked very closely with a committee of law directors of several communities to craft a new version of the water service agreement and there are five essential elements to the new deal now. The current water service agreement for those communities who signed gets amended and there's a new version of it where certain terms and conditions get changed. There's a companion economic development agreement, and I'll walk through what the significant elements of that are: There's an asset transfer agreement those small mains that you own do not transfer to us and that's important, because we can only capital reinvest in those assets that we now own. We then have the suburban water main renewal program, and I'll talk about how that's going, and there is a, potentially, a reimbursement agreement as well. So, the first element is the water service agreement being amended. The first thing that happens for those communities who signed is the clock restarts for cities that signed the agreement some 25 or 30 years ago and the initial term of that was ten years, and it renews on an annual, year to year basis. For those communities who signed the new agreement, the clock restarts at 20 years and you're with us for a minimum of 20 years going forward. There are opt out clauses that are in there, but there's five years advanced notice and you cannot exercise it until year 15 so that the actual change would happen in year 20. We completed, actually, we did this new water service agreement in 2007, but there were some lessons learned and in 2012 and we tweaked it a little bit, updated it and improved it. We again worked with a committee of COG representatives of attorneys and engineers to update the agreement and we clarified some things that we learned about. Reporting requirements have been clarified and some inconsistent termination language that had been in there had been clarified as well, okay. Now the other, one of the other essential elements, as I mentioned, is this economic development agreement. We used to enter into Joint Economic Development District Agreements (JEDDS) for those of you familiar with that. State law has changed and for the purpose of what we're doing, we don't use JEDDS anymore, but there's a different construct. It's called a Municipal Utility District. The utility, here, the water utility, being at its heart is what now makes this the way to do this in the State of Ohio. There is a companion agreement, that goes with the amended water service agreement; there creating the Municipal Utility District Agreement. It goes the same 20 years as the amended water service agreement does and both communities promote economic development jointly and encourage regional cooperation. This agreement is strictly bilateral and that means this; we both agree, for example, not to poach each other's businesses, but we have a companion agreement with, a similar agreement already, with Shaker Heights, for example. You are not prohibited from chasing a business in Shaker Heights, for example, just because we have an agreement with them; so, again, it's strictly bilateral between you and us and you're not bound to any of the other communities who have signed the agreement. We do limit the pursuit of each other's businesses and there are some things that can be done and some things that cannot be done when you sign this agreement. Real estate tax abatements are limited and the abatement has to be less than 75% of the tax and for a period of not greater than ten years for a business that you're attempting to incent from Cleveland. For example, to come as the restriction to what you can do real estate tax abatement wise, and income tax abatements are strictly prohibited and, again, this goes both ways. There is, you see a little bit of some movement in Downtown Cleveland where some businesses have moved back

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downtown and the City of Cleveland is prohibited from incenting a company from a suburban community who signed the agreement from coming back downtown; a few incentives are still allowed. I'm not an economic development expert but listed there is some of the other ways that incentives can be done. Now, it is possible for a business without incentives to choose to move anyway, okay, they decide they want to move from our community to yours, or vice versa, without the incentives; there are a few things that do kick in. The number one rule is that this applies only if the business that's moving has a payroll of greater than \$500,000 and we talked about the benefiting community and the losing community; the community gaining the business versus the one losing. So, what happens if a business of that type moves? For the next five years, half of the new income tax that you collect, for example, if the business moves to Brook Park from Cleveland, would be remitted back to Cleveland for five years. Starting in year six you keep 100% of those income taxes going forward; so it's only for that five-year period. Let's say, 20 jobs move from the City of Cleveland to the City of Brook Park in that period but in year three that company chooses to back fill ten more jobs in the city. For the remaining two years of that period you're only under the obligation to share the taxes for the net-ten losses in the City of Cleveland, not for the full 20 anymore. So, it's an attempt to offset or mitigate a little bit of that impact, should that occur and the obligations survive the termination of the agreement. If for example, you terminate and go back to your old water service agreement but a business moved the year before that happens the five years of tax sharing still survives until the five-year period is up. Now, I guess in many respects, the real meat and potatoes of this program is what does the suburban community get? The answer is the participation in our program to renew the water mains and the key element, again, is the transfer of your distribution mains to the City of Cleveland. Now under our current agreement, as I indicated earlier, we maintain it, we fix it when it breaks, and that obligation continues regardless of what you choose to do; but, again, we have to own the asset to reinvest in it. So, you transfer all of those water mains to the City of Cleveland. And if there are any easements or anything else associated with it, those transfer as well. If there are any water mains, let's say, and most communities don't have this, but let's say five years ago you rebuilt a street and the water main got replaced and the used debt to finance that; that's a little complicated because we cannot assume an asset that still has debt on it. So that one main would be an exception and the city would continue to own it until the debt is satisfied; when the debt is paid off it would then transfer to us. For all intents and purposes, water mains are long lived assets and you usually don't get a problem in the first 20 years so there shouldn't be a problem or issues with it in that time period. Once they do transfer, then, it becomes our own obligation to do something with it; again, when you transfer the assets, now they become our obligation. A quick mention about fire hydrants; initial hydrant installation, and for communities that essentially build out, like many communities are, this is kind of a moot point. If a new street goes in where there is not one now, generally, it's a developer or a third party putting that infrastructure in, and water mains go in when that water main, when the street goes in but we perform all hydrant replacements and repairs as necessary. We do, however, ask and need the suburbs to continue to do the routine maintenance of the fire hydrants. Most communities' fire departments like to flush them to check them out just make sure that they have a

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good feel that they're operating and working well; so that obligation continues. Frankly, that's the best way we know of when there are problem hydrants is the fire departments and/or service departments telling us that there are issues; so we are renewing water mains now and are essentially replacing most of them and have a selection and award process. We've now formalized it a little bit more where not too unlike the Dock Wick Program and the State Issue I, Issue II Program that it's been called over the years and in communities we do it twice a year instead of once a year but the communities nominate water mains that would like to be considered for renewal, the suburbs propose them. If we know of a problematic main we may bring it to the community's attention and suggest that they add it to their nomination list. We have a technical committee, then, that ranks all the projects and we just got our spring semester proposed projects from the communities that have already signed and 100 streets have been nominated, so far, in this go round. The committee goes through and scores every one of them based on objective criteria and compiles a master list with a score that Public Utilities Director Davis, my boss, goes through and the list gets finalized. If necessary, we seek authorizing legislation if we need to do the actual construction; we have authority in place for four more years to do that so that's not an issue and, again, we go through this process twice a year in the spring and in the fall. I mentioned when we rank these projects, these streets, we have objective criteria and its listed on that page of bullets with the most important criteria being the water main break rate. For older systems like Cleveland, like a Detroit, a Philadelphia, New York or Boston; older northern cities that have old water mains of the cast iron variety, everybody sees water main break rate at about the same. For everyone with 100 miles of pipe you get 30 to 35 main break a year; but what happens, sometimes is you get an outlier. You get a pipe that's breaking at three, four, five times that rate that says that's a problematic main and a main behaving like that gets a lot of points in our scoring system; that's the most important criteria in selecting mains for potential replacement. The second criteria are fire plug deficit, it may not be breaking but, due to the internal corrosion and chocking of the capacity of the pipe and when it first went in 50 years ago, it may have delivered 1500 gallons a minutes to fight a fire. Now it may be down to 500 or 400 gallons a minute and your fire department may tell you, depending on the nature of the structures being protected, they want at least 1200 or 1500, for example. So, when you renew the water main and you have a nice clean pipe on the inside, then, you get the fire protection back to where it is. So, if there's a demonstrated short fall in which you need to fight fires, you get points for that. Occasionally, we have problems where water mains, because again, there's no internal lining, we get rusty or red water and recurring problems as a result of that. So, if that's the scenario, if that's the case, a main like that would get points. You get points, actually, for protection of new pavement, meaning, if you're doing this in conjunction or coordination with a road rebuild project you get a few points for that. We think that's good effective overall infrastructure management to manage your dollars in a joint way like that; so, if you're proposing to do that you get some points. Transmission benefits means that if you're replacing a water main down a main street and the side streets get ancillary benefit, let's say, by the improved fire protection, you get some

DISCUSSION: CONT.

benefit for that. So, a main street would get a few more points than a residential street might, for example, and then cost effectiveness. In some cases, cleaning and lining may be a better solution than main replacement, and in such a case it's a cheap alternative; so you get a few points for choosing a renewal method that is a little more cost effective. The graph on the next page of our chart showing the water mains in Brook Park, we have in our records, 71 miles of pipe, and about 58 miles of that was installed before 1960. It looks like the primary buildup of this community happened in the 50's and your water mains reflect that in age; we did take a look at the map on the next page and it shows a rudimentary assessment. Now, this is not necessarily matching what score you would get in our formal rating program because we don't have all the information. We don't know what the fire flow needs are, for example, or if you know of a water quality problem that we're unaware of, so, we use a lesser set of criteria to rank the primarily main break in water main age. But, we did identify a few potential streets here that are in the red category that are older pipe and higher water main breaks that are potential candidates to, potentially score well in this program. Now, regarding this program, there was a lot of initial concern when this program was set up in 2007. Would the Division of Water actually deliver on what it promised to do and I'm proud to say we have and have presented, probably closer to 50 Councils and community groups at this point. There is a slight flavor of this agreement for wholesale communities; Cities of Lakewood, Bedford, and Cleveland Heights for the moment, at least, on master meter communities that buy lot or wholesale from us; so we do a little bit different version of this for them. There are a number of other communities that are currently thinking about signing this new agreement including the City of Brook Park. The table on the next page shows the list of communities who have signed this agreement to date and the 31 of them on the left side are the direct service communities, which are really the category your city is in. The master meters as I indicated on the right are a little different flavor. There are 60 total communities eligible, of the direct service type, eligible to sign this agreement and 31 of them currently have; so we just went over half of the number of communities eligible to sign. I tell all of the communities contemplating this, talk to the communities who have signed the agreement and have been reaping the benefit of water main replacement to see their pleasure or displeasure with it and I think, fairly universally, you'll get good reports; they like this program very much. The bar chart on the next page shows how much we've been expanding. Now, the water service agreement says that we will do our best to spend \$10 million dollars a year on this program, however, we have voluntarily chosen to do better than that. We don't have to but, now we have ramped up to spending \$15 million dollars a year on water main replacements in this program and that is a level that we anticipate continuing at going forward; certainly, no reductions are anticipated at this point. The table on the next page shows more, specifically, what we've done in the ten years with 246 individual projects have been awarded for a total of 475,000 feet, or, I think, that's about 100 miles. We have committed, to date \$102 million dollars to this program, \$102 million dollars, in projects that have either been completed or are in the design phase or bidding phase with various phases of 179 of the 246 now complete with new pipe in the ground. As you can see the various stages that some of the others are in either under construction or in the design phase, if you will. Now there are two ways that the actual construction can happen, if you choose, you can have us design it and have us let the

DISCUSSION: CONT.

construction contract and do the main replacement; or you can choose to do it meaning you can design it, construct it, and we reimburse you for that this probably being the method of choice in approximately 85% of the cases that we see. The communities are preferring to do it themselves and we're just as happy to do that and the mechanics of that is that you actually front the design money, you have your engineer design it, get the bids on the project and we review the bids with you to make sure everything looks correct, and at that point in time we cut you a check. We give you a check for the value of the construction based on the bid prices you received that includes the 10% contingency allowance. We reimburse you that at that point in time for the design that you've already undertaken, and we give you an allowance also for construction inspection as well to undertake all of that; and, again, that is the primary means that communities are doing these days. So, those are the essential elements of this program and I'm more than happy to answer any and all questions you may have.

Mr. Astorino thanked the Commissioner and asked Council if there are any questions.

Mr. Salvatore stated I'll go in reverse order of your presentation, on the contract when it can be done. Do you pick the contractor and if you do the design work, assuming that that's how it went, would you be using union contactors?

Mr. Marganecius responded the City of Cleveland Ordinances require that we pay prevailing wage and that is the standard that is used on all our contracted.

Mr. Salvatore then the 10% contingency, if not used. can it be applied towards...?

Commissioner Marganecius interjected no, it has to be used on the project and actually what happens is. Let's say you only use 5% contingency to take care of some unforeseen things such as some gas main in the way or something like that; the other 5% remits back to us and that money goes back into the program's pot.

Mr. Salvatore continued do you have any contactors on the list that aren't eligible to participate? If we pick our own?

Commissioner Marganecius responded I'm not aware of any restrictions like that. So if you're contracting, I think the main thing that we look for is to make sure that a competitive process is used and that competitive bids were arrived at.

Questions/Answers: cont.

Mr. Salvatore continued going to the page where the 35 communities have signed up, to date; have any signed up and then opted out?

Questions/Answers: cont.

Commissioner Marganecius responded none, yet, and we don't even obscure any hint of any of that from any of them. All of them are very happy with having done this so far with a few even saying wish we would have done this earlier.

Mr. Salvatore stated you mentioned that our system was built back in the 1960's?

Commissioner Marganecius interjected 1950's primarily, yes.

Mr. Salvatore stated what took you so long to get here?

Commissioner Marganecius chuckled and stated this is not the first time we've been here, folks have bene around, and think they were here about five years ago presenting this.

Mr. Salvatore my last question is the one where the firefighters will continue to perform routine hydrant maintenance like flushing, greasing and painting. If they foresee something more serious than that, will that then be turned over to you...

Commissioner Marganecius interjected that is correct and that happens today. If they see that the operating net is worn off, or a cap is missing, your fire department lets us know and then we undertake to get that repaired and taken care of; or if the entire hydrant needs replacing that part continues today.

Mr. Mencini thanked both Mr. Marganecius and Mrs. Jackson for coming. A couple quick questions and most of them are back a few pages with the communities that have signed to date. I noticed some of our sister cities, Middleburg Heights or Berea are not on here; are they already on?

Commissioner Marganecius responded we have had some discussions with Middleburg Hts. but they have not signed; only the communities listed are the ones that have signed. The City of Berea is a different animal because they're the one community that has their own little water system, so they're separate. We serve them on an emergency basis, as needed, but they run their own water system.

Mr. Mencini continued on the \$15 million replacement cost to the customer does that go back to the customer? Will that go back in time, or....?

Commissioner Marganecius interjected we don't have a printing press so, ultimately, everything gets paid by rates but there is no direct impact. In other words, the City of Brook Park's rates don't go up because you got a \$2 million-dollar main replacement; its funded from our capital program. Much of that is funded by bonds or from our revenue which comes from the entire rate base, but, it does not map directly projects to rates and community by community.

Questions/Answers: cont.

Mr. Mencini continued on the last page when you say that the suburbs will design and construct, and the water company will reimburse. Is there ever a difference on maybe you didn't like how the project was designed and didn't want to reimburse?

Commissioner Marganecius responded during the design phase, before even things get to the bidding phase, for example, there is the normal process where our engineering staff reviews the designs. I think most designers understand what Cleveland Water standards are and we use standard industry wide rules for water main sizes and hydrants spacing so, generally, we don't find issues or problems with that.

Mr. Burgio stated basically, we did sign up for the water service agreement back in 2007. Is this, basically, an upgrade with new elements involved?

Commissioner Marganecius interjected the City of Brook Park did not sign in 2007.

Mr. Burgio clarified we never sign up at all?

Commissioner Marganecius responded no.

Mr. Burgio continued this is completely new then?

Commissioner Marganecius responded that's correct, new to Brook Park, I should say. Yes, we crafted this new version of the agreement in 2007, tweaked it in 2012, but Brook Park has not yet enacted it. I don't know the exact year but, it was in late 1980's that most of the communities signed their current version of the water service agreement and suspect that's probably the date that Brook Park last signed an agreement with us.

Mr. Burgio questioned these agreements are for 20 years?

Commissioner Marganecius responded yes, these agreements are for an initial phase of 20 years like our current agreement, and these new ones, if the community chooses to do nothing, they annually renew, year by year; again, if neither side does nothing it just renews year to year.

Mr. Troyer thanked them for the presentation and stated I just have one thing, if you'll bear with me. I was out there watching when the last presentation was made, don't remember exactly when that was, but it was a different version than this; that was presented at that time?

Commissioner Marganecius responded the presentations we've tweaked it and continued to enhance this presentation since then.

Mr. Troyer asked if by chance he could get that version.

Questions/Answers: cont.

Commissioner Marganecius responded yes, I presented it five years ago.

Mr. Troyer continued I'd appreciate it if you could do that because there were some things in it and I want to compare it and see what the differences are.

Mayor Coyne stated here's the profound difference it's the economic development component. In the event that a business relocates to Brook Park, let's just take XYZ Corporation, and the company comes in from Cleveland. We have to conform to their abatement positions as outlined on that page and let's just say Brook Park is to net \$20,000 a year in city income tax. For five years we'd have to split it with them so we would take \$10,000 and they would take \$10,000; what do we get in return for that? So over that period of time, for five years, let's say we lose \$50,000 in income tax revenue. However, let's look at Leslie and Sylvia Drive project the water line was half the cost of the project. Or with the Brookdale project the cost is \$400,000 so we would gain \$400,000 improvements with the water line on that street, technically, for \$25,000. So the rate of return is substantial and if you look at the map that addresses the age of the lines, there's a pretty substantial number of them that are not in good shape, or are in fair or poor shape, so that's really the cruck of the deal and that's why we're proposing it; it makes financial sense. When I was first elected as a matter of fact, it was ironic, one of the key Mayors in the settlements of the water case was Paul Cassidy of Parma Heights, and it was our dream that what's before us today would become a reality: Maintenance of the water system, the improvements to the water systems and, ultimately, where the suburban communities who had aging infrastructure would have the ability to take advantage of the COG of the water department. So, to me, this is a great economic tool for the city, it's a reasonable investment for us and if they take something from us they have to do the same thing. So, it makes a lot of sense and you're not seeing the days when people had some negatives about this the poaching doesn't really exist anymore. Very few of the payrolls are over half a million dollars anymore. So, there are a lot of things here that one may say, you know, we're giving something up at the end of the day; I'll give you \$25,000 for \$400,000 any day of the week. Just in the last two or three years, I think that, between Sheldon and Leslie and Brookdale we're talking a \$1.4 million or \$1.3 million for the replacement of water lines. So when you look at the maps and figure those streets when you replace them, whatever the construction cost of that street is, figure half of that is for water line replacement. You can go without doing it and you can ignore this, and as Commissioner Marganecius said if the city puts a new road in...There is nothing more aggravating to us when we did Remora and some of those streets over there, and the next winter, in three months, the water lines were popping all over the place after we did those streets. So, to me, this is a very good investment for our city. I don't see any risk and the reality is that all of the communities have to share in the economic development benefits and the economic costs of doing so, and I have to tell you this. If you look around the country the Cleveland water system is probably the finest in the United States and our people have that. I don't know if this is urban lore or not, but I heard that

Questions/Answers: cont.

they tested many of the finest waters on the market and found that the water coming out of our taps in our homes is equally, or not, better. Am I lying commissioner?

Commissioner Marganecius responded no, I totally agree with you Mayor.

Mayor Coyne continued so, we see how important that is and, again, it's a massive cost to our community. I'm disappointed that the legislation wasn't on the agenda this evening so we could talk about it at the same time that they were here but we'd like to see that move forward. We think it's a great benefit for our town and as we discuss this further, we'll give you basic numbers to our city and I'd like to see the city move forward and entertain entering into this agreement with the Cleveland Water System.

Mr. Astorino thanked Commissioner Marganecius and Mrs. Jackson for coming.

Motion by Mr. Burgio, supported by Mr. Troyer, that item number one was discussed. Members of Council voted AYE. The motion carried.

2. DEPARTMENT OF LIQUOR CONTROL – BOSS PRO KARTING, LLC DBA Boss Pro Karting, 18301 Brookpark Road, Brook Park, OH 44142. **C NEW 0852359, D1, D2, D3 DEADLINE DATE 4/22/16 – PER COUNCIL PRESIDENT ASTORINO**

Mr. Astorino stated they are looking for a D1, D2 and D3 liquor license and the deadline date is 4/22/16. I talked to the Law Director about this and there seems to be no problem that we're aware of. If Council were to have any sort of objection to them getting this permit, we would have to request a hearing.

Motion by Salvatore, supported by Scott, that item number two was discussed. Members of Council voted AYE. The motion carried.

FINANCE COMMITTEE - CHAIRWOMAN, MCCORMICK:

1. AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE ADMINSTRATIVE CODE TO PROVIDE ADJUSTMENTS IN COMPENSATION FOR EMPLOYEES OF THE CITY, OTHER THAN ELECTED OFFICIALS OR THOSE COVERED UNDER NEGOTIATED LABOR CONTRACTS AND DECLARING AN EMERGENCY Introduced by Councilwoman McCormick. **PC 4/5/16**

Mrs. McCormick stated if you look at the chart attached that shows numerous different positions the only change from what is currently on the books is the change to the boards and commissions. Those are set at \$75 per month and that's for all the boards and commissions and for some reason, this was not signed by the law director but the law department did prepare this.

Finance Committee - Chairwoman, McCormick: cont.

Mrs. Powers stated I am somewhat in agreement with this because it cuts down the amount we're paying them from about \$300 or more per month to \$75. But, I disagree because half the time these meetings don't even last 15 minutes. So, I think, that's an exorbitant amount to pay them but is a whole lot better than paying them over \$300.

Mr. Salvatore clarified the only change that you're proposing is to make is just on boards and commission? Nothing else?

Mrs. McCormick responded yes, that's the only change. You did get another copy of this that was on the last council agenda and that one was specifically to increase the minimum wage positions. This one is only for the boards and commissions.

Mr. Salvatore stated to Law Director Horvath if you wouldn't mind, why didn't you sign this? Is there a reason why it's not signed?

Mrs. Horvath responded the only reason would be the provision in the Charter, which indicates that the Mayor will review annually the wages of all city employees and give his recommendation to Council. So, I felt that he should do that before this legislation should be approved; so that's the main reason.

Mr. Salvatore stated to Mrs. McCormick I know this is your legislation and if it's all right with you I would recommend that we hold off until we get the recommendations for everybody. Because, I know, that there was some talk at one time by a couple members of council. I think Councilman Mencini mentioned it and Councilman Burgio had talked about bringing in a firm and analyzing everybody's pay. I'm not saying we should or we shouldn't, but I would like to see the opportunity to at least have some dialogue on that and have everybody participated in that. I don't disagree with you, or with your method, but I think there are some reductions that should take place in certain areas and think that the timing is just a little bit off. I think we should try to get everybody together on an agreement where we start dealing with people's salaries and benefits and wages and who makes what and why; I think it would be very prudent on our behalf to do it all together. When I look at some of these things, I do this on a daily basis. I work with people's salaries all the time, and sometimes if you isolate one particular group and you do something with them and you don't do something with someone else, or maybe you take a raise for somebody and give them 27% and everybody else is only going to get 3%, it has a negative impact on people, employees, and the way they think, and how you think about them. So, I'm only suggesting it. I'm not saying that I disagree with some of your methods, here, because I do think that we need to look at some streamlining methods so that we can bring things in line and work together to cut some costs and I would really like to see it done all together when we have everybody on the table, and also look at some of the other suggestions from Councilman Mencini and Councilman Burgio.

Mr. Troyer stated to Law Director Horvath does this meet the criteria to be within legal form and correctness?

Mrs. Horvath responded yes, however, you have different schedules that are attached here that may change. My concern is that we don't do it once and then have to do it again I think it's better, best done globally. I think the exact terms of the legislation are proper.

Finance Committee - Chairwoman, McCormick: cont.

Mr. Troyer continued in my opinion we should follow through with this one. Mayor, when would you be bringing your schedule forward, I mean it's already the middle of April.

Mayor Coyne stated right and I've concluded negotiations with all except one union, and we're hoping before we go to arbitration to do that and that's what I've asked for; we always do it after those are concluded for obvious reasons. The fact of the matter is, I may agree this compensation to change and don't, necessarily, agree that it should be the same for everyone and don't know how anyone can make that conclusion. So, I'd like to see what criteria someone used rather than arbitrarily doing this. So hopefully if we can get a resolution to something in the next couple of days I might even call a special meeting next week just to deal with the contracts, and the pay schedule all at one time; that's the way we've done it.

Mr. Troyer continued that's a way to go, but I'd still like to see this...

Mayor Coyne interjected no, it's not a way to go it could be next week and it's the way we've always, traditionally, done it; we keep rushing on this....

Mr. Troyer interjected can I still have the floor, which I still control?

Mrs. McCormick - yes.

Mayor Coyne - well, that answered your question, you made the comment I don't know if he gave you the floor or not.

Mr. Troyer - all right I still think we should follow through with this as the date, it is time sensitive as far as, you know, getting it done.

Mayor Coyne - no it's not.

Mr. Troyer - and the quicker we get it done the quicker we get these few dollars coming back in our coffers, so to speak. But, I would like to ask that, maybe, this would be the last one until the Mayor can bring his forward. I mean, we get these two done because these are ones that have nothing to do, really, with the contracts, the union contracts, and that sort of thing. So, I would be happy to put this on the Council meeting and give the Mayor a chance to bring his forward.

Mrs. McCormick commented these were the only two on that whole schedule that I planned to bring forward. Because after talking to multiple people these were selected as some of the more important ones.

Mr. Troyer commented right.

Finance Committee - Chairwoman, McCormick: cont.

Mrs. McCormick continued and they weren't.

Mayor Coyne stated to Mr. Astorino I can't hear what she's saying...

Mr. Scott concurred.

Mrs. McCormick continued sorry, after talking to several people over the past few months these were the only two that many of us were in agreement on, and were deemed to be the most important of the bunch; and were the only two that I, personally, have any intentions of bringing forward at this time.

Mayor Coyne - who are these people, these mythical people, that you talked to? I'd like to hear....

Mrs. McCormick - Council Members.

Mayor Coyne - who are they?

Mrs. McCormick - I don't have to select everybody's name.

Mayor Coyne - I'm going to say this to you you're new as a councilwoman and as a finance chairman and there are procedures and ways to accomplish things. There's no time sensitivity with this, whatsoever and for whatever reason, you're trying to circumvent the process. So, don't put me in the position to have to veto something, okay? We'll make a proposal and if you want to change it...Some things, most of these things you're proposing, I may agree with you but maybe just in a different form. So, allow me to do my job, make my presentation, and if Council wishes to amend it, you'll have no argument from me. So, don't put me in that position I've asked you to do this since you've been on Council, but you persist in doing it.

Mrs. Powers stated to Law Director Horvath, the Councilman brought up lumping us all into one group and that can't be done; per our Charter no elected official which the chairwoman said, that she was excluding any elected official. So, elected officials can only be changed for the next generation coming in and they can't lump us with this.

Mayor Coyne - Point of Order Madam Chairman? What is she talking about?

Mrs. Powers - I'll try to simplify it for you.

Mayor Coyne - I wish you would.

Mrs. Powers: The rules say that I am an elected official, I cannot change my salary until...

Mayor Coyne - Madam Chairman, Point of Order, this is not the subject, elected officials are not a subject right now.

Finance Committee - Chairwoman, McCormick: cont.

Mrs. Powers - we were in the past, we started out with the elected official.

Mayor - We're going to follow the rules, Madam Chairman.

Mrs. McCormick - Not right now, Jan.

Mayor Coyne -she's...I don't know what she's talking about.

Mrs. McCormick - we're not talking about that one right now.

Mayor - and, I don't think anybody else does either.

Mrs. Powers: Well, except Mr. Salvatore was.

Mrs. McCormick - I think there's some confusion, elected officials are not included in this schedule; that's a separate ordinance all together.

Mrs. Powers commented right.

Mrs. McCormick continued even if it were to be brought up again.

Mrs. Powers interjected but, with this one we were bringing out.

Mrs. McCormick commented but those were all put to rest.

Mrs. Powers stated it does not need to be lumped with anything else because this is one separate group of people. And, we need to address them one at a time because you can't really lump them all together and say that these guys, that are sitting up here that are not elected, get their salary cut the same as these commissioners, because everybody's job is different. It requires a different number of hours, and time on the job. So, that's my opinion. Law Director, is that...?

Mrs. Horvath stated here's my difficulty, I understand what Council's trying to do; I certainly, understand everyone's position. I just read the Charter and I see that there's a certain procedure and I feel very uncomfortable if that procedure would be violated. Charter Section 3.03 says the Mayor shall review annually the wages of all city employees, and appointed officers of the city and submit his recommendation to Council. That would cover the part-time people (summer employees) that we're looking at giving them a minimum wage increase and, I believe, that would also cover the people who are appointed for commissions. I'm not saying per say that the language in the proposed ordinance is problematic in any way I just would prefer to follow the procedures that are set out in the Charter, and just do everything all at once.

Mr. Astorino stated to Mrs. McCormick on that point.

Mrs. McCormick recognized Council President Astorino.

Finance Committee - Chairwoman, McCormick: cont.

Mr. Astorino continued I would like to ask the law director because the way I see it under Article 11, Boards and Commissions, which is found on page 24 of the Charter, it says, "all members of all boards and commissions shall serve without compensation unless otherwise provided by Council". So, since we're dealing with the payments that's being made to the commission members, wouldn't that be more Council's? It says, unless provided by Council. So, Council is the one that is looking at the boards and commissions right now.

Mrs. Horvath stated I understand what you are saying and may ask Mr. Cingle a question following my remarks but, yes, obviously it is zero unless otherwise provided and there is an ordinance that provides for a salary for each of the commission members. I'm just saying in past practice it was always done with the Mayor coming forth with his figures first and then, Council of course, would go from there to either follow his recommendation or not follow his recommendation and I'm saying that I feel more comfortable following the Charter. I also have sympathy for Mr. Cingle, in that, I can only imagine how difficult it is to take these schedules and input them once into your computer programs and then, shortly thereafter, have to go back and input them again; perhaps, with different numbers. So, perhaps, I'm under the wrong impression, but it seems to me best just to do it once and go from there.

Mrs. McCormick stated there's nothing in the Charter that specifically prohibits Council from bringing this forward, is there

Mrs. Horvath well, let's look at the language again, it says the Mayor shall review annually and the past practice has been that he has reviewed annually and Council has waited for his review before making any decisions.

Mrs. McCormick interjected you're saying annually, because I asked for last year's and there was nothing ever introduced according to the law clerk.

Mayor Coyne commented they didn't get pay raises.

Mrs. McCormick continued but there was no change to the schedule.

Mayor Coyne stated that's correct, okay. I can clarify this for you. The Charter says I make...Council fixes all salaries, eventually. They pass the appropriations; they fix all salaries. There is a procedure and, for whatever reason, you are just determined to bypass that, and for no good reason. I may agree with you or part of your proposal but you're just bent on circumventing that. So, the fact of the matter is, the Charter says, for a reason, that I make a recommendation, you can change them, eliminate them, do whatever you want, that's under your authority. It's under my authority to make the recommendations so you're forcing me, maybe, to be in the position, if we can't concur on what those are. Allow me to make a presentation and quite frankly, for folks to make an assessment that have no experience doesn't carry a long way with me. We've had discussions about consolidating boards and commissions, I think some boards and commissions have a lot more responsibilities than others; so to say \$75 out of a clear blue sky is amazing. I witnessed this original finance committee thing that you had and if that's the same kind of criteria; these are people's lives that you're talking about here. So, allow me to do my job, and you fix them as you will after that. If you go forward now, then you're going to leave me no choice and maybe that's what you want me to do.

Finance Committee - Chairwoman, McCormick: cont.

Mr. Astorino stated I would ask you to take consideration for maybe even making a modification to your proposal; simply because you're saying \$75 per month. I would recommend that we consider changing it to \$75 per meeting for a couple of reasons. First off, when I've looked at the minutes for this year's meetings and I've noticed that for several months we haven't had any meetings. Either the Planning Commission or the Board of Zoning Appeals have cancelled their meetings for either lack of appeals or for lack of any permits being requested and that also builds into why I think there's some sort of urgency for this legislation to come, and we should move on this as soon as possible. Because what we're doing is, we're incurring expenses when there's actually no service being provided by not having Planning Commission and Board Zoning Appeals meetings; yet we pay people for that. I think that's an improper use of our tax dollars and also think there is some sort of an urgency to this. Also in a situation like this, where you propose even \$75 a month, I think at that point, from what I saw with the minutes, we've had two or three months there have been no meetings and we would still be spending that money. So, I think you should maybe consider modifying it to \$75 per meeting attended, and if the member doesn't show up then they don't get paid because I think that's improper.

Mrs. McCormick stated the \$75 per month was chosen for several reasons. One is that it is probably easier for payroll to process that than per meeting. And, then also, because these board members do need to set aside this times to have these meetings; they anticipate being there. They don't know that they're not going to have a meeting until the last minute; so they should at least receive, in my opinion, some compensation for that.

Mr. Burgio stated if this is something that Council wants to pursue, I still feel that we should do it in a fair and consistent manner and still think a disinterested third party would be the best way to handle it. I think it would take all the politics out of it; that's my feeling and I'm not wavering on that. The other question is, you said these are only the boards and commissions; those are the only ones you've looked at?

Mrs. McCormick responded yes that's the only ones on this schedule attached to the ordinance, I'm not doing any changes for any of the other ones.

Mr. Burgio clarified are you doing all boards and commission?

Mrs. McCormick responded yes, all the boards and commissions on the schedule are changed on there.

Mr. Burgio continued I noticed that the Safety Forces High Risk Board isn't included on that one and wondered why.

Mrs. McCormick responded I believe that's been eliminated; there's some positions and boards on there that are no longer in existence.

Mr. Mencini stated I believe when this was first presented to us as a group a while back, then brought forward to show that we were taking cuts in order to possibly look down the road for a dedicated revenue source. I concur with Councilman Burgio about a third party come in and make that judgement or what about if we 3% or 4% across the board?

Finance Committee - Chairwoman, McCormick: cont.

Mrs. McCormick stated we actually, are looking into having a third party come in and I spoke with one company already that did a similar study for a neighboring community that was put on hold while we were doing the budget stuff it got to be too much then. We'll probably have a meeting with them soon and if anybody else would like to be a part of that initial meeting, just to kind of talk about what they would do, let me know and I'll get that set up.

Mrs. Horvath stated I just wanted to note that when drafting this legislation, I recollect we had a conversation that also included the issue of, if you pay someone for every meeting then you have to keep track of their attendance, that would be somebody's duty and obligation. I believe that was the reason, or the thought behind, just putting the \$75 per month in.

Mayor Coyne stated there's a reason why you don't want to pay by a meeting because back in the RTA days when I served there was nothing to preclude a board or commission from calling more than one meeting in a day; therefore, you could pay them \$325 for a single day. There is a stipend that they should get for it and I wish, again, you'd allow us to address that and, then, you address it accordingly. There's no urgency here, and if this is what we're going to do, then, maybe all of us should get paid by a meeting, see how that works out. If you're going to use that criteria for others that are appointed officials serving the people, then elected officials should do the same thing, that's ludicrous. So, there's a measure here and again we are asking you to allow us, there's no urgency here. The fact of the matter is that is the building time of the year and when more permits come in than any other time. I've talked to the law director about combining some things and we'd like the opportunity to present that before you move forward with this because, again, you'll be putting me in a position like I'm against what you're doing, I'm not but don't necessarily agree that your method is the final answer to this.

Mr. Astorino stated I would like to share with the committee so consider this and I will provide some additional information. As I said, when I reviewed the minutes from last year and some from this year, I did find out that, the Board of Zoning Appeals, did have several meetings and actually for last year when they met their meetings lasted for 82 minutes for the whole year. The Planning Committee was something like 225 minutes so these meetings do not last very long. In fact, the last meeting which was, I think, Planning lasted about four minutes; so some of their meetings are very short. So, when we think that they need to be compensated properly we need to consider what you're taking a look at. I can appreciate saying that we need to look at having a third party to come in and look at it but I'd be careful about having that too. Because if you're talking about a meeting that lasts for 5 minutes and we're paying somebody \$225 for that, that third party might say that \$75 is, actually, too much.

Mr. Salvatore stated I just want to follow up on what the President said because he made a couple of comments that do make sense. I mean, if someone doesn't come to a meeting should they be paid? Maybe that's something we should look at and if someone's missed ten meetings and we only had 12, what are we doing paying that guy; maybe we should be doing our research first. I also would like to remind everybody that there were a few years back that the Zoning Board and the Planning Commission shared members so there were less people getting paid; they were only receiving one check but doing two jobs and the Council representative who served on the Zoning Board did not get additional pay, nor did the Council member receive additional pay who served on the Planning Commission. If I remember correctly, and I could be wrong, but I think there was one additional member just to change the make-up a little bit; so maybe that's something we should be looking at. I do know that a lot of cities follow what we changed

Finance Committee - Chairwoman, McCormick: cont.

to the new method of having different people on both boards. There are a lot of cities now that are looking at going to the old way of doing things for some cost saving measures. And, quite frankly, it worked in the old days. It was a fine method and it certainly would accomplish everything that you're trying to do here tonight. And, that is streamlining city government, save some money and take a good look at what Jim brought up. He's done some research and I think we should do a little more. I think we should follow up on his research. Investigate some of the people who aren't coming and then we should look at those people. Maybe those are the ones that, maybe, shouldn't be getting paid. But, I would really like to put on the brakes and try to solve some of these issues that we have here on the table. And, then move forward. Everybody doesn't have to vote the same way, but, certainly, looking at the problem together and showing that Council wants to work together and how we vote, we vote whatever way you feel. But, I do think there's additional research here necessary in order to come up with the right answer. I would just ask the Council just to slow down just a little and let's get some answers and then move forward.

Mrs. McCormick stated this is one of the things that we've been trying to do since the first of the year was to try to meet as a Finance Committee so we could investigate these things further. But, it was determined that we couldn't do that. We keep being told to put on the brakes any time any of these monetary issues come up. Nobody wants to do the further research. We have research that's been presented. That's all I have to comment.

Mr. Salvatore stated I don't think anybody here has refused to come to the meeting. I think we set a new world's record....

Mrs. McCormick interjected no one's refused to come to the meeting but, everybody's, let's push it off to another day. Let's have someone else come in.

Mr. Salvatore continued let's have somebody research some of our answers; get some of our answers to the questions that's all I'm asking for. Let's get everything in front of us before we can make a decision.

Mr. Troyer stated Law Director Horvath is it going to be proper? Is there a conflict to combine Planning and Zoning? Isn't there an issue there?

Law Director Horvath responded there are a number of issues that I think Councilman Salvatore was talking about exploring it. And, if I understood his comments correctly, previously, it had been that way where we had the same individuals on each one. There's something to be said about looking at the process and trying to streamline it, also, for businesses and for business development. So, there may be some problems and issues there but we, certainly can discuss that and look at those issues and see what we can work out.

Mr. Troyer continued and we can still streamline it; do all these things with the change in pay, correct?

Law Director Horvath responded I don't see that the two issues would be intertwined; you could probably do it separately.

Finance Committee - Chairwoman, McCormick: cont.

Mr. Troyer continued I know there's support for this. I believe there's support for this. We sit here and talk about this for, I don't know how long now. This is something that quite a few members want to do and I just don't see a reason to wait. I was thinking a few minutes ago, actually, to place this on the next caucus. And, if the Mayor brings his stuff forward, to then kill this at that time and then we'd have the Mayor's proposal, I just don't see any reason to wait. I think we should just go ahead and put this on the next council get it passed and, then, we could change things. I mean, just because, if we set this at \$75 we could change it to \$100, we could change it at any time. We don't really, in my opinion, don't really need the Mayor's proposal. I mean, that's the way it should go. But, it's April 12th and we've been talking about this since January; let's get some of these done, let's do a couple things here

Mr. Scott stated my personal opinion is this, which probably doesn't mean much. Before we go after all these other boards and commissions and whatnot, why don't we take a look at our five pieces of legislation that are sitting in committee for Council? Let's do Council first and show people that we are considerate of other boards. Show that Council is willing to make a reduction before we go after other boards. My honest opinion is, have a third party come in to take a look at the whole picture; I don't like going bits and pieces on this. Number one, I think we should take care of Council first, get the five pieces out of committee and show that we are sincere, and then take a look at these other boards.

Mr. Mencini stated I concur on this third party, our Council President's right. This could go the other way too. It could also go the way as Mr. Scott was just kind of elaborating on and they might say, hey, we're going to look at Council first. But, they might look at it and say, wow, you guys meet every Tuesday you meet Saturday mornings. The way you guys handle all those phone calls, you guys are under paid. I would like that but I don't think that's going to happen, (Chuckles). Right, Councilman Salvatore? Councilman Troyer's right in a way too. We do have to start moving. we definitely do, but on this one, I don't think it's as time sensitive. I think it's something we can work together on and get this done right. As the Mayor said, he might agree with this there are probably other ones on here that, maybe, could be cut too. I mean, to me that's a third party, that's professional, more or less. A third party coming in and taking a look, it's not looking at it from this side or that side.

Mrs. Powers. Along the lines of what Councilman Mencini was saying if we go back to our Charter it says, that they are to be on Council, on the commissions, at no pay. We could bring in a third party and they'd say, follow your own Council Rules and Charter. So, if that's what it takes then let's do it, or if the Mayor has to come in with an opinion, let's do it. And, a week from today is plenty of time to get our answers because like everybody else says, let's get off this just sitting here doing nothing but talk.

Mayor Coyne stated why don't you just allow me to make my recommendations and you just might be surprised. I've been compensation analyst for everybody and, the fact of the matter is, we would have been ready next Tuesday to go. We might have a light at the end of the tunnel on something before going to arbitration so allow me to do my job and change it as you wish. But, I think what we're trying to do is in a rush to accomplish what? You got a deadline for a newspaper that you've got to make that's got to be in at 11:00 tonight? So, all I'm saying is allow me to do my job and you do your job, that's all I'm asking you to do. Quite frankly, you have no ability to

Finance Committee - Chairwoman, McCormick: cont.

make an analysis this year, with all due respect you've only been here four months; you have no experience with any of this.

Mrs. McCormick interjected I have plenty of research experience.

Mayor - I beg your pardon.

Mrs. McCormick - I have plenty of research experience.

Mayor - You may, but you have no idea of an operation of a municipal budget or municipal operations. You could research anything it's pretty easy today, so, what I'm saying to you is, these recommendations are based on what? On someone's times or how long a meeting? Quite frankly, you're paid too much half of this time we're wasting time on things. Just like, logistically, we should have had the water department agreements on tonight's agenda while those people were here. So, all I'm saying to you is allow me to do my job and I would be in here a lot faster except for the fact that sometimes you have to allow the process to take course on the negotiation's side. As Councilman Salvatore said, you give 20% to one group of people, doesn't matter who it is, and you got problems. So, allow me to make my recommendations, allow the law director and I to look at the consolidations, we heard what you said and we're researching it to see; allow us to do this. This third party stuff, I've been in more organizations than China's got rice. The paying consultants and, you know, at the end of the day it was the collective knowledge of the people who worked there and the legislative body who really made the decisions, anyway. And, to sit here and present that people are overcompensated, and things like that, for the most part, are not factually true. So, allow us to make our recommendations. If you don't like them, address them and then you can amend one schedule.

Mrs. McCormick: Well, the fact of the matter is, this one particular issue, the boards and commissions, is allowable by the Charter for Council to set. It says in there Council shall determine...

Mayor Coyne interjected I'm not going to argue that with you, yes, you can but the fact of the matter is....

Mrs. McCormick - I'm not, just hold off. I have the floor. I'm sorry, point of order.

Mayor Coyne - Point of Order. You don't have to have point of order, you're the Chairman.

Mrs. McCormick - Well, whatever.

Mayor - As a matter of fact your whole participation....

Mrs. McCormick - The Charter says that Council, that the boards and commissions shall not be paid unless otherwise deemed by the Council. I don't know if that's the exact words because I don't have it in front of me, but that's the gist of the whole thing.

Finance Committee - Chairwoman, McCormick: cont.

Mayor Coyne - that's correct, and the Charter also says I make recommendations for all city employees and they are city employees; they're members of boards and commission; then you fix it after my recommendations. That's what it says and it's been done here since we've been a city and for some reason you're trying to circumvent that. Let me make my recommendations and change them that way we do it one time and get it over with. If not, if you do these things arbitrarily, I'm going to veto them.

Mrs. McCormick - It's not arbitrary. You've been telling us for months that you're going to have this to us and it hasn't...

Mayor Coyne - It is arbitrary, sure it is, I watched your finance committee....

Mrs. McCormick interjected Anybody else? Does anybody else have anything else to comment?

Mr. Astorino stated I'd like some clarification either from the Mayor or the law director. You talked about some sort of consolidations you're making with these commissions?

Mayor Coyne responded we're looking at it.

Mr. Astorino then the question I would have is because the way I see the Charter. Under one section provides for a Planning Commission and another section provides for a Board of Zoning Appeals; so, there are two separate commissions that are set up by Charter so if...

Mayor Coyne interjected it doesn't say they can't be the same members.

Mr. Salvatore commented I can answer that question.

Mr. Astorino continued Oh good, then, I'll expand my question to Councilman Salvatore.

Mr. Salvatore stated I do believe it was changed by Charter to split the two boards and it would have to be changed again by the Charter in order to consolidate.

Mr. Astorino continued so any change we're looking to do on that would have to be through a Charter change, which is a vote of the people.

Mr. Salvatore responded correct.

Mrs. McCormick questioned what would the deadline on that be to have that in for

Mr. Astorino responded the earliest we could probably have a vote of the people through Council is November of this year. So we're pushing back, pushing back, pushing back in time.

Mayor Coyne stated in that issue one of the things we're looking at, it doesn't say that those members have to be different, they could be the same people; that's one of the things we're researching.

Mrs. McCormick commented I think we would run into some legal issues there.

Finance Committee - Chairwoman, McCormick: cont.

Mayor Coyne responded that's what we're trying to research because it doesn't say they have to be different in the Charter, that's what we have to clarify. If they don't have to be different you could appoint the people to both of those boards and have one piece of compensation

Mr. Troyer stated at that time, we could adjust the compensation if that were to take place. But right now we're in a system we're in with the two separates and there was some support to make these changes

Mrs. McCormick commented I previously had the support of the majority of the members on Council on this issue. Maybe they've changed their minds since I've talked to them.

Mayor Coyne stated it appears to be all you're trying to do is circumvent my recommendation; if that's what you're going to do

Mrs. McCormick commented we're trying to actually get things done.

Mayor Coyne continued well there's a way but I would disagree with that.

Mrs. Powers stated it says that this compensation provided in the salary schedule shall become effective May 1, 2016 so we do need to act on this because it's mid-April and I don't know how much longer the Mayor needs. We need to get this done so how long is it going to take you to decide; you knew the first of the year we needed a budget.

Mayor Coyne stated first of all, you continue to make misstatements; you had the budget in plenty of time and had more hearings because we had new Councilmen. Once again I'll explain the process the budget is passed where we include in their compensation, benefits, increases, adjustments and different things, capital, et al. Then I complete my negotiations with the unions which takes time and finally after all of that, then, we make recommendations on compensation for everybody at the same time. We had language issues. We had...means by which, and when we get into the executive session to talk about it, I'll tell you what it is. How we could...to evade cost, to provide compensation to our employees who haven't had them. So, the fact of the matter, you keep saying the same thing that is not factual you had more than enough time for your budget. So, the fact of the matter is, I have one outstanding thing and I thought I was done today and if I can settle this before arbitration it's in our best interest to do so. Then everything will come forward because we're ready but I'm not going to do that until we have those things concluded. Or, if we have to go to arbitration I'll bring everything else, absent that one issue. So, that's the answer to the question and most of that I do not have control over; it takes time and everybody gets retroactively to the first of the year anyway.

Mr. Troyer stated I just want to point out one thing, if we're reducing compensation I would think that would help the city in negotiations.

Mayor Coyne commented let's just be candid, you don't want to wait for my recommendations and why don't you just say so; that's what this is all about, there's nothing else.

Finance Committee - Chairwoman, McCormick: cont.

Mr. Troyer - You don't have the floor.

Mayor Coyne - Well, she didn't take it away from me, I'm responding to you. If this is what you want to do, then just do it, but that's all this is all about.

Mr. Troyer - Point of Order.

Mayor Coyne - it has nothing to do with anything else.

Mrs. McCormick - okay, please.

Mr. Troyer stated I'm kind of torn, but I think I'll stick with my first instinct a while back. I'd like to make the motion to put this on the next caucus and I'm hoping that Council will, if we don't have the Mayor's proposal, that the Council will go ahead and get this passed. Because I hope we can get this done if the Mayor doesn't have anything to bring forward; because we've been waiting long enough. So, my motion is to place on the next caucus.

Motion by Mr. Troyer, supported by Mrs. McCormick, to place item number five on the next caucus.

Mrs. McCormick stated I just wanted to say I'd be willing to give him two weeks. Hopefully, by then, we will have something. If not, I'm hoping, like, Councilman Troyer said, that the rest of Council will be willing to move forward with this because we just can't keep wasting time all the time.

Mr. Mencini stated I'll go with the two weeks and that said I hope we can work together on this, regardless the outcome.

Motion by Troyer, supported by McCormick, to place on the 4/26/16 Caucus agenda. Members of Council voted AYE. The motion carried.

LEGISLATIVE COMMITTEE - CHAIRMAN, TROYER:

1. ORDINANCE NO 10001-2016, ENACTING SECTION 748 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'AUTO TITLE LENDERS' AND DECLARING AN EMERGENCY Introduced by Council President Patten, Council Members Salvatore, D'Amico, Higgins, Burgio, Mencini, McCormick, Scott P/C 1/27/15; Cau 2/9/16; Cau 2/23/16; 1st R 3/1/16; 2nd R 3/15/16; Cau 3/22/16.

Mr. Troyer I did talk to the law director and she provided some amendments that I will pass out. Again, these are the amendments that the law director suggested for this piece of legislation.

Mr. Salvatore asked would anybody have any questions on it first or are we just going to make the amendments?

LEGISLATIVE COMMITTEE - CHAIRMAN, TROYER: CONT.

Mr. Troyer responded wouldn't you like me to make the amendment and get the second first before we discuss it?

Mr. Salvatore stated I'm not quite sure, I don't know if I agree with it or not. I'd like to hear an explanation on it.

Mr. Troyer asked Law Director Horvath to comment on this?

Law Director Horvath stated this is legislation that was drafted by my predecessor and I believe the intention of it was to limit the proximity of the auto title loan businesses and also throw some regulation in to help protect the consumer; to make sure that someone who's unscrupulous would not be owning or operating that type of business. So, the language in 748.03 (b) really isn't appropriate as it reads for this particular purpose, therefore, I had suggested language that defines the operator of this business as someone having authority to control a credit services organization and extend credit in the form of a motor vehicle title loan.

Mr. Salvatore stated as one of the sponsors of the ordinance, so, are you proposing that we just substitute the (b) that's in the present ordinance and then add the new section (b) as a substitute?

Law Director responded yes, I would propose that. I don't think the current language in section (b) really makes any sense for this piece of legislation.

Mr. Salvatore stated if no one has any other questions, I'd make that motion that we remove the (b) in the existing ordinance and replace it with the recommendation of the law director.

Motion by Mr. Salvatore, supported by Mrs. McCormick to amend 748.03 (b) "Operator" means the person or persons having authority to control a credit service organization that obtains for a consumer or assists a consumer in obtaining an extension of credit in the form of a motor vehicle title loan. Which, will replace the existing (b) in 748.03.

Mr. Troyer commented the existing reads "Operator" means the person or persons having authority to control the premises of an arcade, amusement center, or an accessory amusement area.

The clerk called the roll on the amendment by Mr. Salvatore, supported by Mrs. McCormick.

ROLL CALL: AYES: Salvatore, McCormick, Powers, Troyer, Burgio, Scott
NAYS: None. The amendment carried.

Mr. Troyer continued then there's a second amendment and I'll go ahead and read through it. 748.04 (a), the amended version when somebody makes the motion, Whereas, any of the owners or the operators has been convicted in a court of competent jurisdiction of this state or any other state of a felony or any criminal offense involving fraud or failed to notify the division of financial institutions of any such conviction. That replaces, Whereas, any of the owners or the operators has

LEGISLATIVE COMMITTEE - CHAIRMAN, TROYER: CONT.

been convicted within the last five years of any felony or of any misdemeanor involving physical violence, gambling activities, controlled substances, alcoholic beverages, minors or any crime involving moral turpitude.

Motion by McCormick to amend as presented, supported by Mencini.

ROLL CALL: AYES: McCormick, Mencini, Powers, Troyer, Salvatore, Burgio, Scott

NAYS: None. The second amendment carried.

Mr. Salvatore thanked the law director for taking the time to get this straightened out for us. And, I'd like to make a motion to place this back on the Council agenda under third reading.

Mr. Salvatore asked for co-sponsors and all Members of Council would like their names on the legislation.

Motion by Mr. Salvatore, supported Mr. Scott, to place on the next Council agenda under third reading.

ROLL CALL: AYES: Salvatore, Scott, Burgio, Troyer, Powers, McCormick, Mencini

NAYS: None. The motion carried as amended.

PLANNING COMMITTEE - CHAIRMAN, TROYER:

Mr. Troyer stated the Planning Committee has three items that passed through the Planning Commission but needs legislation to be drafted. Some of the owners and operators, owners of the property and operators of the businesses, are out there tonight.

1. RESOLUTION NO. 24-2015, GRANTING A CONDITONAL USE PERMIT TO OPERATE EARL'S COLLISION CENTER AT 15318 BROOKPARK ROAD IN A U7-B DISTRICT AND DELCARING AN EMERGENCY Introduced by Council as a Whole. Caucus 9/22/15; 1st R 10/6/15 - Removed from agenda per email received from owners withdrawing the request; P/C 10/6/15; Cau 4/12/16 - per memo dated March 31, 2016, from the Planning Commission secretary asking that Earl's Collision Center be reconsidered for approval. In attendance here tonight: Mike and Frank Whitaker of Earl's Collision; Gary Weiss and Donald May on behalf of the landlords DM & GW, LLC and Rick Ritter of Denison Auto Parts.

Motion by Mrs. McCormick supported by Mr. Mencini to place on the next Council agenda.

ROLL CALL: AYES: McCormick, Mencini, Powers, Troyer, Salvatore, Burgio, Scott

NAYS: None.

PLANNING COMMITTEE - CHAIRMAN, TROYER: CONT.

2. A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE BUSINESS IN A U3-A ZONE ON ENGLE ROAD, AND DECLARING AN EMERGENCY Introduced by Mayor Coyne. Cau 2/9/16 – request for legislation to be drafted; P/C 3/1/16.

Mr. Burgio asked Mr. Troyer if there were any issues that came before the Planning Commission on this?

Mr. Troyer responded yes, there were, they put in some landscaping and the print is on the desk in the office. So, they are going to do some landscaping, clean some stuff up, get a sign out front and clean up around the guardrail there in the front.

Mr. Burgio questioned if there were any other "subject to's", for instance, no auto sales on the lot or anything like that?

Mr. Troyer responded correct, that's basically always in there.

Mr. Burgio continued I didn't see it, specifically, but it's there?

Mr. Troyer concurred.

Motion by McCormick by Mr. Mencini, to place on the next Council agenda.

Mr. Mencini stated on the landscaping that's done or is it is going to be done?

Mr. Troyer responded it is going to be done; it's a requirement.

ROLL CALL: AYES: McCormick, Mencini, Powers, Troyer, Salvatore, Scott, Burgio
NAYS: None. The motion carried.

3. A RESOLUTION GRANTING A CONDITIONAL USE PERMIT TO OPERATE PREMIER AUTO BODY & COLLISION, LLC AT 14100 BROOKPARK ROAD IN A U7-B DISTRICT AND DECLARING AN EMERGENCY Introduced by Council as a Whole. Cau 1/26/16 – request for legislation to be drafted; P/C 2/2/16.

Motion by Mrs. McCormick supported by Mr. Mencini, to place on the next Council agenda.

ROLL CALL: AYES: McCormick, Mencini, Powers, Troyer, Salvatore, Burgio, Scott
NAYS: None. The motion carried.

SERVICE COMMITTEE - CHAIRMAN, BURGIO:

1. ORDINANCE NO 10009-2016, REPEALING CHAPTER 741 ENTITLED 'SNOW REMOVAL AND LANDSCAPING/LAWN MAINTENANCE CONTRACTORS' AND DECLARING AN EMERGENCY Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Mencini, Troyer 1st R 4/5/16 per Council Rule No. 13; Cau 4/12/16.

SERVICE COMMITTEE - CHAIRMAN, BURGIO:

Mr. Troyer stated the only thing I have on this is it seems like, currently, the legislation doesn't have landscaping or lawn maintenance included; so it seems like the heading is not correct. It should say snow removal and then declaring an emergency.

Mayor Coyne stated no, it's adding, remember the qualification to make proposals on the senior services? They have to be licensed as a snow removal contractor. There was nothing in our ordinances that provided for landscaping on lawn maintenance contractors. Not only for the senior program we have landscapers that come in and try to rip our people off too by not completing jobs or don't do this. So, this would provide that they have to be licensed to do work in the city.

Mr. Troyer stated no, what I'm saying is this is the repeal.

Mayor Coyne responded no, the first one is a repeal.

Mr. Troyer continued the first one is a repeal.

Mayor Coyne responded correct.

Mr. Troyer continued right, that's the one we're discussing.

Mayor Coyne apologized and stated I'm ahead of myself.

Mr. Troyer continued so, what I'm saying is it doesn't exist yet.

Mayor Coyne concurred.

Mr. Troyer continued so we can't repeal something that's not there.

Mr. Astorino stated the question I have just simply is, why do we have an ordinance that repeals that chapter and then the next ordinance that we're doing is, basically, putting that chapter back into effect? Why are we doing two ordinances?

Mr. Burgio responded I think that's, basically, just because so we don't have two similar ordinances on the books but I'll defer to our law director because I talked to her about that earlier.

Mrs. Horvath stated in looking at this it appeared that the easiest way to accomplish this would be to repeal the one ordinance and then replace it with the new ordinance that would also include landscaping and lawn maintenance contractors; so that was the method that we chose to accomplish the purpose.

Mrs. Powers stated this one goes with the next one you're going to repeal something then add something.

Mr. Burgio concurred.

Mrs. Powers continued how is it going to change because the one that's on the books now said, seniors or disabled people, and described the senior as a 60 year-old, and the snow removal, this

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

time said 70 years old with more money attached to it, the fee is larger. So, what are we doing here; are increasing the age and increasing the fee?

Mr. Burgio responded we are increasing the age.

Mayor Coyne commented the first one repeals the chapter. The second one enacts the new chapter, and the next one provides for the program for assistance with the same age as exists for snow removal. That's what the three ordinances do. But right now, you're just on the ordinance that repeals 741.

Mr. Salvatore stated to Law Director Horvath should we be removing landscaping and lawn maintenance out of the title for the first one.

Law Director Horvath responded that, certainly, is something that could be cleaned up.

Motion by Mr. Salvatore supported by Mr. Troyer, to amend by deleting the words 'landscaping and lawn maintenance'.

ROLL CALL: AYES: Salvatore, Troyer, Powers, McCormick, Mencini, Scott, Burgio
NAYS: None. The amendment carried.

Motion by Salvatore supported by Mr. Scott, to place on the Council agenda under second reading.

ROLL CALL: AYES: Salvatore, Scott, Burgio, Troyer, Powers, McCormick, Mencini
NAYS: None. The motion carried.

2. ORDINANCE NO. 10010-2016, ENACTING CHAPTER 741 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SNOW REMOVAL AND LANDSCAPING/LAWN MAINTENANCE CONTRACTORS' AND DECLARING AN EMERGENCY Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Mencini, Troyer. 1st R 4/5/16 per Council Rule No. 13; Cau 4/12/16.

Mr. Troyer stated I have just, really, one item that affects two areas. On page 2, 741.03 exclusions. I may need a little help from the law director here. You need to add shrubs and trees to the (b) exclusion and the (c) exclusion. Because, basically, the way I read it, if they're not in there, you've need to get a permit to help your neighbor cut some tree limbs or cut some bushes; so I think that would clarify that's not the case. So, basically, my amendment would be, so after, on (b) after, or cutting grass, on the second last sentence, you'd have a comma shrubs and trees.

Mrs. Horvath responded I'm sure that would be fine, I don't know if you also want to put the word "removal" in there? Cutting and or removal? Mr. Troyer stated cutting and or removal of grass, shrubs or trees so the amendment would then be cutting...

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mayor Coyne interjected and suggested the plowing of snow or cutting grass or the trimming, removal and disposal of yard waste. Trees, shrubs, yard waste, however you want to do it, but trimming, cutting or removal of shrubs, trees and yard waste.

Mr. Troyer stated to Law Director Horvath the problem is in definitions it uses shrubs and trees as a definition, and I want to make sure that would be good enough.

Mrs. Horvath responded it, certainly, would be consistent with what we've done prior. I suppose if you wanted to enhance it we'd have to enhance the language in other areas...

Mayor Coyne interjected the Chairman's explained this to me and I think what he wants is the same that's in section (b) of 741.02 to be put in section (b) of exclusions.

Mr. Troyer commented 741.03, exclusions, correct.

Mayor Coyne continued what I'm saying is what I think as the Chairman pointed out here. We could have individuals' firms using any type of snow removal by landscape. The same language is in section (b) of 741.02. It would be in (a).

Law Director Horvath clarified you're saying that would be in section (b), also, of .03

Mayor Coyne responded correct, where it says maintenance or removal of turf, grass, shrubs and trees from any private, or you know, private property. That's what you're talking about?

Mr. Troyer commented yes, that would cover it as long as it has shrubs or trees. Yes.

Mayor Coyne stated correct, so, if we insert that same language in section (b), there, that should be fine. In section b and in (c).

Mr. Troyer concurred (b) and (c).

Mayor Coyne stated if we put after, cutting grass or the maintenance or removal of turf, grass, shrubs and trees from any private property located within the City.

Mrs. Horvath stated I think that would be fine, it would clarify it.

Motion by Mr. Troyer supported by Mr. Mencini, to make the two amendments above.

ROLL CALL: AYES: Troyer, Mencini, McCormick, Salvatore, Burgio, Scott.

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

Mr. Troyer stated I noticed a little note on here that was my main concern on that, but I do have a little note on here, "display of tags". Through the Chair to the law director. Is this going to be, because this was, language was taken from the snow plows, which are a vehicle or truck or something. Is this going to mean every lawn mower has to have a tag and be registered?

Law Director Horvath responded I took it as though the vehicles that are being used need the tags. So, I would hope it would just be the vehicles and not each individual lawn mower or trimmer; just

SERVICE COMMITTEE -CHAIRMAN, BURGIO: CONT.

whatever vehicle that the individual, whether they're snow plowing or landscaping, would be using in their business.

Mayor Coyne commented I would say a riding mower is a vehicle but wouldn't say a push mower is a vehicle; but I think a riding mower by definition is a vehicle. You might want to have that because with a vehicle they could run into something or clip somebody else's shrubs that's why they should be licensed, bonded, insured. Whatever is defined as a vehicle should have a tag on it.

Mr. Troyer stated if they are running around with a trailer with three or four riding mowers on it they need five tags.

Mayor Coyne no, I would say the one that they use in Brook Park that it should have a tag on it.

Mr. Troyer responded okay.

Motion by Salvatore supported by Mr. Mencini, to place on the next Council agenda under second reading.

ROLL CALL: AYES: Salvatore, Mencini, McCormick, Powers, Troyer, Burgio, Scott

NAYS: None. The motion carried as amended.

Mr. Burgio: Motion was made to place on the April 19, 2016, Council agenda for second reading, properly supported. Michelle, please call the roll.

3. ORDINANCE NO. 10011-2016, REPEALING CHAPTER 938 ENTITLED 'GRASS CUTTING SERVICE' AND DECLARING AN EMERGENCY Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Mencini and Troyer, 1st R 4/5/16 per Council Rule No. 13; Cau 4/12/16.

Mr. Troyer requested his name removed off the legislation, my opinion, we have a perfectly good, this is a perfectly good piece of legislation, which we should be, should have been honoring the last couple years and still should. There's an adopted piece of legislation here. This is repealing just in fact the qualifications of '65. The income is lower than what this new ordinance is going to bring. And, it also includes physically disabled people, physically disabled persons. It offers grass cutting to them, were the new ordinance would not. So, I'm against repealing this piece of legislation, I think we should use it, I think it's a good piece and believe the Mayor had it passed many years ago.

Law Director Horvath stated there may be a typo, it says 938 rather than 937. This is strictly to try and clean up and make things a little bit simpler. The ordinance as it exists now looks a little messy, and it's just the idea for simplicity's sake, to repeal one and put another in place.

Motion by McCormick, supported by Mr. Mencini, that item number three was discussed.

Mayor Coyne stated the fact of the matter is, there'll be no program for seniors for grass if Council doesn't repeal this and the enact the new one; I know the strange math that everybody had about

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

this. The fact of the matter is, the snow removal program where there are a little over 200 people that were on it, it cost them \$20; they had to pay the tax. I think there's an 8% tax on the service and that's the only way we're going to be able to offer this. So I would suggest that we get moving

so these folks will determine whether they get 14 or 16 weeks of grass cutting. We have to get the proposals, the contracts signed, and get the program going; this program needs to move forward. I think we'll have much more interest if people are encouraged to participate, not discouraged to participate by false narrative what the program is about. So, I'd ask Council to repeal this one and enact the new one so we can go forward in getting this done.

Service Director Cayet stated just a point of information. The seniors that had their driveways plowed this year, they're calling us now wanting to know when we're going to start cutting their grass. So, when you're voting for this remember that the people are calling and they'll be calling you guys next.

Mr. Burgio commented I cut my grass already once and if it wouldn't have snowed this week I would have cut it again. You're going to hear the lawn mowers out because of the nice warm week in the 60's and 70's. I'm just saying, let's do this for the people they deserve it, especially, the seniors who really need it the most.

Mr. Astorino asked when we did the grass cutting for the seniors in the past, when did that program start?

Mr. Burgio clarified you mean month wise?

Mr. Astorino stated as far as what month did it start?

Mr. Burgio responded I believe it started right after the kids got out of high school for summer vacation; maybe the first week in June and it ended, I think, about the middle of August, before they went back to school.

Mr. Astorino stated so the comments that I hear that we have to get this done because we're cutting grass now, we weren't cutting grass in April and May before that.

Mr. Burgio commented no, we were not and it does take time, I believe, to get all the contractors and all the people to sign up and we're looking, if we delay this any longer, we're looking at May, June. It's not going to be the long season that it should be so I just hope we can get this passed.

Mr. Troyer commented I don't know how much of a favor we're doing anybody repealing because what we're doing here is repealing a good piece of legislation that served the residents and the seniors of this city for many years. So, I don't know how that helps anybody but, again, I'm against repealing.

Mayor Coyne stated it helps those people and this program is being need tested. You brought the fact that I started this program when the city had many more resources. Many more employees to take care of this program. So reality is you deliver service, you change the way that you deliver it,

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

and you can provide people who have the most needs. Actually, this program is not as big as the snow removal program because most of our people want to do it themselves; so this program will reach the people who need it the most, and that's the only way that you're going to be able to implement it.

Mr. Troyer clarified this eliminates a service, repealing this, this was a service. This next piece of legislation is assistance and its outside contractors. Repealing this, eliminates a service that this city and our service department has provided for over 30 years.

Mr. Burgio commented the law director explained to you why we had to do this, because we're going to pass another one.

Mr. Salvatore stated to Mr. Troyer I understand what you're saying and understand how you feel about this piece of legislation. My questions are how many lawns did we cut last year, do you remember?

Mr. Troyer responded none.

Mr. Salvatore continued exactly, this is a way to get the program back on track. It's something that we did, which, do you remember with the snow removal a lot of people thought that wasn't going to work; it did work very well. This could always be amended down the road next year or the year after depending on the funds available; we can make adjustments as we go. This is something that we are actually giving something back we're not taking anything away. We've recreated something for the people that now they can get their grass cut. If this comes out any way near like the snow removal plan came out, people are going to be very excited about it. In fact, I've already started receiving calls about when is this grass cutting coming back because I've been hearing rumors that its coming back. So, I think that the service director is correct people are looking for this; it's not exactly what you want and it isn't perfect, nothing's perfect. But it is a step in the right direction and I would encourage that this be repealed so that we can put in place the new method of doing things.

Mrs. Powers stated I agree with Mr. Troyer, this does not need to be repealed because, for one thing, the reason the snow removal program worked so well this year, was because there was no snow. As for grass cutting, with the children in the summer time, the young men and women, it gave them an income for the summer and it was good for them and for the seniors. This program where you're contracting out, is going to cost the seniors a whole lot more money and many of them have said they were paying \$10.00 and would be more than happy to pay \$20.00. The reality is, that a lot of these people are limited, have such a limited income, that even \$10 or \$20 is a stretch for them; so, I think that we should continue to do that service. We have a perfectly good service department, they've done it in the past, and we've had the children doing it and I just think it's a good program as it is.

Mr. Salvatore stated this is a response to the snow plowing and I think we all agree that it was great that we didn't have a lot of snow; but the lack of snow had nothing to do with the success of

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT:

the program. If it would have snowed a thousand times the people would have got their driveway plowed for that same \$20 and it was a guaranteed contract for the whole entire season. If you could go ahead to everybody in Brook Park and say, hey, give me \$100, it won't snow next year, they'd be standing in line to pay it; We were lucky this year. It's all about averages and most contractors, when they look at snow plowing, they layer over a three-year period, that's how they determine the cost, and how much is it going to cost for me to do this over three years. We might get lucky this year and we're only going to do it nine times. Next year it might be twenty-three times or maybe we'll get hit with a bad winter and have to do it 51 times but they average it and that had no bearing whatsoever on the cost because it was a light winter.

Mrs. McCormick stated during the budget process I introduced an amendment that would have provided funding to fully restore the senior grass cutting services that initially passed by a 4 to 3 vote, but, then the next week it was eliminated when one councilperson changed his stance. Then, we saw a new amendment, this one, that is provided for in this legislation, that would provide funding for senior grass cutting by privatizing the service to outside contractors. I am fundamentally opposed to the privatization of municipal services and I believe that the contracting of government services, on the part of the contractors, reduces the quality of the service. In most cases, it has been proven to increase the cost to provide the service despite claims by many politicians and others that privatization reduces costs. In Brook Park, many of these summer grass cutters were local residents and students and by investing, I believe that by investing in our local economy, that money that would have gone into the residents' pockets, it would have been spent locally. Now, if these ordinances are adopted, that money will go to landscaping companies who aren't likely to be spending money here in Brook Park. I'm disappointed by the members of Council who are supporting this plan to outsource senior grass cutting especially, those who sought the support of unions trying to campaign last year. I know these positions are not union positions, but the issue of privatization is one that is completely opposed by changing. I believe that we should offer grass cutting and snow removal services for our seniors and disabled residents, and that we can do so without lining the pockets of for-profit contractors.

Mr. Burgio stated private contractors are bonded and insured and it takes the liability away from the city so there are so many other good points to it.

Mr. Salvatore stated in response to the union, what union did you check that the young men that cut the grass two years ago, what union did you...

Mrs. McCormick interjected I didn't say union cut the grass I'm just saying the issue of privatization in itself.

Mr. Salvatore: No. You mentioned the word union.

Mrs. McCormick commented you chip away at it; this is a start.

Mr. Salvatore continued you said we seek union endorsement and we don't hire union people, I just wanted to know what union that those young men.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mrs. McCormick interjected I didn't say we didn't hire union people I was just drawing the conclusion that there's the ties of supporting privatization, yet, saying your pro-union and unions do not believe in privatizing municipal services.

Mr. Salvatore stated I think that we, as one member of Council, I'd like our finance director to do a cost analysis on doing it this method as opposed to doing it the way we did it two years ago. And, also include any liability risks that may occur as in involving an accident, including workers' comp, zero vehicle, supervision, and of the fact that this program will actually start earlier and run longer than what we could do it in house because of the fact that our young men and women, if we had any young women cutting grass, that they could not start until they were out of school. So, this program is actually going to provide our seniors, and anybody who's eligible, the opportunity not to have to go seek a private contractor, anyway, to be doing their grass in April or May. In October, November or in September.

Mr. Burgio stated we had about nine weeks of the high school kids being able to do that, and that was it. I know of many times I've been asked, why can't we have it longer and explained to them it's because kids are at school. This is going to be providing a better service, a longer service.

Mr. Troyer stated I think, I know on the snow plow version, the original version, had a disclaimer about damage, and so on. The fact of the matter is we're paying \$250 a driveway a year and it was well over 1000 people in our old snow plowing program. We were told on a high end, because we were told it was less but the last we were told on a high end was \$7200 a year. So, if you figure that out, it's way less than \$250. So, our cost per driveway, the cost, not our cost, "the" cost per driveway, not necessarily our cost. The cost per driveway is much higher than it was when we were doing it. So, now, it's a success now, because not a lot of people have signed up. When they do sign up, now there's positives to all these things but when they do sign up, and if enough people sign up, that \$250 is going to dwindle, very much, and the people are going to have to start paying more and more, more people that sign up. Because, there's only going to be so much money for it so, if you take that, you know, I think it was around \$80,000 that we put into it. Now, we could just go ahead and put more money in the budget for it, or spend more money on it but, again, I think there's other more important things we could do with the money by plowing these driveways ourselves and using that money for streets and other things in this city.

Mr. Mencini stated this is coming from me, it's not scripted, it's not anything. I would rather have the kids do it, absolutely! I know that when we had them doing it we'd have dry summers and they'd be sitting around for insurance purposes; it was only limited what they could do but, that's what they were assigned to do. Privatization, not a big fan of it, but sometime, I mean I'd like to know how many other cities have their kids do it, I know there's some that do but there's a lot that don't and there's a lot that don't have their city employees plow driveways anymore. My point on this is, when we have a private contractor do this, the resident also has the option of telling the contractor could you pull that bush out for \$25 or I need that tree back there trimmed. Our kids didn't do that do I stand correct, Service Director Cayet?

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mr. Cayet concurred.

Mr. Mencini continued I want this, whichever way we go down the road, whatever way we go for a lot of things, I want it where it's substance, where every year it's the same thing. So we don't have to scratch and claw maybe we'll do it this year or maybe we won't do it this year; we can't keep doing that. We have to start finding some type of a direction to do this all the time the same way and, obviously, that takes some funds. I feel that with a private contractor, at least it's somebody for my dad, whose 87 years old had not my brother not been there my dad could have said, here, for a little extra could you do this, could you do that? He's has a big yard over there on Remora and Delores and a teenager not going to do that he's just going to cut that grass.

Mrs. McCormick called for the question.

Mr. Burgio - Mrs. Powers.

Mr. Salvatore - she called for the question.

Mrs. Powers stated I just wanted to know about the cost of snow removal and the cost of grass cutting, you say it is going to be much better. When the snow removal was first starting last fall it was \$250 so I just wanted to ask the finance director I know that changed from \$250 to \$20 or something for the year, but, my question is, all those people that signed up for the \$250 or the \$200, did any of them get a rebate on their money? Or, once they signed the contract it was signed and it was a done deal?

Mr. Salvatore stated I can answer that for the Councilwoman.

Mrs. Powers interjected I asked...point of order... I asked for Greg Cingle to answer. He's the finance director.

Mr. Salvatore stated I don't think he knows the answer but I do.

Mrs. Powers responded well, if he's the finance director he should have the answer, too.

Mr. Cingle stated the city paid for the cost of the contractor and the resident paid for the tax; so they paid \$20.00 tax.

Mrs. Powers continued to Finance Director Cingle but, in the beginning, when they were collecting fees from the residents for a \$250 contract, were any of those monies reimbursed once they decided to only charge them for the taxes?

Mr. Cingle responded I don't believe any of the residents paid the contractors directly, I'm not aware of that; they shouldn't have. If somebody did, please let us know because they shouldn't have paid the contractors directly.

Mayor Coyne stated the fact of the matter is we didn't have funds to do any of this. We cut \$1.7 million dollars off the payroll and many of those employees were in the service department. So,

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT

when you say a program costs this for that particular delivery of that service, at that time, it doesn't really take in the fact you need ten drivers to do the snow removal program. You know how much that costs - several hundred thousand dollars. Because here's the crucks of the problem is we made proposals to the citizens of this community to provide revenues to pay for senior programs and they voted that down. So, we had to make the best we could have based on the revenue that we could and so this was the alternative. I know Councilwoman Powers keeps talking about the poverty of our senior citizens and the finance director and former law director looked at the same criteria that Southwest Hospital uses for assistance for their folks and found from over a thousand, realistically, less than 300 qualified. So, therefore, they had revenues and the other part of this program is every senior, every disabled person, literally, everybody in Brook Park who wanted to capture that price with those contractors could do so. So, it provided a savings to every single person in this town, therefore, when you look at all of these things, seniors had to have gas and the lawn mower when kids were doing this. Here's the reality of doing municipal government your first responsibility is to deliver services, the best services you can, based on the revenue people give you and that's what we're doing. So, Mr. Chairman, we ought to move on because, the, fact of the matter is, no matter what you do here, folks are going to try to sabotage something,

and that's why you only had 200 people participate last year. The figure should have been twice that on assistance and, hopefully, we'll get that this year. So, the fact of the matter is, that we're trying to provide a service the way that we're going to have to because most cities don't even do this anymore. That's why an assistance program and Mrs. Powers says we've got to get this to people that need it most this program does this, it mirrors the same thing.

Mr. Burgio stated there's here's a motion on the floor, properly supported.

Mayor Coyne interjected for what?

Mr. Astorino responded you're ending discussion?

Mrs. McCormick interjected I already had a motion on the floor that was supported.

Mr. Astorino okay, can I have a point of information?

Mr. Burgio responded yes.

Mr. Astorino continued I'd like to, you know, just suggest to the finance director, because I know he was asked to do a cost analysis, I think, by Councilman Salvatore. I just would like to remind him that he did do one in September of 2014 that he provided to Councilwoman Powers where he said the cost of the grass cutting services was \$38,000. So, it might help him rather than doing it again just look up that letter again.

Mr. Burgio stated it was suggested that we laid people off, we didn't, Council didn't lay anybody off. The Mayor did I guess that's it.

Mayor Coyne commented let's not believe that, please.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mr. Burgio responded okay.

Mayor Coyne continued do the math, the \$34,000 is that for programing and to Mr. Mencini how many drivers did we need to plow the driveways for the seniors?

Mr. Mencini responded for major storms, most of the time it was 9, 10.

Mayor Coyne continued to Mr. Cingle what is the salary of a service department employee? Does it average about \$70,000 with benefits?

Mr. Cingle stated approximately.

Mayor Coyne continued you're talking \$700,000 more in your budget and can't do the equation.

Mr. Astorino asked Mr. Cingle when we've paid someone to plow a driveway, they're paid for the whole year to plow the driveways?

Mayor Coyne interjected you have to have them on the payroll.

Mr. Astorino continued it's \$70,000? They can't...

Mayor Coyne interjected you have to have them on the payroll just like we have to have a fire fighter. You can say how much it cost...

Mr. Astorino -Mr. Chairman.

Mayor Coyne - I'll answer your question if I may, it's my administration.

Mr. Burgio - let the Mayor answer his question.

Mayor Coyne - I'm going to answer his question.

Mr. Astorino - you're going to take the floor away from me and give it to him?

Mayor Coyne - No, he should.

Mr. Burgio: You wanted the question answered.

Mayor Coyne - you shouldn't even be in debates on this floor if you go by your rules. The fact of the matter is, just like when you assign a fire fighter to paint the hydrant, we could say it costs \$20,000 a year to paint the hydrant. But, the fact of the matter is, you have to have the fire fighters on duty all year long to paint the hydrants. It's one performance of their duties.

Mr. Burgio - Mr. Cingle, Mr. Astorino had a question for you.

Mr. Astorino - it is ridiculous.

Mr. Salvatore - Mr. Chairman.

Mr. Burgio - Repeat your question.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mr. Cingle stated to Mr. Astorino the \$70,000 is an approximate annual, it's an annual figure.

Mr. Astorino thanked Mr. Cingle.

Mr. Salvatore stated there was a call for the question quite some time ago and I agree; call the question.

Mr. Burgio stated we have a motion on the floor, properly supported.

The clerk called the roll on the motion by Mrs. McCormick, supported by Mr. Troyer, that Ordinance No. 10011-2016 be discussed.

ROLL CALL: AYES: McCormick, Troyer, Powers

NAYS: Mencini, Scott, Burgio, Salvatore. The motion failed with a vote of 4-3.

Motion by Salvatore, supported by Mr. Mencini, to place on the next Council agenda.

ROLL CALL: AYES: Salvatore, Scott, Burgio, Mencini.

NAYS: Troyer, Powers, McCormick. Motion carried 4 - 3.

4. ORDINANCE NO. 10012-2016, AMENDING CHAPTER 937 OF THE BROOK PARK CODIFIED ORDINANCES ENTITLED 'SENIOR CITIZENS AND PHYSICALLY DISABLED SERVICES AND DECLARING AN EMERGENCY Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Mencini. 1st R 4/5/16 per Council Rule No. 13; Cau 4/12/16.

Motion by Salvatore, supported by Mr. Scott, to place Ordinance No. 20012-2016 on the next Council agenda.

Mr. Astorino - are we having any discussion on this first or, no?

Mr. Burgio - nobody had anything to discuss. Nobody raised their hands.

ROLL CALL: Salvatore...

Mr. Troyer - Question on the motion.

Mr. Burgio - Question on the motion. Mr. Troyer.

Mr. Troyer - again, there's some issues with this in the wording. Some of the, Section 937.02 is omitted and I'd just like to get clarification. What are the qualifications for this piece of legislation to qualify for this grass cutting?

Mayor Coyne - the same income criteria, excuse me, that are in the snow removal, it's all in one.

Mr. Troyer - it's not in this piece of legislation.

Mayor Coyne - it should be.

Mrs. Horvath stated yes, in drafting, Section two should have been put in there with an additional section three; we certainly, get that taken care of.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mr. Troyer stated so members of this Council were ready to, under an emergency basis, pass this piece of legislation when the qualifications, the registration, and the recreational facilities portions were not in it, that concerns me.

Mr. Burgio commented this was to place on the next Council agenda.

Mr. Troyer stated when this was introduced at the last Council meeting it was introduced under an emergency and a motion to suspend was made.

Mayor Coyne commented if that was not included Council could have amended it accordingly, just like they can now.

Mr. Troyer stated a motion to suspend is made, which means the next process, if it passes is to adopt.

Mr. Burgio stated no it's not, we didn't make a motion to suspend.

Mr. Astorino stated can you clarify, as far as this amendment that we are making under 937, unless I missed it. Are we eliminating the recreational facilities part from this chapter because on the ordinances before us, the 937.04 is now contractors? Whereas, the 937.04 that I had, from the copy that I had of the chapter, it said recreational facilities is that still in effect now? Or has that been changed?

Mayor Coyne interjected that should be in here at the 937.0.... I don't know why the qualifications weren't in there so yes they should remain in there.

Mrs. Horvath stated right, the drafts that we have of prior legislation in the law office are pretty messy and something that should be omitted, that was omitted, and should be put back in. What I currently have, I believe, shows that .04 is contractors and will certainly check on that.

Mayor Coyne stated 937.02 is not in there.

Mrs. Horvath responded correct.

Mayor Coyne continued that should be in there as well as 9...those two sections are not in there and they should be in there. The Chairman's recognition of this ordinance we can amend them at this time.

Mr. Astorino stated this was in the book that was in Council Chambers on the back the 937.04...

Mayor Coyne right you're missing two sections in there.

Mr. Troyer clarified three.

Mr. Astorino stated it might be a process here that on the ordinance you're, basically, listing the things that have been amended. So, when I read it, I thought 937.02 and .03 weren't being amended. So, we don't necessarily...

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mrs. Horvath interjected right, that's certainly, one way of looking at it so to eliminate any confusion, we'll have everything put in in its entirety. It was a little bit different than the prior one that we had repealed and amended so this way there won't be any question.

Mr. Burgio asked can we move forward with it and put the amendments in after for our next meeting?

Mr. Salvatore stated if you referred back to 702 in section (d) it refers to section 937.02; as well as 937.04. If you want to clean it up and give it, its own line we can do that.

Mr. Troyer stated 937.02 is missing, qualifications. In 937.03, registration, is missing.

Mr. Salvatore concurred.

Mr. Troyer continued 937.05, recreational facilities, is missing, then after that, you need to clean up the sections. For instance, section three should be section 4 and you need to add section three and put 937.03, registration, into that section and, then, adjust accordingly. 937.02 can go in section two right after, expressly repealing section 937.01.

Mr. Astorino commented I would think the best thing to do would be for you to make the amendment, the law director makes those changes so that when this does go on second reading. You can make the amendment tonight and when it appears under second reading next week it will be a clean copy for all to see; rather than having to make those amendments. This gives her the rest of the week to provide a clean copy to be looked at and placed on the next Council agenda.

Mayor Coyne clarified I think in the title put an ordinance amending and enacting Chapter 937, and provide those sections 937.02, 937.03, 937.04 and 937.05 in their entirety that accomplishes everything you want. Do you concur with that?

Mrs. Horvath concurred.

Mr. Burgio: Is that what you would suggest, Law Director Horvath to put those sections in there as we stated?

Mrs. Horvath stated responded yes, I would concur with that.

Mr. Burgio asked could we do that now or could we still vote on a measure to do that?

Mrs. Horvath commented I believe you could do it either way.

Mr. Salvatore commented you could put it on the Council agenda and amend it under second reading; that way we have a clean copy of it.

Mr. Burgio asked if there is a motion on the floor.

The clerk responded there is a motion on the floor by Mr. Salvatore, supported by Mr. Scott, to place on the next Council agenda.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Mr. Burgio asked for the roll to be called.

Mr. Troyer asked un-amended?

ROLL CALL: AYES: Salvatore, Scott, Burgio, Troyer, Powers...

Mrs. Powers - before I answer I'd like to know from the law director if it's legal to put it on without even amending it? We need the amendments before we vote to put it on Council without a second reading.

Mrs. Horvath stated I thought since you had a motion on the floor that needs to be disposed of before we look at amending or doing anything else.

The clerk responded we should amend before we place it on the next Council agenda.

Mrs. Horvath stated if appropriate then amend.

Mr. Salvatore stated I would be more than glad to, but we can also put it on the agenda and amend it under second reading at a Council meeting but I'll do either.

Mr. Astorino suggested that a motion to suspend the rules, because we've started the roll call already. So, I would suggest we make a motion to suspend the rules, to undo this roll call vote. But, I need a motion. Because right now, under Robert's Rules, we've had a motion that has been seconded and we started the roll call. We really can't reverse it right now. We would have had to reverse it before we started the vote; you can make a motion to suspend the rules at any time. So, I would suggest somebody make a motion to suspend the rules so that we can stop the roll call.

Mr. Salvatore: Mr. Chair.

Motion by Councilwoman Powers supported by Mr. Troyer, to suspend the rules.

Mr. Astorino explained we had a motion to place this on the next Council agenda that was supported and started the roll call. We cannot just voluntarily stop that, that's a violation of the rules but we can make a motion to suspend the rules at any time. We just did that, so, I would suggest you suspend the rules so we can discontinue the roll call and then, we can go back and, from what I understand, I think the recommendation of the law director. Might be that we make a motion to amend the current ordinance by making it to amend it and enact the ordinance so that she can draft up legislation that would be in full and be put on second reading next week, is that correct?

Mrs. Horvath concurred.

Mr. Astorino so under suspension, any other discussion? I just wanted to clarify so everyone knows what their voting on. We'll call the roll on suspension.

ROLL CALL: AYES: Powers, Troyer, McCormick, Mencini, Scott, Burgio, Salvatore
NAYS: None. The motion carried.

SERVICE COMMITTEE - CHAIRMAN, BURGIO: CONT.

Motion by Mencini, supported by Mr. Scott to place on the next council agenda

ROLL CALL: AYES: Mencini, Scott, Burgio, Salvatore, Troyer, Powers, McCormick

NAYS: None. The motion carried.

Mr. Astorino stated that concludes the business that we have on the agenda.

Mrs. McCormick interjected excuse me, wait. Jim.

Mr. Astorino - I will now adjourn the meeting.

Mrs. McCormick - I wanted to make a motion to suspend the rules to bring up a new issue to discuss, if possible.

Mr. Astorino - we're going to make a motion to suspend the rules to...

Mrs. McCormick - to add a new item for discussion.

Motion by McCormick, supported by Mr. Troyer, to suspend the rules to add an item to the agenda.

Mrs. McCormick stated the issue is city council, under its new rules we added a rule to have our own web site and email addresses and that website is done. Everybody has submitted their information to be put on there, and we are still not in compliance with our rules because it's not linked from the city web site. I received a memo today from the Mayor denying the request to link to it from the city website. The city website, when I looked at it before I came here, has not been updated and the most recent agendas are not on there. The most recently adopted legislation is not on there, whereas, our new website is, and it's a simple request. This is something that we all agreed upon at our organizational meeting at the beginning of the year, and I don't understand why there's so much resistance to following the rules that we all agreed on.

Mayor Coyne commented if you want to run your own web site, then you do so. If you want to link to ours, and my response, as I said to you is, submit whatever content that you want to the person who runs our website and put it on there. We either share one or we don't it's as pure and simple as that.

Mrs. McCormick stated I submitted that request on March 16th and it's been denied repeatedly.

Mayor Coyne responded I don't care when you submitted it, the fact of the matter is, that is my answer. There is no reason for us to have separate websites and you can put whatever content you want. The reason those things aren't posted is because you're posting them on your own, which is fine, okay, this is a city web site. I don't care what content you put in there, but we're either going to operate independently, or not. So, if you want to have one on your own you're capable of doing it. If not, whatever content Council wants, submit to our web person that person will have control of the site.

Mr. Astorino interjected I'm going to stop the discussion because the actual motion before us is suspension of the rules to add the item. I allowed some discussion so

that Council would know what they were voting on, and whether or not to suspend the rules to add this to the agenda.

ROLL CALL: AYES: McCormick, Troyer, Powers, Mencini, Scott, Burgio, Salvatore
NAYS: None. The motion carried.

Mr. Astorino stated we had clarification on it and now have discussion on it.

Mrs. McCormick stated on March 16th I submitted a request to Mrs. Sinatra because she had previously been the contact for the web site. I was then informed that was bounced over to the Mayor and, since then, we've been going back and forth with memos every week. It takes a week to get a response and we're finally at the point where... Everybody got the copy of the memo that says "pursuant to your demand to separate city council's web page and link to the administration, I must respectfully deny your request". This was something that we passed in our council rules that specifies that the Council website will link back to the city web site and the city web site will link to the Council web site. That's all we're asking for, is a link on there so people can get the most updated information.

Mr. Astorino stated the clarification that I would need, and I think some others if it were to happen where we had a link to the website, if people were on the City of Brook Park website and they clicked the tab that said "City Council" they would get the information; they would just send them to our web site.

Mrs. McCormick responded that's what we're requesting and it's been denied.

Mr. Astorino continued so, it's not like we'd have to be running two different sites. The City of Brook Park site doesn't have to do any updating because the updating can be done on our page, is that correct?

Mrs. McCormick concurred.

Mr. Astorino stated so the link wouldn't cause any work for the city's web master.

Mrs. McCormick responded no, it actually reduces that person's work load and at no additional cost.

Mayor Coyne stated the fact of the matter is, we have one web site and you can control the content of yours. You submit the content and the web person will do it I will agree to that. But, I'm not going to have two people fiddling with that and you can pass a rule and if I want to participate in your meeting I have to adhere to your rule. You can't pass rules that govern my operations and there is no good solid reason to have separate operations; they ought to be together. You control your content I have no interest in that that's in the best interest of the people. So, if we operate it that way, and you submit your content to our people, who is an independent contractor, put whatever you want on there, it's your content, then, you have no problems with me

Mr. Troyer stated again, they're linked, so it's really like one website when you go to one or the other, back and forth. But, let's get real here the Mayor doesn't want it.

Mayor Coyne interjected I wanted one web site, that's all I'm saying to you, if you want your own...

Mr. Astorino - Mayor.

Mr. Troyer - Can I continue?

Mr. Astorino - Mayor

Mayor Coyne - well, you got my answer.

Mrs. McCormick stated I believe if you go back to the minutes from our organizational meeting you will see that the Mayor said that he was in support of it. If that is what we wanted, he would make it happen and for some reason, now, he is going back on that. I would like an explanation as to why and can pull up the minutes, but it says, he said, at that meeting, he would support it and would provide any necessary funding for that.

Mr. Astorino stated well, seeing no other discussion, and you're not going to get an explanation, because he's left the room; I think he may even have left the building. So, he and the service director decided the meeting was over for them.

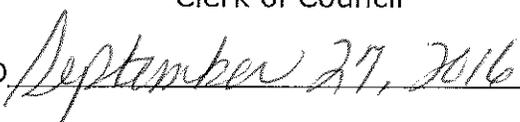
There being no further business to come before the meeting, Council President Astorino adjourned the meeting at 9:45 p.m.

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.

