

**REGULAR COUNCIL MEETING  
OF THE COUNCIL OF THE CITY OF BROOK PARK, OHIO  
TO BE HELD ON TUESDAY, APRIL 19, 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, Service Director Cayet, Finance Director Cingle, Law Director Horvath and Building Commissioner Hurst.

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**APPROVAL OF MINUTES OF PRECEDING MEETINGS:**

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**REPORTS OF STANDING COMMITTEES:**

Aviation & Environmental Committee - Chairwoman, Powers

Mrs. Powers stated no report this evening.

Finance Committee - Chairwoman, McCormick

Mrs. McCormick stated the Board of Control met at 6:30 p.m. for approval of 33 items.

Legislative Committee - Chairman, Troyer

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

Parks & Recreation Committee - Chairman, Mencini

Mr. Mencini reported the Golden Gloves Boxing will be held the next two Friday's, April 22nd & April 29th, with rounds starting at 7:00 p.m., on Saturday, April 23rd and April 30th rounds start at 6:00 p.m. On Friday, April 27th the center will be hosting a Spring for your Park cleanup day starting at 12:00 p.m. in collaboration with Bridges and the Brook Park Seniors. Brook Park Memorial Parent-Teacher Association will be hosting a health care fair on Saturday, May 7th at the Recreation Center from 10:00 a.m. to 2:00 p.m., the center will still be open. Seasonal lifeguards are needed for the waterpark as well as supervisors' all applicants must be 14 years of age and have a valid lifeguard certification; further information is available at the recreation center. The center is also in need of seasonal summer workers for baseball and softball such as scorekeepers, umpires and tee-ball instructors. A special thank you to all Brook Park residents, city workers, families and friends who donated food to feed the children after school at the recreation center. The center is averaging approximately 40 to 50 children a day and Recreation Director Fields is working with the Cleveland Hunger Alliance to register the recreation center for the summer lunch program and after schools' meals program. Another thank you to all the neighborhood businesses, city officials and Council members who sponsored baseball, softball teams' off-season; this helps the children and makes a good summer.

**Reports from Standing Committees: cont.**Planning Committee - Chairman, Troyer

Mr. Troyer stated Planning Committee has nothing to date for the next Planning Commission meeting but the Planning Committee has two items on first reading on tonight's agenda and would appreciate the suspension of the rules and passing these items tonight to get these new businesses into the Brook Park; also, there is legislation on Second Reading with the same situation.

Safety Committee - Chairman, Salvatore

Mr. Salvatore stated the Safety Committee does not have legislation on tonight's agenda.

Service Committee - Chairman, Burgio

Mr. Burgio stated the Service Committee has legislation on tonight's agenda.

Board of Zoning Appeals - Chairman, Scott

Mr. Scott stated has nothing on tonight's agenda.

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**REPORTS OF SPECIAL COMMITTEES:**Southwest General Health Center - Trustee, Salvatore

Mr. Salvatore invited William Young, Jr. the new President and Executive Officer for Southwest General and during my report will be giving a brief vision as I mentioned to Council last week.

**William Young****President-Chief Executive Officer****Southwest General Health Center****18697 Bagley Road****Middleburg Hts. OH**

Mr. Young stated he has been at Southwest General for four months and am very excited to be a part of this organization. Over the past four months I have been getting out and meeting people of the community and within the organization and the great thing to hear is people really do care about Southwest General Health Center and look at it as their community hospital. I am very proud to be out here and serving you and we're trying to learn things that are being done well and where there are opportunities to continue to work on in building relationships and building a stronger community and partnering with you as we go forward. I think the good things that we're seeing up there is a very good patient safety and that's, I think, the most important thing when coming to a hospital for medical care you want to make sure that you get better and get better quickly; we're doing a great job of that. The good news is that we're very healthy financially and not every hospital in our community can say that. A number of hospitals have gone through some serious financial times, we're very strong and can control our own destiny. We have a very strong relationship with University Hospitals and they've been great as far as bringing services and physicians to our community. What we're trying to do is make sure when you get your care you can stay within your

**Reports of Special Committees: cont.****Southwest General Health Center - Trustee, Salvatore: cont.**

community and don't have to leave this six community area that we serve for your medical care. Unless it's something that is in a very high-end area and then you would go to University Hospital and come back to Southwest General to provide care for you. The things that we're continuing to work on is working on patient experience this is very, very important. You as medical consumers, you as community members have choices of where you go for your medical care and we have to earn that support and the reason that you come to us. We're working very hard on improving the patient's experience, the engagement of our physicians and employees and really continuing to grow and listening to people; as to what service do people want to see in the community that we don't offer. We're working to make sure that we're offering that to be a full service hospital that you need. Then how can we continue to get involved in the community? We have responsibility not within our four walls but outside those four walls and make sure that we're making a difference for you. We take very seriously the fact that you support us in the hospital and that's very important to us. We have to continue to earn that support and make sure that we're giving back and be worthy of that support in the future. What I can offer is that we will continue to work to make sure that we're making a difference for you and the people that we serve in the community and make this a strong community hospital and one that you're very proud of.

Mr. Mencini stated ironically I was there today to visit a sick friend and ran into a friend from the west end of Brook Park, former coach; we were sitting in one of the main lobby's in building C and the atmosphere there is very good. I had hip-replacement in 2014 and actually saw doctor Banks, Panigutti walking through the hallway and Dr. Banks was my doctor and they came to say hello; I really like the atmosphere that is very good with all the employees. In Brook Park the recreation center could use some help from Southwest whether it be with medical clinics, sponsorship or things of that sort. Is there anything that you're looking to do over there like with our sister suburbs of Berea and Middleburg Hts. but mostly Brook Park obviously that could help us out us little bit. To get more acquainted with Southwest because the atmosphere I see over there kind of comes over here so it resonates with everyone here.

Mr. Young responded actually we are, we had some conversations with your recreation department and services.

Mr. Salvatore interjected I briefly want to say that there has been some very serious dialogue, thanks to Mr. Young, Recreation Director Fields and Mayor Coyne, and hopefully in the very near future something will be brought forward that I think everyone will be very pleased with.

**Reports of Special Committees: cont.****Southwest General Health Center - Trustee, Salvatore: cont.**

Mr. Young stated I feel very strongly that we have a responsibility to give back outside our walls in each one of our communities and that looks a little bit different in each community. Because each community is a little bit different and we want to make sure that we're serving those communities appropriately. I can tell you that I've met with just about all the school representatives, the chambers, the rotary's, the elected officials. So we're trying to listen to people to see what are the needs and what can we do and how we can be a part of that and each community is going to be a little bit different and that's important. Because we don't want to take a cookie-cutter approach and just offer everybody the same thing, what makes sense for you doesn't make sense for Strongsville or Olmsted Falls.

Mr. Mencini thanked Mr. Young for coming and answering his question.

Mayor Coyne stated Councilman Salvatore brought us together to be a substantial sponsorship of contributions from Southwest and we're working out the various ways. I think the citizens would be excited about that and at the appropriate time we will have Mr. Young back here. I was proud along with Councilman Salvatore when I served on the board to be involved in bringing the partnership of University Hospital to Southwest General because I think it transforms...many in the hospital higher archery were pushing us in a different direction and thought that we were too young to insist on a better deal. Clearly, that relationship has been phenomenal and we're glad to see you here and in just the short time that you've been here your willingness to be involved in the community, I think, will be demonstrated very, very broadly. We haven't made the announcement yet because it's a little premature but Southwest has made a substantial contribution to our programs.

Mr. Salvatore closed out his report by thanking Mr. Young for coming and would like to have you come back maybe once or twice a year to give an update.

Mr. Young thanked everyone and stated if there is anything we can do to help and serve you please let us know.

Mr. Astorino thanked Mr. Young.

**Berea Board of Education Committee - Representatives Burgio, McCormick**

Mr. Burgio reported there was a full house at yesterday's school board meeting and there were many students recognized there as well. It was meet the Titans featured Social Study Teacher, Ms. Fox, the Titan leaders and students. It was delightful to see two students representing the Builders' Club which was a program I along with Betty Nagy started there in, I think, 1992 and is still going strong.

**Reports of Special Committees: cont.****Berea Board of Education Committee - Representative Burgio cont.**

Also the robotics team was there and gave a demonstration with one of the robots that they built. Additionally, present there were several of the Berea Federation of Teachers negotiation team, that evening the board did approve the agreement between the Federation of Teachers and the Board of Education unanimously. Some of the board members attended the National Association of School Boards Conference held on April 8th in Boston and a few shared some of their experiences at the conference. Last night there were two 72-passenger school buses that were purchased and approved by the board at a cost of \$77,664.00 each. The treasurer did state that seven buses should be purchased annually to keep the school bus age at ten years or less. The superintendent in his report said that architectural numbers will be presented at the May meeting, the district is moving forward with the facilities plan and are beginning to discuss framework for the bond issue. The board moved into Executive Session to confer with the attorney representing the board concerning disputes involving the board that are subject to pending or imminent board action. The Berea City School District is involved in the lunch sack program for families in the Berea City School District who are on free or reduced meals and are struggling to feed their children during the summer months. This program will be every Tuesday starting June 7th through August 9th and if you would like to volunteer please see me for the contact person's information. I had dinner at Five Guys this evening to support the fundraiser in cooperation with Audrey's Outreach held this evening had a great turnout of Brook Park people; with 25% of the proceeds going to Audrey's Outreach; it was announced that it was twice as good as last year with a good outcome and are happy with that.

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

Mayor Coyne stated that Engineer Piatak couldn't be here this evening; there was a pre-construction meeting for the 2015 Sidewalk Program last week. We had approximately collected \$87,000.00 and anticipate the construction to begin starting next week on the south side of the city, on Sheldon Road and progress northerly. A few Councilmembers sent questions about some of the landscaping work on the Smith Sewer Project, the contractors will be there Wednesday and Thursday to address some of the tree lawn and other problems. On Sylvia and Leslie there is an inspection scheduled for tomorrow for a punch-list of some of the tree lawns and landscaping issues that have to be addressed. The Safety Director is hopefully concluding our negotiations with our Sergeants and Lieutenants that is

**Reports and Communications from the Mayor: cont.**

why he is not here this evening. Mr. Peterlin has been here on a number of occasions and I see we have another communication this evening about Wengler Drive. I didn't see any memo sent from any Council member but in my research I found out that we do own the property behind Wengler and purchased it in 2004. I am researching with the law director currently to see if there are any deed restrictions on that property and if not then the city would correct any drainage and grading problems that are there and it would be my intention to turn that property over to the residents'. We did this in my first term in a couple of different locations on Sylvia and Kalvin; this way the residents' can own the property and we might have them a dollar or some numeration for it. This way the maintenance and all other issues and we may have to keep a right-of-way on there to get the state property; to me that is the resolution I will be proposing to Council once the law director and review this. I was unaware that we own the property but we do and think this is one of the best ways to resolve that to put that in hands of the property owners', for this problem to be resolved. Tonight, we have the issue of the senior assistance program for the grass cutting and there has been some inquiries on that as well. Cross-checking the information, it appears that out of those 200 applicants 191 would qualify under the new rules; we have substantially less than before. We have three contractors proposing rules applies the same as the insurance and those things as they do to the people who plow the snow. The proposal calls for 17 cuts from Mayo 16th through October 16th and in the past we started in June and ended in August; so there wasn't much of a program when we did it. The schedule would be three cuts in May, four cuts in June, two in July and August, four in September and two in October. Many of our seniors in the program before having leaves collected and things like that. If weather prohibits them from cutting the grass in May or may need another month that 17 would still hold to be true, they can adjust that. The contractors will use mulching mowers that way there is very little if anything that has to be disposed of. We've already sent out letters to the people even though the legislation has not been passed yet in order to move this as fast as we can. Of the ones who qualified for the program under the snow removal and the calls received pretty well indicates that most of them are going to come back because they were happy with the service. At that time when they fill out the contracts, hopefully if Council passes it this evening, we'll be able to survey on how their service was even though I don't think this year can be a real test for snow removal because we didn't have that much. Nonetheless, some of them did have good experience and some did not but we will find that out. This will include that all rubbish be removed before cutting the grass, trim and edge and pick up all the grass clippings; all the resident has to do is provide the bag for the grass clippings to be put into the rubbish can. Again, I hope Council passes this legislation this evening so that we can move forward to get the seniors this assistance.

**Reports and Communications from the Mayor: cont.**

Mr. Burgio commented and reminder that I'm on the committee for the Best of Brook Park and the annual dinner is coming up. Mr. Burgio read correspondence from Brook Park Chamber of Commerce Executive, Sharon Zimmer, the Brook Park Chamber of Commerce and City of Brook Park and the Brook Park City Council invite the community to join in for the Best of Brook Park Recognition Dinner to be held on May 5, 2016 at the Crowne Plaza Hotel. With Master of Ceremonies, Fox 8 news anchor, Todd Meany, who does a great job, by the way, every year. This event has become a great opportunity for organizations to recognize one or more of the members who have made outstanding contributions. Tickets are \$35.00 per person and will be available from members of the Best of Brook Park Committee and city hall.

Mr. Salvatore asked Mayor Coyne on the grass cutting rules that are being set forth I had a couple of calls. If a resident had a specific contractor for snow plowing do, they have the option to have the same contractor?

Mayor Coyne responded yes, also the standard lot in Brook Park is 50x150 and having said that the 150's occupy sheds, pools, garages and things; so a basic lot is 50x60. So what we're getting is a bid on a standard lot, small lot, and with the west end or Engle or Eavenson areas they have to give us a proposal on evaluating those lots because they're bigger. The deadline is Friday of giving the final prices because I'm not happy with them.

Mr. Salvatore asked if there were any bad experiences with any of the contractors that would not be eligible to participate?

Mayor Coyne responded I'm not aware of any at this time. Others were more urgent in their service as they should be. There were a couple of issues and we will find those out and when we get them will file them and go from there. I didn't hear of anything, but again, they didn't have that experience and I was shocked that they all responded. I thought we would have to push them to get them out there but they came pretty close to the last day of the contract.

Mr. Troyer stated getting back to the Best of Brook Park I do have tickets to sell if anyone needs a ticket to that great event. A question to the Mayor on the Sylvia-Leslie landscaping is that going to be automatic that they will go out there? Or do I need to put a memo for everyone I see.

Mayor Coyne responded, no you don't. They will be out there tomorrow there is an inspection set for tomorrow. The engineer will be out there and if you're not doing anything you could walk with him if you like. They will check the whole thing and create a punch list for everything that has to be done.

**Reports and Communications from the Mayor: cont.**

Mr. Troyer continued on the grass cutting rules do you have those written anywhere, can we get a copy of that, before passing a piece of legislation.

Mayor Coyne responded I will have contracts for them and can repeat them at the Council meeting. The rules are the same for those people as they are for the snow removal and it's in the contract.

Mr. Troyer asked if we could get a copy of the contract?

Mayor Coyne responded I will give you a copy of the standard contract?

Mr. Troyer stated it will have the rules in it?

Mayor Coyne responded of course it will have the rules in it that's what the contract is for. Just like you doing your house whatever you contract with the guy will be there; were setting some rules. Like we prefer a mulching mower is used that way we don't have an issue. With the cut things in talking to the contractors and the seniors the problems in the past was well, I don't even cut my own lawn four times in July or August because of the heat. Or what if they can only cut one time in May so I can give you these, they were emailed to the contractors yesterday, and want their final by Friday. These are the basic rules that we are going to enforce on them and also that they are licensed, bonded and insured under the other thing that will pass tonight for the licensing of the contractors that do landscaping and snow removal.

Mr. Troyer commented I don't think it's funny, it's like pulling teeth, to get some written information.

Mayor Coyne responded that's not true, sur, that's not true, I gave you a report this evening and you have legislation on this evening. So we're going to have a discussion this evening, I would imagine, there's nothing complicated about this.

Mr. Troyer interjected it wouldn't be if I could get it in writing, it wouldn't be complicated, you're absolutely right.

Mayor Coyne continued no, it's not because you make it difficult and as I told you before you don't understand how procedures work for the city.

Mr. Troyer - Oh yes I do.

Mayor Coyne - No you don't.

**Reports and Communications from the Mayor: cont.**

Mr. Astorino - Gentlemen, there's no back and forth please. Councilman Troyer anymore questions to the Mayor?

Mr. Troyer - No, that's it.

Mrs. Powers stated to Mayor Coyne I had a phone call from a resident the other day and they said that they had called city hall and were told that I was holding up the grass cutting-snow removal program by voting against it. I just wanted to know if that's the information that city hall is giving out and why because it hasn't been voted on yet.

Mayor Coyne commented can I count on your vote.

Mrs. Powers stated we'll see once we get the information.

Mayor Coyne continued let me say this I'm not aware of that. I am aware and you can correct me if I'm wrong that you were at a softball game soliciting children to cut grass for the seniors, is that correct?

Mrs. Powers clarified that I was at a softball game?

Mayor Coyne continued yes, were you there soliciting young people, that they would be hired to cut grass for the seniors, is that correct?

Mrs. Powers responded no, I've never been on a softball field and don't plan to do that.

Mayor Coyne stated I asked if you were at the field is that correct?

Mrs. Powers responded no.

Mayor Coyne commented it's not, okay, good. No I am not aware of that but if people call and ask us what is going on we will tell them. They might have told them the legislation is before Council Tuesday night and I hope I can count on your vote, that would be great.

Mrs. Powers stated we'll see what comes up and that person may or may not be in the audience tonight, I want to know if they are here or not.

Mayor Coyne responded they may have misunderstood what they said because no one is instructed to do that and if the resident asks a question what's going on we tell them it's before Council tonight, they do that all the time.

**Reports and Communications from the Mayor: cont.**

Mr. Mencini stated to Mayor Coyne I have had a lot of calls this past week and a few of them since the sidewalk program started I sent memos to you to get the sidewalk inspector to talk to a few residents; with a few being adamant about one thing or another with their sidewalk. I would like for you to pass the compliment on to Ray Mathews because he did what a lot of city employees do by taking care of a few pretty good problems for them because there were two people unsatisfied to start and both called me after he left and were satisfied. Mr. Mencini stated Building Commissioner Hurst is here and we had snow 11 days ago and a lot of rain and calls coming through about neighbors' grass. Will the building inspectors do the ride-along to check on grass issues within the next week or so?

Mayor Coyne asked for clarification on what Mr. Mencini is talking about?

Mr. Mencini responded last year building inspectors, I believe, did a ride-along on a Saturday to check out tall grass issues.

Mayor Coyne responded I'm not aware of that but the inspectors do general patrols when looking at other things; as a matter of fact, what happen is when a neighbor complains about another neighbor that neighbor then says what about them across the street and so on and so on.

Mr. Hurst stated the Building Department is out every day, there's myself and two inspectors, that are inspecting all day long every day. So the ride-along is not specific to looking for grass but we are looking at property maintenance issues throughout the city everyday all year long. Yes, we are focused on the spring because this is when people start to clean up. We don't look down each driveway but yes we are looking to the best of our abilities.

Mr. Mencini stated the police have been busy with the weather-breaking could we get maybe for the month of April a list of calls and how many calls they have; possibly a tab report. We have the annual report but maybe for the month of April.

Mayor Coyne asked for clarification as to ambulance runs, fire runs?

Mr. Mencini responded yes, just for the month of April, there were three in my ward on Sunday.

Mayor Coyne stated follow-up this request with a memo and I will get it to you.

Mr. Mencini stated are we going to start working on the Recreation Center Master Plan soon? I know it's already started so how's that going?

**Reports and Communications from the Mayor: cont.**

Mayor Coyne responded we're getting there if our negotiations are hopefully concluded this evening I'm going to get that to Council this week and then we're moving on it. We're doing some assessments right now and the service director just got a date on the systems over there today. So as soon as the contracts are passed and employee compensation hopefully we'll be able to make a presentation to you.

Mr. Troyer stated to Mayor Coyne a possible suggestion or question about having some security in the Council Chambers.

(laughter from the audience)

Mr. Astorino - Audience please.

Mr. Troyer stated that's exactly why we should either have security or a sergeant at arms of some sort to keep that out of this important meeting of the city business and Council meeting; I, for one, think we should have some security here.

Mayor Coyne responded let me say this to you, I find that troubling. You have the Council President that for the most part has kept a quorum here with the issues here that we're all aware of. I don't ever recall even when we had thousands of people in this room that were angry about their basements flooding that we ever needed a police officer and think that would be a sad commentary as to what's going on. I haven't seen anything threatening here if Council wishes to have a, as I responded to the Council President early on. If the Council wants to vote to have security here we can have an officer assigned and will have to provide in the budget because I think a police officer is better out in the street than they are here. So if that's what you feel, really truly feel that you're uncomfortable or you don't feel safe then Council can do that and we will act accordingly. I don't think that's necessary I don't see anything here that I'm aware of or have seen that's threatening. I've probably had more people come to the microphone dissatisfied with me than with anyone else and I've been doing this for over 20 years and never felt I needed a policeman, but that's up to you Councilman. If a majority Members of Council requests it, we will provide it and have to put in Council appropriations for that security.

Mrs. Powers questioned Mayor Coyne as to how many thousands of people will this room hold?

(grumblings from the audience)

Mr. Astorino - Audience.

**Reports and Communications from the Mayor: cont.**

Mayor Coyne - Let me tell you this there were over 1,100 homes flood in August, 1983, if I'm correct, and every single space in this room was filled. The whole patio was filled with people and we used to have a semi-covered walkway out there and that whole area was filled with people; so you figure that one out. If you want to see somebody alarmed, I know you think you've seen some flooding, you haven't seen nothing like the 1983 flood, it was unbelievable. That cost us \$200,000 monies at that time so I've seen them in here. So again, if you feel you need police protection maybe you shouldn't be up here.

(applause and grumblings from the audience)

Mr. Astorino - Audience please.

Mrs. Powers - I still didn't get my question answered I didn't ask how many...

Mayor Coyne - I gave you your answer. How many this room will hold according to the fire thing I think it's 150. So if you want to tell residents about their basements flooding I'm sorry the fire marshal says we can only have 150 people you might have needed a police officer that evening and maybe the state national guard.

Mr. Astorino stated to Mayor Coyne I sent an email last Wednesday about grass cutting information, did you receive that email?

Mayor Coyne responded I received it on Thursday.

Mr. Astorino asked is there an explanation as to why I wasn't provided?

Mayor Coyne interjected I don't owe you an explanation, I'll provide the information when I have it. I just got done telling you today I talked to some of the contractors today so I couldn't answer all your questions. You don't review city operations the legislative branch doesn't review them the administrative branch does. I think the thrust in your thing is you wanted to review it so the fact of the matter is you will have detailed written thing by tomorrow I just have my notes from today about the discussions with the contractors.

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

Service Director Cayet

Mr. Cayet reported that yard waste started up and an additional dumpster has been ordered because this is the heavy time when residents are bringing their grass, bushes, trees and clippings down during the hours of 7:30 a.m. to 7:00 p.m.,

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

Service Director Cayet: cont.

Monday through Friday and 8:00 a.m. to 12:00 noon on Saturdays. Also, the crews have been working on the ballfields and they look pretty good for this time of year. The high school girls have been making up their games that they lost the last few weeks with all the current rain. Also, the department had bulk Monday last week and picked up close to 40 tons of bulk off the streets; just a reminder that bulk Monday is the second Monday of every month. The street sweeper has finished the whole city as of today so every street in Brook Park has been cleaned since the weather change. I did have a report on the Recreation Center, as the Mayor mentioned, the cooling units on the roof are in sad need of repair and we are holding off on any replacement until the Council and Administration decides what to do with the building as far as the updating of it; I do have the report that was given to me this afternoon from Brewer-Garrett.

Mr. Mencini stated on the paper bins between Brook Park Memorial and the Recreation center is there a number to call to get those dumpsters emptied; they've been full since Saturday or Sunday.

Mr. Cayet responded just call me when they need to be emptied the company does empty them twice a week; when I see that they're full I call the company to get them to come out here. If it was up to me I would change companies or get rid of them altogether but, I think, people are used to using them and if they were used properly I don't think we would have the problems that we do have. When they put cardboard in them the cardboard should be broken down to keep the volume down. I do keep up with it and gave the number to the schools because of the litter blowing over by Brook Park Memorial and Ford Intermediate.

Mr. Mencini continued I'm a recycling person but none of those boxes are being broken up. The other thing is that I'm getting a lot of questions on the rubbish drop-off and the grass drop-off at the service garage.

Mr. Cayet responded rubbish and grass can be dropped off at the service garage 7:30 a.m. through 7:00 p.m., Monday - Friday and 8:00 a.m. until 12:00 noon on Saturday.

Mr. Troyer thanked Mr. Cayet and the crews for getting out and patching Kalvin Drive today. Was the asphalt used from the asphalt plant or was that just heated up in the hot-box?

Mr. Cayet responded last Tuesday is when the plant opened up and started making the mix and we've been using the mix from the plant and put it into the hot-box to keep it workable, as of last Tuesday.

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

Service Director Cayet: cont.

Mr. Troyer asked will the crews be back tomorrow to do the second half of the street?

Mr. Cayet responded yes, we will continue, they finished up over at Liberty Bell area. You received a letter that I did and the Mayor did and we reviewed that area. So to get in there because there are a lot of families that live over there and use those two roads.

Mr. Troyer continued going back to Kalvin and Merece I had a memo sent out notifying you and the Mayor that both catch-basins at the end of Kalvin and one catch-basin are completely plugged; when there is a rain there is a big puddle. Is there any idea when crews will get to them before they start causing problems?

Mr. Cayet responded we have them scheduled.

Mr. Troyer commented any idea when that will be?

Mr. Cayet responded we have water breaks to do, we have a blocked sewer line inside the police and fire station and we have about 50 to 60 catch-basins throughout the city that are in need of repair.

Mr. Troyer stated these don't need repair they're plugged or clogged meaning the water has nowhere to do. So the question is can we get that done before we get a big rain and before it creates a problem.

Mr. Cayet stated call me tomorrow and let me know where they're at.

Mr. Troyer commented at the end of Kalvin both sides and at the end of Merece on the southeast side.

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Law Director Horvath:

Mrs. Horvath stated no report this evening.

Mr. Astorino stated seeing no questions from Council I do have a few questions. That email I sent asking for information about the snow plowing and such; you were also provided on that. Does the law department have any of these contracts in their office?

Mrs. Horvath stated you're referring to the same email that you sent to the Mayor?

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

Law Director Horvath: cont.

Mr. Astorino responded that I asked the Mayor about.

Mrs. Horvath continued my understanding is the law department kind of facilitates all of the records request but the Mayor's office would be in charge of providing that information. It may be that there is a snow plowing contract within the legal department that would have been drafted by my predecessor. I know there is currently a rough draft for the grass cutting but that is not finalized. I would imagine that we would receive all that information in a reasonable time.

Mayor Coyne commented you will have them by the end of the week.

Mr. Astorino continued a couple of questions I have for the law director because I'm not sure how we're going to proceed tonight. Because, as you know, we have some ordinances that are on the agenda tonight for the grass cutting. Ordinance No. 10010-2016 the copy provided to Council and posted doesn't have the amendments made at the last Caucus; so the copy before Council tonight isn't a proper copy. So I'm wondering how we move forward on that?

Mrs. Horvath responded it's my understanding, correct me if I'm wrong, but I thought those amendments were going to need to be reintroduced tonight. It's also my understanding that these things have been handled two ways; one way was to pre-amend and the other way was to provide the actual copy with amendments after the amendment. You will see that there was one piece of legislation that I did, in fact, amend that has to do with the auto title loans. The other pieces I did not because it was my understanding that we were going to reintroduce those and thought there was some confusion after the last Caucus meeting about the amendments. I believe I have given everyone what I have in the law department's ordinance book as to how the snow Ordinance 9972-2015 looks. So rather than continuing to redraft things I thought it would be best to do it once and be done with regards to these particular amendments. As I mentioned the auto title legislation was completed with a small amendment. I understand that this has been done both ways in the past and under the circumstances I felt this would be the least confusing and best way to do it.

Mr. Astorino continued I did get your memos' but that dealt with Ordinance 10011 and 10012. The one I'm talking about is 10010 which deals with Chapter 741. There were amendments that were properly made at the last Caucus meeting and adopted and your office should have received something from the Council

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

Law Director Horvath: cont.

yesterday, pointing out that the copy we have does not have those changes in there.

Mrs. Horvath stated again, my understanding was that it would be appropriate to present those after tonight. I would also point out that if they were presented yesterday sometimes that's somewhat difficult and creates somewhat of a time-crunch. I would also note that it's my understanding that my predecessor through April 15th had drafted 15 pieces of legislation. I believe through April 15th of this year we've done 59 so I'm trying as best as possible to bring these things forward and I felt under the circumstances it would be best to get everything cleaned up after the Council meeting.

Mr. Astorino stated I do have one more question for you because I'm really concerned about proceeding with this other one. From the memo that you provided, actually you didn't provide the memo but provided direction to the clerk for Ordinance No. 10011-2016. Her memo says per Law Director Horvath item M-4 that appears on tonight's agenda has a typo in the title of the legislation but when you review the legislation Ordinance No. 10011-2016 as introduced was repealing Chapter 938. The legislation that you provided that you're saying we should put this one in is now repealing Chapter 937. So I'm a little concerned that what's supposed to Council now is a repeal of 937 when it was actually introduced on April 5th under Council Rule 13 and then talked about at the Caucus meeting as Chapter 938; now we're being told that we should be repealing 937.

Mayor Coyne and Mrs. Horvath both stated that's the typo.

Mr. Astorino stated but it's not a typo though because if you look at section 1 of the 938 it was the ordinances that were passed for 938; so it's not a typo, you're substituting. The ordinance introduced on April 5th and talked about last week on April 12th was a repeal of Chapter 938. You're now presenting us an ordinance that we want to repeal 937 that's a completely different chapter I don't think that's something we can do. The ordinance is for Chapter 938 that's not a typo that a completely...You're pulling one away and putting a new one in.

Mayor Coyne stated the legislative intent, the intent of this Council and the Administration was to have 937 repealed. So that is the intent and I think everyone knows we're talking not about 938, I don't think there's any question that we weren't talking about section 938. Therefore, I believe that the title 938 is a typo and in section one anything that goes to 938 is a typographical error. We knew what we were talking about and I doubt that we'll see a challenge on enabling an assistance program.

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

Law Director Horvath: cont.

Mrs. Horvath continued if I may further add I may have been mistaken but I thought there was some discussion at the Caucus about that being a typo.

Mr. Troyer stated to Law Director Horvath I disagree with some of the conversation just had. The reason 938 was there is because 937 was an amendment to the original and that's the way it should actually read. There should have been any amendments at the Caucus to the amendments. 937 was an amended version it didn't need to repeal 937 as a whole; it was an amended version. So 938 was to repeal because 938 is the current senior grass cutting service 937 currently is the senior snow plowing program. The 937 that we were going to amend was going to add senior grass cutting to that. In that case we wouldn't have had to repeal 938 so there wouldn't be two senior grass cutting services.

Mayor Coyne interjected then the ordinance is correct.

Mr. Troyer - 938.

Mayor Coyne - If what you're saying correct, then that ordinance is correct.

Mr. Troyer - right, 938 is correct if you're amending 937 and not coming out with a whole new 937. If you're replacing 937 then you need to repeal 937. My point is the original intent on first reading and the Caucus was to repeal 938, not 937.

Mayor Coyne - correct and that's what you have. That's this ordinance 10011-2016 repeals Chapter 938; the next ordinance amends Chapter 937 to provide for the snow removal. Actually the ordinances on the agenda didn't need 902 and 903 it was only amended those portions that were repealed so these ordinances are in order.

Mr. Troyer - Correct.

Mayor Coyne - I didn't raise the issue the Council President did.

Mr. Troyer - No, he didn't.

Mr. Astorino - We're basing it on the law director providing us with two changes.

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Finance Director Cingle

Mr. Cingle stated although I believe the tax season never ends yesterday, April 18th, was the last day to file Brook Park city income tax return; without an extension to file the return. The extended tax hours that were offered

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

Finance Director Cingle: cont.

were well received by residents', for example, on Saturday there were approximately 100 residents' that came to the office to file their returns, job well done by all.

Mr. Troyer stated to Mr. Cingle I talked to the engineer about the Phase IV Sanitary Sewer Project and he was telling me the emphasis of that since the start on Phase I on West 150th. In county terms you call this the county project phase IV but since the beginning the idea behind that was to alleviate basement flooding. That's a pretty important for the city we'd love to be able to alleviate some of this basement flooding. I asked you the other week about the money for this and you said that we would have to float a bond for this; that's correct. Floating a bond is borrowing money so and am I also correct in saying that the current budget did not appropriate any money for that project Phase IV 150th?

Mr. Cingle responded the current budget does appropriate an estimated amount until the bids are received and confirming the figures; we use the engineer's estimate to appropriate the dollars.

Mr. Troyer continued where is that money coming from?

Mr. Cingle responded some of the money is coming from floating or issuing a bond and there's also a loan, an OPWC (Ohio Public Works Commission) loan, that's being received as well.

Mr. Troyer stated so what you're saying is in the budget we were borrowing money based on the budget.

Mr. Cingle that is correct.

Mr. Troyer continued floating a bond would be a debt service, right?

Mr. Cingle that's correct.

Mr. Troyer continued if a publication were to come out and say that the budget did not incur any new debt service that would be incorrect. Because the way the budget was done we didn't properly fund that current revenue that project then passing this budget would make us incur a debt service.

Mr. Cingle responded that's correct.

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

**Verbal Approval:**

1. CITY COUNCIL NEWSLETTER

Mr. Astorino stated to Council that you were provided an email today that gave a detailed expense for this newsletter and also a hard copy put in your mailbox; so what I'm looking for is verbal approval for payment.

Mr. Burgio stated I would make a motion to place this on the next Caucus agenda I don't think we've discussed yet; we just have this information today. Wouldn't that be appropriate to have it on Caucus first?

Mr. Astorino - I don't understand the plan to put it on Caucus we talked about doing a newsletter and now had the reports provided by the Councilmen and this is going to be the cost to expend the monies. We had the monies appropriated to do this so now we just need verbal approval to spend the monies; so I just need Council to provide verbal approval. We don't need a discussion on this because we discussed and appropriated for this.

Mr. Burgio - don't we have to compare other...I see we have something from one of the other printing companies don't we discuss if we can get other companies to compete. I thought that was what we needed to discuss some of the details and don't know if we can do that tonight; I thought we would have to do that at a Caucus.

Mr. Astorino - it's on tonight's agenda for verbal approval.

Mr. Salvatore - it was my understanding, correct me if I'm wrong, but I thought we were going to discuss some type of format, the rules and regulations, on how it would be developed. What would go into it and what committee...I think you have two or three people that you were talking to on Council that were going to come up with some type of suggestion and I don't think that ever took place. To do a city newsletter without having some kind of, at least a set of rules, that we're going to follow as to who is going to have the final say of what goes in it and to guard against it not being considered a political use but an informative piece, I think is very important and I think that's why the discussions should take place before moving forward on how it's going to work.

Mr. Astorino - my response would simply be we've had these discussions and we've been provided information, actually from the law

**Other communications and petitions and verbal approval:**  
**(Introduction of New Legislation: cont.**

**Verbal Approval: cont.**

1. CITY COUNCIL NEWSLETTER: cont.

department, about the types of things that can be put into the newsletter based on the format of a forum that's already on a website. We've talked about doing a newsletter and decided we were going to go forward with it and there were no people who volunteered to serve on the committee. We're not allowed to actually have a committee because we do everything committee of the whole so it was decided to do a newsletter. We asked for the input and we now have a price now and it's on tonight's agenda for verbal approval. So we just need a motion to approve it and then we can vote on whether or not you want to approve it or not.

**Motion** by Mr. Troyer, supported by Mrs. McCormick, to approve.

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Mr. Salvatore - Mr. Chairman there's already a motion on the floor.

Grumbings from the audience yes there was.

Mr. Astorino - I did not accept the motion because it wasn't appropriate. Under verbal approval there's not a motion to put it onto a Caucus agenda; it's a verbal approval.

Mr. Salvatore - let me ask you this, Mr. Chairman, how did this get on the agenda?

Mr. Astorino - I placed it on the agenda for verbal approval.

Mr. Salvatore - in the past if we were going to follow any kind of protocol; past practice is nothing was placed on an agenda without a vote of Council even under verbal approval.

Mr. Astorino - we have a motion before us for verbal approval, audience please, we're holding the meeting not you. We have a motion for verbal approval it's been properly supported. Under discussion.

Mr. Salvatore - Mr. Chairman what motion are we voting on?

Mr. Astorino - Motion for verbal approval of the expenditure of the money for the Council newsletter. Discussion. Seeing none we'll all the roll.

The clerk called the roll on the motion by Mr. Troyer, supported by Mrs. McCormick, to verbally approve the City Council newsletter.

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

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

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**Other communications and petitions and verbal approval:  
(Introduction of New Legislation): cont.**

**New Legislation:**

1. A Resolution designating the month of July as 'Buy American Month' in the City of Brook Park and declaring an emergency. Introduced by Councilwoman Powers **Placed in Legislative committee**
2. An Ordinance authorizing the Consulting Engineer to prepare plans and specifications and the Mayor to advertise for bids and enter into contracts for the 2016 Roads Program and declaring an emergency. Introduced by Mayor Coyne **Placed in Service committee**
3. An Ordinance authorizing the Mayor to hire inspectors for the 2016 Sidewalk Roads Program and declaring an emergency. Introduced by Mayor Coyne **Placed in Service committee**
4. An Ordinance authorizing the Mayor to enter into a contract for the necessary construction and administration services, construction inspection services and construction testing services for the Smith Road Sanitary Relief Sewer Project Phase IV and declaring an emergency. Introduced by Mayor Coyne. **Placed in Service committee**
5. An Ordinance authorizing the Mayor to enter into an agreement with Construction Management Services in connection with the Snow Road Resurfacing Project (PID100238) and declaring an emergency Introduced by Mayor Coyne **Placed in Service committee**

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**MISCELLANEOUS BUSINESS, APPOINTMENTS, CONFIRMATIONS:**  
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**REMARKS FROM THE AUDIENCE ON THE ORDINANCES AND/OR  
RESOLUTIONS THAT PERTAIN TO ITEMS ON THE AGENDA:**

Lavaine Cates

15499 Remora Blvd.

Ms. Cates stated I would like to know how the first one there was a motion on the floor and you didn't recognize it. I'd like to know how that is possible because that is not following the rules; your kind of going by your own rules. It doesn't follow Roberts Rules, doesn't follow anything so...

Mr. Astorino interjected Ms. Cates the time now is for legislation that is coming up on the agenda.

Ms. Cates - exactly that is the legislation and should have been for the first motion.

**Remarks from the audience on the ordinances and/or resolutions that pertain to items on the agenda: cont.**

Mr. Astorino - you're going back...your comment is out of order.

Ms. Cates - No, it's not out of order because that's part of the legislation that you passed. If I can well it's legally passed.

Mr. Astorino - Ms. Cates your question isn't an appropriate question under this part of the agenda.

Ms. Cates - Fine, I'll come up later and ask the question.

Mayor Coyne - Mr. Chairman, I believe that your section calls for items on the agenda so I don't think that the resident was out of line. You have an item for that approval on tonight's agenda, don't you?

Ray Peterlin

5811 Wengler Drive

Mr. Peterlin stated there is something on here about part-time employees, is that correct?

Mr. Astorino responded no we don't.

Mr. Peterlin continued something about wages?

Mr. Astorino stated there is something under second reading, Ordinance No. 10008-2016 which amends certain sections of the administrative code; changing the minimum rate of \$7.70 to \$10.00 an hour.

Mr. Peterlin continued I spoke about it before and I'll speak about it again because I believe that when you do that you're either going to increase the budget of higher less people. That's a 30% increase, therefore, that 30% increase if you're going to have the same number of part-timers you have to increase the budget. If not you're going to have to decrease the amount of part-timers that really need those jobs. I think that 30% in one year is excessive and maybe 10% a year and stretch it out over three years. I mean these are part-time jobs, these are school jobs these are not full-timers; they're part-timers going to school.

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

- 1. RESOLUTION NO. 4-2016, GRANTING A CONDITIONAL USE PERMIT TO OPERATE AN AUTOMOTIVE BUSINESS IN A U3-A ZONE ON ENGLE ROAD AND DECLARING AN EMERGENCY  
Introduced by Council as a Whole.

**Motion** by Mr. Troyer, supported by Mrs. McCormick, to suspend.

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

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

**ROLL CALL: AYES:** Burgio, Troyer, Powers, McCormick, Mencini, Scott, Salvatore.  
Resolution No. 4-2016 has passed under Suspension of the Rules. Adopted.

- 2. RESOLUTION NO. 5-2016, GRANTING A CONDITIONAL USE PERMIT TO OPERATE PREMIER AUTO BODY AND COLLISION, LLC AT 14100 BROOKPARK ROAD IN A U7-B DISTRICT AND DECLARING AN EMERGENCY Introduced by Council as a Whole

**Motion** by Mrs. McCormick, supported by Mr. Troyer, to suspend.

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

**Motion** by Mrs. McCormick, supported by Mr. Troyer, to adopt.

**ROLL CALL: AYES:** McCormick, Troyer, Powers, Mencini, Scott, Burgio, Salvatore  
Resolution No. 5-2016 has passed under Suspension of the Rules. Adopted.

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**SECOND READING OF ORDINANCES AND RESOLUTIONS:**

- 1. ORDINANCE NO. 10008-2016, AMENDING CERTAIN SECTIONS OF THE ADMINISTRATIVE 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, Council Members Powers, Mencini, Troyer, Council President Astorino

Mr. Astorino stated Ordinance No. 10008-2016 has had its Second Reading.

**Second Reading of Resolutions and Ordinances: cont.**

2. ORDINANCE NO. 10009-2016, REPEALING CHAPTER 741 ENTITLED 'SNOW REMOVAL CONTRACTORS' AND DECLARING AN EMERGENCY Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Troyer, Mencini

**Motion** by Mr. Troyer, supported by Mr. Scott, to suspend.

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

**NAYS:** None. The motion carried.

**Motion** by Mr. Scott, supported by Mrs. McCormick, to adopt.

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

**NAYS:** None. Ord. No. 10009-2016 has passed under Suspension of the rules Adopted.

3. 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

Mr. Troyer stated clarification is needed on this because didn't we make amendments at the Caucus, I believe we did, to add two exclusions on b and c p trees and shrubs but it's not included in the current packet and posted. Not sure how to go forward unless we're sure of what we're voting on.

Mrs. Horvath suggested the clerk read the amendments as previously made prior to Council voting.

The clerk read the amendment in 741.03 - Exclusions b after the words plowing of snow delete 'cutting grass' and insert 'and/or the maintenance or removal of turf (grass) shrubs and trees from any private or public property located within the city'.

The clerk read the amendment for 741.03 - Exclusions c after the words plowing of snow delete 'cutting grass' and insert 'and/or the maintenance or removal of turf, (grass) shrubs or trees from any private or public property located within the city.

Mr. Troyer stated happy to get that corrected and am very interested in suspending the rules and adopting this legislation tonight but I have one additional amendment required to do that. The amendment would be to change the fee of \$25.00, because the current fee is \$10.00, and the proposed amendment changes that \$25.00 and believe that is a little high.

**Second Reading of Resolutions and Ordinances: cont.**

**Motion** by Mr. Troyer, supported by Mrs. Powers, to amend the registration fee by decreasing \$25.00 fee to \$15.00.

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Mayor Coyne stated the fees are related to administrative costs that are involved in processing the licenses and it's not an unusual fee, or a punitive fee in my view; so we would like it to remain at \$25.00.

Mr. Troyer stated I believe it is a little heavy, what does it cost to have someone fill out a form, give information and supply a sticker; especially when you're talking about not only the truck but all the equipment. It can get expensive and think it's a bit punitive.

Mayor Coyne stated I don't know what you based that on but the fact of the matter is when we talked about this of what was a fair fee that is our recommendation and it's a little bit more complicated than that. We have to process, we have to check people out and things like that and when figuring out one city employee spending the time to research this I think it's a fair fee and would like it to stay the way it is. These aren't the residents paying this fee the contractors would be paying this.

Mr. Troyer commented some of the contractors are residents'.

Mayor Coyne continued if they want to do business in the city they could be licensed and I don't think \$25.00 for the contracts that they're charging people in the city which is paid one-time. If they are plowing snow and landscaping they don't pay it twice they pay it once.

Mrs. Powers stated under 741.04 d pay a registration fee of \$25.00 per year for each vehicle for sticker and registration tags to be issued. If one contractor has six vehicles and you check him out once then you've checked him out for all six. So there's not really more expense or time involved because if checked out once to me that's not a good enough argument to leave the fee at \$25.00; \$15.00 sounds more than fair.

Mr. Mencini stated through all my years with the city and recreation center we've given fees for everything and we can't keep giving things away. These guys are going to make their money and will do okay and recoup that fee and more. So I say we move on with this because the seniors are waiting.

Mr. Troyer stated yes, they will recoup their fees from the residents.

**Second Reading of Resolutions and Ordinances: cont.**

Mrs. Powers commented this is a new program combining snow and grass and in the past the service director stated it cost the city \$38,000 in the year 2014 for the entire senior program as it was.

Mayor Coyne stated we're talking about to different things; this is the licensing of contractors and does not only pertain just to the senior program. It pertains to every contractor that's going to do business in the city plowing snow and cutting grass; all of them have to do this. If they're a private contractor doing my house, your house who are not in the program they have to be licensed. This also protects our citizens from people coming in and signing them up for various contracts and we'd like to be able, particularly in our program, to see the vehicles. If someone submits that they want these other vehicles and we look at them and they're too big to plow driveways, then they have a problem and can't get a contract. This protects all of our citizens and there are more and more people contracting with private landscapers today than ever before and this protects them to make sure that not only their vehicles are inspected by us but also that they have to provide insurance to do business within the city.

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The clerk called the motion by Mr. Troyer, supported by Mrs. Powers, to amend 741.05 b to change the fee from \$25.00 to \$15.00.

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

**NAYS:** Mencini, Scott, Burgio, Salvatore. The amendment failed by a vote of 3-4.

Mr. Troyer commented maybe Council has a figure that is lower than the \$25.00 but higher than the \$15.00 to be entertained. I want to be able to suspend and get this passed tonight.

Mr. Chairman - if I may question you as the Council President, is this Councilman suggesting that in order for this to be passed to benefit our seniors and protect our citizens. He's asking them to entertain a fee change for that vote for suspension; is that what he just suggested I think he did, you ought to call him on that.

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Mr. Astorino stated seeing no other motion Ordinance No. 10010-2016 has had its second reading.

4. ORDINANCE NO. 10011-2016, REPEALING CHAPTER 938 ENTITLED 'SENIOR CITIZENS AND PHYSICALLY DISABLED SERVICES AND DECLARING AN EMERGENCY. Introduced by Mayor Coyne, Council Members Salvatore, Burgio, Scott, Mencini

Mr. Astorino stated Ordinance No. 10011-2016 has had its second reading.

**Second Reading of Resolutions and Ordinances: cont.**

5. 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

Mr. Salvatore stated to Law Director Horvath are there any amendments you're recommending to the language of this particular ordinance.

Mrs. Horvath responded it is my understanding that amendments be made tonight and thought that when we amended this we were going to reinsert Section 5 of the old legislation to renumber accordingly. I believe those were the amendments attempted or discussed at Caucus to be made tonight.

**Motion** by Mr. Salvatore, supported by Mr. Scott, to have the clerk read the amendments proposed by the law director.

-----  
Mr. Salvatore stated for clarification to the law director this legislation is extremely important and really don't want to see any mistakes made here. Is the legislation the way its presented on the agenda tonight in the proper form?

Mrs. Horvath stated I believe it's in proper form.

Mr. Salvatore continued so no amendment is necessary?

Mrs. Horvath continued the only amendment in section 5 - handicapped - of the old legislation was going to be inserted into the new legislation and renumber accordingly, that was the only change from the Caucus meeting.

Mayor Coyne stated there was some confusion at the meeting this chapter was amending 937 and there was some question as to whether 937.02 and 937.03 had to be in the ordinance and the answer to that question is no. Rather than making it confusing Council talked about putting it back in and as stated at the meeting either way is fine. The only thing pointed out by Councilman Troyer was it did not provide for the section for the disabled at the recreation center.

Mrs. Horvath concurred.

Mayor Coyne interjected that would be the only amendment that would be in order so it can be done either way and would be proper.

Mr. Astorino stated to Law Director Horvath that there is nothing in the ordinance that indicates where these funds would be paid from which is one of our

**Second Reading of Resolutions and Ordinances: cont.**

requirements for legislation; so an amendment would be needed to add a section that it's coming from the economic development fund.

Mr. Cingle stated that would be from Fund 243 - Economic Development Fund.

Mayor Coyne suggested perhaps the finance director could develop a stamp as the director of law on the legislation that the funds will be provided for from this account to be consistent; because that's never been done before, since the appropriation ordinance covers that.

Mr. Astorino stated it has been done before and is in the Council rules as to where the payment will be made from.

Mr. Troyer stated looking at 9972-2015 passed September 22, 2015 section 937.05 is in the existing ordinance as Recreational facilities. So the only thing that needs to be changed is where the appropriations would be coming from which is Fund 243 - Economic Development Fund.

Mayor Coyne commented the ordinance the way it reads addresses everything that is before this Council. Every change that needs to be made is addressed and it leaves in the provisions in 937.02 and 937.03 of the disabled and recreation center.

Mr. Salvatore withdrew his motion as well as Mr. Scott's support to have the clerk read the amendments proposed by the law director.

**Motion** by Mr. Troyer, supported Mr. Mencini, to amend the legislation to include a Section 7 that the monies appropriated for this matter would be from Fund 243 - Economic Development Fund.

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

**Motion** by Mr. Salvatore, supported by Mr. Scott, to suspend.  
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Mr. Troyer stated I believe we cannot adopt this legislation tonight because we still have to repeal chapter 938, can't have two competing ordinances at one time.

Mr. Astorino clarified the legislation before Council is to amend Chapter 937.

Mr. Troyer stated Chapter 938 is the current senior grass cutting service that is not competing in number but does the same thing.

Mayor Coyne stated I disagree you can amend this Ordinance, 937, perfectly because this ordinance is providing monies for the program. With the other

**Second Reading of Resolutions and Ordinances: cont.**

program there is no appropriation for it, therefore, it can exist with no funding or will form any function I would say the appropriation of monies would supersede Chapter 938.

Mrs. Horvath stated questions are always appropriate and I agree that as two separate ordinances you can amend the one later on and repeal the other, I think that would be fine.

Mr. Troyer stated that there is no legislation in front of Council for the contractors that would be another reason to wait until that legislation has passed.

Mrs. Powers stated the qualification number two the not exceeding \$25,000 income and the HMAP (Home Maintenance Assistant Program) is \$37,000 and the federal government for food assistance is \$37,000; so I think this number should comply with the \$37,000.

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The clerk called the motion by Mr. Salvatore, supported by Mr. Mencini, to suspend the rules.

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

**NAYS:** McCormick, Powers, Troyer. The motion failed with a vote of 4-3.

Mr. Astorino stated that Ordinance No. 10012-2016 has had its Second Reading.

6. RESOLUTION NO. 24-2015, GRANTING A CONDITIONAL USE PERMIT TO OPERATE EARL'S COLLISION CENTER AT 15318 BROOKPARK ROAD IN A U7-B DISTRICT AND DECLARING AN EMERGENCY Introduced by Council as a Whole

**Motion** by Mrs. McCormick, supported by Mr. Troyer, to suspend.

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

**NAYS:** None. The motion carried.

**Motion** by Mr. Troyer, supported by Mrs. McCormick, to adopt.

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

**NAYS:** None. Resolution No. 24-2015 has passed under Suspension of the Rules. Adopted.

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**THIRD READING OF ORDINANCES AND RESOLUTIONS:**

- 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

**Motion** by Mr. Troyer, supported by Mrs. McCormick, to adopt.

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Mr. Astorino stated there is a typo on page 2 -748.04 (a) that reads 'where any of the owners or the operators has been convicted within a court of competent jurisdiction' last week there was an amendment to change the word 'within' to 'in'.  
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**ROLL CALL: AYES:** Troyer, McCormick, Powers, Mencini, Scott, Burgio, Salvatore  
**NAYS:** None. Ordinance No. 10001-2016 has passed under Third Reading. Adopted.  
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**REMARKS FROM THE AUDIENCE ON ANY SUBJECT MATTER:**

**Mike Vecchio**  
**14417 Park Drive**

Mr. Vecchio addressed Councilman Troyer stating you've called for security let me ask you a question.

Mr. Astorino - All comments come through the chair.

Mr. Vecchio - Through the chair, back in March, 2014 were you not involved in an incident involving a business entity in the City of Brook Park and one of their employees and charged with disorderly conduct. Was this not a direct reflection of yourself and your actions but you want to call for security measures to take place for yourself for protection inside Council Chambers; I think we should probably have it for the residents' from you. Additionally, as you sit there I don't know if you've looked around but there's a child in the audience, this child may be here for a simple duty for school and could be a whole class and you act the way you do. Being disgraceful and disrespectful to the Mayor when he's speaking and act as if you are a child. These children that are here today is looking at you and possibly looking up at you which I would hope in this case, not, because that's no way to act. I have children and if my children witnessed me acting the way you are my children would call me out. We, the residents', sitting or myself standing here are all taxpayers and put you in your position and can do the same to take you out. You work for us, I personally, find it disgraceful the way you act; your professionalism is lacking and I think you're understanding is lacking.

Mr. Astorino - Mr. Vecchio, I've asked you to make comments through the chair.

**Remarks from the audience on any subject matter: cont.**

Mr. Vecchio - I did, I can look and still speak I've already addressed it through the chair.

Mr. Astorino - Your comments are of a personal nature which is outside of our rules.

Mr. Vecchio - and I addressed it through the chair, did I not?

Mr. Astorino - through the chair, address the chair.

Mr. Vecchio - I started with the chair and the conversations went through the chair.

Mr. Astorino - You're making this a very personal remark and that's what we're not supposed to be doing in these chambers.

Mr. Vecchio - Am I a taxpaying resident, are you a taxpaying resident?

Mr. Astorino - I don't know if you're a taxpaying resident, I know I am.

Mr. Vecchio - Do you work for me and do I pay for your salaries, yes or no.

Mr. Astorino - I don't know if you pay taxes, sir, comments through the chair.

Mr. Vecchio - I already went through the chair you're not silencing me, Jim, you're not silencing the residents.

Mr. Astorino - I'm not trying to silence you I'm trying.

Mr. Vecchio - You're trying to speak over me.

Mr. Astorino - I'm trying to keep the meeting to proper...

Mr. Vecchio - I already addressed the person through the chair to the Councilman.

Mr. Astorino - Sir, you know the proper procedure you're supposed to cede the floor to the chair, you're not supposed to talk through me sir.

Mr. Vecchio - You're talking through me.

Mr. Astorino - I'm the chair, when I talk to you about the order.

Mr. Vecchio - the order went through the chair, did it not?

**Remarks from the audience on any subject matter: cont.**

Mr. Astorino - Mr. Vecchio, if you continue you'll be out of order and won't be allowed to continue. There are certain rules that you need to follow.

Mr. Vecchio - I'm following the rules.

Mr. Astorino - You're not following the rules I'm just telling you right now you're not listening.

Mr. Vecchio - Don't raise your voice to me.

Mr. Astorino - I'm just telling you right now, you're not listening. This is audience participation...

Mr. Vecchio - This is audience participation that I went through the chair, did I not?

Mr. Astorino - If I'm talking to you you're supposed to stop.

Mr. Vecchio - Therefore, you're interrupting me, just like if I interrupted you during the meeting, yes or no?

Mr. Astorino - No.

Mr. Vecchio - Yes.

Mr. Astorino - the way it works in any meeting the chair person can tell the person that's speaking to be put in order and should stop talking and talk through the chair. You know that, I know that and everybody in this room knows that.

Mr. Vecchio - and I spoke through the chair did I not?

Mr. Astorino - that's not the point here.

Mr. Vecchio - The point is going through the chair to a Council member with concerns.

Mr. Astorino - Would you please listen to the point before you get interrupted. My point is on this one when I'm talking to you and telling you that you're supposed to speak in a professional matter, not make personalities, you're supposed to listen and not continuously interrupt me. That was my point and you kept talking through the chair, that's not proper decorum on your part. You're talking about people that maybe are here on a civics lesson and you're not giving a good example of a civics lesson either. Because they should know under the rules of order that if

**Remarks from the audience on any subject matter: cont.**

the chairperson calls you to order you're supposed to be silent, listen to the order and then respond, not have a dialogue going on at the same time as the chair.

Mr. Vecchio - Your point is taken now through the chair can I continue.

Mr. Astorino - If you continue in a proper manner, go ahead.

Mr. Vecchio - Okay, so again as we're ever going to rehash and going to go back through. This child is sitting witnessing the disrespect that you give to the Mayor along with our President of Council acting the way he does and sees that is according and it's fine to handle this way. I think that maybe we all need to take a lesson from this, I hear that's there are some anti-bullying conversations going on. Let me know when you're done so I can continue.

Mayor Coyne - this is audience participation and you have a separate meeting going on here, it's audience participation that's all I'm saying.

**Motion** by Mrs. McCormick, supported by Mrs. Powers, to go into Executive Session for Personnel Matters.

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Mr. Astorino - A motion is in order at all times.

Mr. Salvatore - Point of order, it is not an appropriate time during audience participation it should be controlled with the person at the microphone and continue with audience participation.

Mr. Astorino - Our rules are a motion is appropriate at any time that's how the rules read.

Mr. Salvatore - That motion can be thrown into the trash can I'm saying it's inappropriate that people have to sit out there waiting to speak. Take control of the meeting as Mr. Chairman, as you've done in the past, and let people talk.

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The clerk called the roll on the motion by Mrs. McCormick, supported by Mrs. Powers, to go into Executive Session.

**ROLL CALL: AYES:** McCormick, Powers.

**NAYS:** Troyer, Salvatore, Burgio, Scott, Mencini. Motion failed with a vote of 2-5.

Mr. Vecchio continued we obviously have some personality disagreements which I fully expect but some of these issues need to be worked out well beforehand, not in

**Remarks from the audience on any subject matter: cont.**

front of children that were here. The disregard that is going on and the disdain for one another, all the issues are just culminating. We come to a meeting as we see rules change on a daily basis, we quote Roberts' Rules we don't follow them, we say we're doing something we don't follow it and it's a continual cycle and it's very disheartening, this is not how we want this city. I have an issue with the way that Mr. Troyer spoke to the Mayor and think its disrespectful and obviously some people have a problem with it but I do give Mr. Troyer kudos for saying no right now. Obviously, he can take the heat and won't leave the dais when he's being spoken too and addressed by a resident, unlike other Council Members have. I think maybe, just in that case alone, some of our younger Council Members take heed and use his advice. I think moving forward maybe everybody sitting on that dais should have a little conversation amongst one another, instead of having household meetings and things like that which are taking place throughout the city. Maybe we need to worry about the betterment of this city for the youth instead of worrying about our own hidden agendas.

**Motion** by Mrs. McCormick, supported by Mrs. Powers, to go into Executive Session.

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

**NAYS:** Mencini, Scott, Burgio, Salvatore. The motion failed 3-4.

Jack Thomas

15913 Remora Blvd.

Mr. Thomas thanked service department crews for doing a tremendous job on his street with a few neighbors having issues with sewers and trees and the crews did a fantastic job under some bad conditions. The second thing is I'm so disappointed right now because I come to listen to the issues and listen to the concerns of others; not to hear a bunch of fighting or foolish giggling. I'm sorry the audience is just as disrespectful as those who are accusing you up there of being. We are adults and Mr. Vecchio was right with there is a child here, but it doesn't matter if there was or not. I'm telling you go home and watch this video and tell me your proud of your behavior tonight, I don't think you can. It's embarrassing for those on the dais and feel like John Kasich at a Republican debate and think someone needs to act like a grown-up so here goes. Mayor, Council, directors and anybody in the audience if I've said anything to offend you or your family personally I sincerely apologize and ask for your forgiveness and maybe some of you in this room should do the same. This fighting has been going on for so long I wonder if you can remember where it started at all. That being said I will not back down from presenting my interpretations or things at these meetings I will just try to be more cognoscente of all opinions by becoming a better listener. Nothing is getting accomplished in the current environment as the saying goes let's all look in the mirror.

**Remarks from the audience on any subject matter: cont.**

Danny Colonna

17948 Sheldon Road

Mr. Colonna stated first off I would like to address a few issues on the agenda. This newsletter, Mr. Chairman, that you put out for verbal approval, first of all, it would be appropriate for the residents', the audience and Council to have the amount it's going to cost. With verbal approval there should be something on there that says up to a certain cost for spending. Obviously you do know what you're going to be spending and that's a good thing. Also, in regards to your website it shouldn't be, shouldn't have separate website, and if you do I sure hope that you didn't just base it on the rules in your Council Rules. I hope there's a contract, I hope there's a maintenance agreement and don't care if it's being done free but you need to have all that paperwork in place; nobody on Council should be handling that website; that creates a biased situation that shouldn't occur at any time, any place with anybody. The other thing I wanted to address is this has become embarrassing and I know Jack Thomas comes up here and criticizes the audience and sometimes you want to do that when people come up here because they let their emotions get the best of them. I'm going to be honest with you the environment by the leaders in the community is created by what happens up here. If you're level-headed and understand your job, the process that has to happen to be successful at the end of the day; you're going to notice the same audience may show up and maybe nobody shows up. I was on City Council for 12 years and think for the majority of those meetings it was just Floyd. We did not create a toxic environment and worked with each other and I'm not blaming anyone but it sounds to me that some of you are meeting separately and not communicating with each other. So you're coming to these meetings and you're trying to push your agenda that's not how it works. It's okay to believe in what you believe and how you look at legislation, the legislation process is not supposed to be this way, it's not. The thing that we forget is that your representing...going back to the newsletter how about doing your own newsletter. Councilman Mencini, even though I'm disappointed because you approved that, but give you credit because you do your own newsletter, you get out there and knock on doors and talk to residents'. It gives you an opportunity to build that residents' so you actually know what they're looking for in your representation on this floor with this body. You've lost the fact that you're representing my six-year-old daughter, my two-year-old son, my wife and 80-year-old mother and other family members that live in this community. It's a tough seat to sit in, Mr. Chairman, a few months ago you said we're not bad people up here, you're not bad people, but the problem is over time people have come to this podium including yourself, including Mr. Troyer and at one meeting you dumped a bunch of yard signs in front of us. Jan Powers came to this podium saying we made \$53,000 a year, \$400.00 a meeting and all these other things. What you did is you took shots not at the individuals that are sitting in the seats but you took shots at the seats; you hurt the integrity of the seats and now you're sitting in them. You need to get the integrity back by conducting

**Remarks from the audience on any subject matter: cont.**

yourselves at a level that everybody expects. I'm a football coach and understand, I have to go on the field with 40-some kids that look up to me and the coaches and leadership. Residents' will buy in to what you're doing if you're taking the right steps and the right processes to get it done. Law Director Horvath bless you, you do a good job and do it under a lot of duress and I'm impressed by you. For that amount of legislation to come through this floor you will over-legislate this body; you will over-legislate this community. One thing my father told me, whose picture appears on these walls, as well as the number of other people that have their pictures on these walls. They had to bust their can to get this city to where it once was because it's not there anymore and we're relying on you to get it there. How can we be encouraged by this and all I'll say on this side of the room because it's easy to address you because the way the seating arrangements were given by you, Mr. Chairman. I can look over here and the only blame on these guys here and two of them I served on Council, they're outstanding people, is you need to put your foot down a little bit more, swifter and more often and it needs to happen. Mr. Mencini and I have a lot of discussions as to what goes on here and we're very concerned and I tell a number of these Council members over and over again that I'm very concerned for the future for my children. People that I work with you want to blame about a newsletter because a group of us get together to try and inform residents', unite people, we'll take anybody with us to work together. Mr. Chairman, you're a consensus builder that's what that seat is and it may kill you to dial the Mayor's number and it may kill him to dial yours; if it doesn't stop we're going further and further in the hole. You need to communicate with the Mayor and the Mayor needs to communicate with you; you need to be a bridge-builder not a wrecker. I'm not going to sit here and bad-mouth you but I'm going to sit here and tell you that for four months this is what we've seen. You either figure out how to unite one way or another or we are going to be in a lot of trouble and I don't need to see these children in this community because they're relying on you. I think you get caught up in seeing the people in this audience, us coming up here, feeling like we're degrading you and what have you. Mr. Chairman, you've done that to us every now and again and I know you were fighting for what you thought you believed in. The fact of the matter is this is just a little sample of what you're representing out there, you're representing the picture that is much bigger. Mr. Troyer stopped coming to the recreation center and I hope he gets back in there; I'd like to see him in there. A few months ago he said after the budget things were going to get better and I said they're going to get worse. He looked at me with a funny look and I said you know why because there's no communication. Communication builds success and that's the foundation that moves things forward and there is none. So for the benefit of my family and the benefit of every family in this community I sure hope you can turn this around. Mr. Chairman, I think this body, and I'm being honest and I think it's productive, may want to consider looking at a parliamentarian to come in and run these meetings so that everyone can see how meetings are run. So they can run appropriately and so the residents'

**Remarks from the audience on any subject matter: cont.**

and some of the new freshmen up there can clearly see how business can be conducted for the betterment of the community so that we can finally have some success. So that our children can grow up in a community that I grew up in; a community that this Mayor and some of you up there. Even you, Mr. Chairman, you've been part of this community for a while and have brought some good traits that you've brought to this community over time. Now we're at a point that we have to admit to our mistakes and admit that maybe we're in a little over our head. So I would hope that some of you would have that discussion and think that a parliamentarian coming in here and taking a look and you seeing how these meetings should be run and how to conduct yourselves; not surprising people with amendments before meetings; not surprising people with legislation during meetings, that would be the appropriate thing to do. Everyone in this audience who are angry and you may think don't like you I've always said I don't have to like you to work with you for the betterment of this community. These people do care about this community and don't want to sit in this audience and laugh but how can you not, I'm embarrassed, I really am and hope that this can be turned around. I will sit with any of you and give my advice I sat up there for 12 years, I wasn't perfect and made mistakes but also did a lot of good things with good people to get this in the right direction; our families and children are depending on you.

Matt Mahon  
6284 Carol Drive

Mr. Mahon stated attending and watching these meetings over the last few months every week I think it can't get any crazier and I'm proved wrong. Tonight, asking about having security at these meetings and think that is something that needs to happen. Maybe you should ask the question as to why are these people upset and why security wasn't needed the last 15 years.

Joan Markusic  
13911 Bellbrook Drive

Ms. Markusic stated watching this meeting online you look even worse on that screen then you do up here; you need to pull it together. My main concern is do you realize there is more anger and tension in this city since you moved audience participation to the end of the meeting and unable to get any answers. There is a roomful of people with someone asking a question, bringing up an issue and there is no time during the meeting to answer the question. So the person asking the question is getting the answer but the roomful of people, the public, that elected you. That is a disservice and promised that you wouldn't be doing this and it's very upsetting and angers everyone; so not only are we angry but none of you stand together on any issue and it's starting to create a city full of tension, stress and destruction. You're helping to kill the City of Brook Park by not standing together

**Remarks from the audience on any subject matter: cont.**

and not addressing residents' that are looking to you to help bring us forward and out of where we are at. That needs to be changed on the agenda this should be at the beginning of the meeting because answers were given during the course of that meeting at some point. If there was no answer it was stated that it would be addressed at another meeting; questions were answered and issues were addressed. The community was together with all of you on board the best that you can be and it worked. Asking to go into Executive Session during audience participation is a cop-out and is not helping and for that issues to even be addressed was wrong; as President of our Council you should not allow that to be happening because if you do it for one who else are you doing it for?

Liz Sayers

23065 Cedar Point Road

Ms. Sayers thanked Mr. Hurst for all of his assistance. Ms. Sayers stated when someone comes up here to talk they should have the right to speak without interruption. Also, you need to listen to us and remember that we put you up there and can take you down. All of you need to work together before this city falls apart. You want the residents to listen to you then you should look at the audience and listen to what their concerns are. It is hard to comprehend all of you and you need to work together.

Roger Barnes

5184 West 149th Street

Mr. Barnes stated this is the first time of being at a meeting and it's been a real awakening to watch you people up there. I worked for a different city, am now retired, and watching you and the websites and what I see is a bunch of first, second graders, you need to grow up and act like the responsible adults you should be. The only person that provided decent information this evening is Mr. Hurst.

Jeffrey Duke

15914 Remora Blvd.

Mr. Duke stated I am the editor of a recent newsletter that went out around the city called Brook Park 44142. In that newsletter there is an article regarding the budget passed with a vote of 5-2. In that article I have a statement saying that no new debt service is in this year's budget. My question is to either the Council President, Mayor or Finance Director if that statement is in an error I would like to know because I wouldn't want any erroneous statements going out. It was my understanding that there wouldn't be any debt-service this year but may float a bond or get a loan for projects this year that the increased debt might not happen until the 2017 Budget. There were some great points brought up tonight especially by Mr. Colonna and really think that leaders of this community whether they are in the audience or elected officials on the dais have to take a step back and look at two things leaders need to have. The first competency to be pointed out is self-

**Remarks from the audience on any subject matter: cont.**

awareness and last week I was upset by statements that were made by Council and made statements outside of Council Chambers and it's echoed by a statements made tonight. Are you aware of what is going on in this city? Are you aware of this city moving forward? Do you think this city is better now than it was four months, four years ago? I don't think anybody here thinks that's the case and there's no blame to be put on the previous Mayor or previous Council or as mentioned the 2008 economy. This is where we are at today and are you working together to make a better Brook Park; is the left side and right side working together? I don't expect an answer but I challenge the elected officials up there to tell residents' what you feel, are your working together to make Brook Park better. The second item is constructive criticism and being able to learn from that is a hard thing. Some people might view it as mudslinging or personal attacks but if someone can deliver a bit of constructive criticism and officials can listen and learn from that and work together to get over that. It's obvious that there is a divide within this city and it is the Grand Canyon running down Smith, Engle or Fry Roads. There are a lot of social media sites and people will say that there is a divide and we can't move forward to build a better Brook Park for the future of our children and families. I am going to challenge three Councilmembers, any of you, to call a special meeting and get the lawn care ordinances passed before it takes another two weeks and there are more administrative headaches for the city. I along with other people have said it's going to take three readings, six weeks, and will be in the middle of May. We now have a Councilmember saying he would suspend the rules but didn't get the \$10.00 fee so he wouldn't suspend the rules. I challenge three Councilmembers to call a special meeting to get this legislation passed and that courage will speak volumes to the residents' of moving this city forward and provide these services.

Ray Peterlin  
5811 Wengler Drive

Mr. Peterlin stated the Zika virus is now in 48 states and the West Nile virus is still out there with one fatality in Brook Park. The Mayor is suggesting giving the land on Wengler Drive to the residents but if the city cannot dry out that land how can the residents'? When the city cuts the grass back there the mowers get stuck in the mud and residents' on Wengler have been asked before if they want that land and even if it's free it's too much maintenance because it's a swamp. The gates are locked so it can't be used for recreation as it was set up for. I would like to thank Councilmembers Powers, McCormick and Council President Astorino for writing letters to the Mayor, Senators and Representatives about the water and mosquito problem on Wengler and Shelby Drives, because they know the city isn't doing what maybe they could do. A few other comments are the city has a very good sidewalk program and think one piece of the program was forgotten; that is unfortunate and believe it was overlooked but very important. It can be seen every time it rains sidewalks are under water as much as 150 feet of sidewalk

**Remarks from the audience on any subject matter: cont.**

making it totally unusable; that is bad in the summer but in the winter these sidewalks will become ice rinks and will not be seen. So when city personnel are doing the inspections I think the inspector should be out there on rainy days to identify these sidewalks and get them fixed. Also, the recreation center roof has deteriorated to the point that the community room floor is buckling and water coming in elsewhere causing hidden damage to the building's structure and electrical systems. The cost to repair this building is growing everyday but yet the city waits to replace the roof. Mr. Peterlin thanked the city for taking the trees and cleaning the streets, fantastic job, because some of those trees were really big; city crews did a professional job there wasn't a twig left on the ground when they left. My question about the Snow and Fry intersection traffic light will an adapter plate be installed on the traffic pole so that it's no longer on a 45-degree angle or will the sidewalk for the crosswalk be moved in order for people to see the traffic light? Also, there are no stop bars or crosswalks at the Snow and Fry Roads intersection and hasn't been for three years; what does the city do if someone gets hurt and there are no crosswalks or stop bars. Currently, there is a school guard but when school lets out there won't be anything, is the vision we want for our city and is this what the Republican Convention will see?

Paul Reynolds

5860 Michael Drive

Mr. Reynolds commented about the Wengler playground I cut that for 30 years and the reason for the water is people planted many trees, there are volleyball nets and lawn chairs. There is a catch-basin on the southwest corner of that lot and the reason the gates are locked is because automobiles would go in there and do donuts; also there have been four-wheelers in there.

Jennifer Roberts

5368 West 151st Street

Ms. Roberts stated the Neighborhood Watch Group would like to do a fundraiser and am pleased to announce that I will be Vice-President of the Neighborhood Watch Group starting in June. Currently I am working closely with the current Vice-President, Lavaine Cates, to transition into the position. I will be responsible for a group of residents' that are interested in sponsoring a fundraiser for Audrey's Outreach and also Recreation center programs as the beneficiaries. We would like our elected officials and directors to participate in a friendly competition to raise money. It will be an ice-bucket type challenge with a twist and if the Mayor and Council President would agree to be team-leaders they could assemble fundraising teams of Councilmembers and Directors. Despite what has been occurring at Council meetings maybe encourage if you choose to participate by maybe switching teams up and work with someone that you don't normally work with; that may help with the communication at meetings. These teams would raise money anyway they see fit and encourage the involvement of the residents of Brook Park. Some

**Remarks from the audience on any subject matter: cont.**

ideas are a GoFundMe page, getting donations from business owners or hosting your own fundraising event; you will have until Home days to raise funds. This is where the ice-bucket challenge comes in at a planned Home days' event each team will present the amount of monies raised and as an incentive to raise the most money the team who raises the largest amount will have the honor of dumping ice water on the heads of the losing team. We understand that if anyone chooses to bow out of the ice-bucket challenge due to medical conditions that would be fine but still encourage everyone to participate on a team. In addition to raising funds this could attention to the programs that we are supporting as well as to the city; especially with media coverage. It would be nice to see a feel-good story about our elected officials on the news. Also, the Brook Park Neighborhood Watch Group is exploring ideas for an additional fundraiser during the Home Days event and am confident with two groups of Council raising money and with the Watch Group adding additional funds we can raise more than the \$12,000 originally requested for Audrey's Pantry in the budget. If Council doesn't wish to participate the Neighborhood Watch Group will still sponsor a fundraiser for these causes, but believe the most money can be raised if our community leaders play an active and prominent role in the fundraising efforts.

Beth Porch

13478 Settlement Acres Drive

Ms. Porch stated I would like to bring up the subject of electronic devices on the Council floor. It is impertinent from the meeting last week, that Councilwoman McCormick is being fed speaking points during the meeting and is reading from some sort of device. Clearly, she read from a script and called it her own words and this calls into question whose agenda is she representing? She should be speaking for the residents of Brook Park not some unknown person behind a keyboard. One key point brought up was about security and if you're truly working for the residents then you shouldn't be worried about security. I believe that part of what is going on is private agendas and residents are not feeling they are being heard because the exact opposite is being done from what residents are asking. One other item is several months ago I suggested an audit of non-union positions be done but we continue to have Boards and Commissions pay reductions being targeted. I would like to encourage City Councilmembers to move forward with this project and wait for recommendations from the Mayor before making any decisions on this matter.

Steve Roberts

5368 West 151st Street

Mr. Roberts stated tonight would be a good night once the meeting is adjourned for a Councilmember to ask to suspend the rules so residents can get answers.

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**Motion** by Mrs. McCormick, supported by Mrs. Powers, to go into Executive Session for Personnel Matters.

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

**NAYS:** Mencini, Scott, Burgio, Salvatore. Motion failed 3-4.

**Motion** by Mr. Salvatore, supported by Mr. Mencini, suspend the rules to address the residents who came forward seeking answers.

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Mr. Salvatore stated not all residents who came forward made comments but the ones seeking answers should be addressed.

Mr. Troyer stated I took some notes for response but didn't take notes in the fashion for replies and really think that something should be done in June to get some of these items taken care of.

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

**NAYS:** McCormick, Powers, Troyer. The motion carried with a vote of 4-3.

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**Council/Administrative Responses:**

Mayor Coyne stated I don't believe a motion is necessary before a meeting is adjourned it's always in order for Council to respond to anything. Mr. Vecchio raised the issue of security and no elected or appointed official of this city should be fearful in attending a Council meeting. If the majority of Councilmembers request security, then it will be provided. I have to abide by the Rules of Council if I choose to participate in the meeting and it was raised by the Chairman that I get up and walk around; and as most of you know I have a very bad back problem and need to stretch. Mr. Thomas raised the issue of looking in the mirror and everyone should look in the mirror and if we look at these broadcasts we would see what people have to see. My job is very simple and that is to present what is necessary from an appropriation standpoint or legislation standpoint to run this city. My job is not to run the legislature and think there is a blurred line up here sometimes with my colleagues. As Mr. Colonna stated with the building of bridges and working together you have to want to do that and to be, quite frank, there is not a division in this city. There is a lack of information about what's factual and I would like to debate any member of this group up here who want to do otherwise. My first 24 months were filled with a publication in this city that poisoned the well; what we need to do is get to a goal of working together. Brook Park is moving forward no matter whatever legislative obstacles there may be, no matter what tasks are on me I'm going to do my job. If you look around here we are progressing not regressing and from an operational standpoint everyone in this town knows what has to be done. Mr. Peterlin keeps talking about the roof and the systems at the recreation center and very shortly we will present to the people of

**Council/Administrative Responses:**

this community how the center can be rebuilt, improve the center, move our operations without interruption and fix everything in the amount of several millions of dollars. We will also propose how we're going to pay for it because the existing funding does not exist. Just to remind the citizens in this room and those watching very shortly after my arrival I told you what had to be done which was rejected overwhelmingly and in spite of that fact the last 24 or 26 months this city has moved forward and that issue will be forthcoming again. Mr. Barnes, a retired city worker, knows how the city operation to provide services and every one of the city's departments have been cut substantially; police, fire, service city hall. People will say it's the Mayor that laid-off these people and that's right because my charge is to do what is right along with the Finance Director to move things financially; which was done without support or a vote from this Council. Finally, Mr. Duke it probably didn't reflect in the budget and you might be correct and a little bit wrong because we are going to have to incur debt to do that but it's reasonable debt, to have a reasonable retirement service. Is this city better than two years ago I think substantially better and think the people of this city understood the financial condition that this city was in. With all due respect to who served before they were every year not replenishing the city's reserves and if the action wasn't taken that we took those reserves would be gone. Our economy is by Ford and NASA that's the reality this city lives with all the time. I don't think our city is divided I think they're only getting one source of information and happen to believe because it's been sensational. Mayor Coyne continued to Mr. Peterlin about Wengler Drive and for 20 years this city fought with the State of Israel and all these different people holding that property and wasn't aware the city purchased that property. If the city turns over that land for sale the city will correct the drainage problems and the thing you also need to be aware of is that is a major drainage area for the state; so we have to protect their easement for conservation and have to establish one for ourselves. Before that land is turned over we will make sure that drains properly and I'm not certain that the threat you think is there is to the degree that you think it is but nonetheless it's a nuisance to the people of this city. Any community will tell you that writing letters to the state on any kinds of issues won't get any help. With your Snow Road issue we will try and see what can be done with that pole, I thought the engineer addressed it, but we'll get to it. Mayor Coyne addressed Jennifer Roberts and said great idea and the administration accepts the challenge and we'll see who get the ice-bucket. Mayor Coyne continued that at the end of these meetings is audience participation which is for the residents to come and say what they want to say and sometimes we can't answer your questions; sometimes they can be addressed by making a telephone call to the service you need. The things that have occurred in the last 24 months with the Hometown News would have never been tolerated when growing up as a child, it would have been thrown in the rubbish. Want to look at a vision that's where it begins and let's have the facts because I will tell you, whether you like me or you don't, I will give you the facts. I remember going into a meeting on the

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west end for the airport deal and a gentleman told me that you have to do what I tell you because I elected you. My response is you give me a two-year or a four-year contract and at the end of that time if you don't like what I have done you can remove me and vote for someone else; that is still true today. No citizen has every got a bad deal by any proposal that I have made and the only time in any city, that I know of, that tax monies were given back to the people of this city because we benefitted by economic development. My only fear is what happens up here I can deal with and is actually challenging to me but the facts exist that people outside see and watch this and try and figure out what is going on. There will be no changes until the residents insist that it changes and I'll keep making my proposals and we'll keep going through these imaginations to make some change to be against something. Until and unless we accept the basic fact that we have to change the way services are delivered in this city nothing is going to get better. Newly elected officials up here say that this city has all this money to do all these things, it isn't there. There is a way to do it and that will be the challenge coming forward when needs are looked at. So when you're told that your street isn't being done ask some of these people who told you not to vote for those things. Right now there is something coming up with the City of Cleveland and most of our people won't have to pay any increase in taxes if we look at that. That's the challenge if we're really about this city why would we fight over getting resources that will be of really no penalty to a majority of our community, none of our seniors, is foolish. Mayor Coyne thanked the Chairman for the opportunity to speak and stated one final thing. I think the senior members of this Council have to provide rules over the operations of these meetings, the changes made in the beginning of this year has caused problematic and think that is what needs to be reviewed and will find that things will work a lot better.

Mr. Burgio commented there is nothing more that I want then to work with my colleagues on Council for the need to get things done; I have no animosity to anyone up here and respect everyone's seat and will continue to respect them and the seats but we need to start working together; we need to find common ground. Mr. Burgio stated to Mr. Duke that he is in support of having a special meeting for the lawn care legislation and hope to get the support from my Council colleagues. To Mr. Peterlin I know two years ago there was a bad mosquito problem that children were not allowed to play outside in their yard. The county comes out yearly to address the matter of mosquitoes, it doesn't relieve the problem of the sewers but that issue is addressed. Even if people have diverse ideas we all love Brook Park and all want the best for our city we all need to come together and this is the beginning.

Mr. Troyer commented I was elected to make a difference and will continue doing that. A week or so ago a fellow Councilmember was talking to me that we need to get along better and do this or that and have to this or that. I said yes on all sides

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we have to do this with Council and the Council President and maybe do things a little bit differently than the Mayor. His response was no, the Mayor is not going to change he's set in his ways and isn't going to change; so I should? I was elected to make a difference to do things a little bit differently the way there supposed to be done and will continue to do that and won't apologize for it. I will do my job as long as I have this position to the best of my ability and if people don't want me to do that then vote me out. There were comments about not getting anything done and different first, second, third readings we passed unanimously five of them, that is over 50% passed unanimously; did we not all get together to get these things passed? Yes, we did. Speaking of security, we had a gentleman come up here this evening saying he wanted to throw a podium through a window. If I said something like that, it would be a lie, but there would be a quite different reaction to that, that's a concern. Security we have signs on the doors and it's the law nobody is allowed to protect themselves with a firearm in here or otherwise. So in that sense, we have a gathering here there should be security and as far as looking in the mirror I will do that a little closer and have actually done that quite a few times and it all gets back to I am my own man and elected to make a difference and will continue to do that. Ignore people talking that may have happened a few times but a lot of people have come up to this podium the last four months and said 'freedom of speech and all this stuff' you're at the podium telling us that you have the right to speak while we're allowing you to speak; you're complaining that we're not allowing you to speak, that doesn't make a lot of sense to me. So please don't do that the question is you want a reply and we're going to get to that; we're doing it tonight but the point was there's no freedom of speech here. The problem was we weren't replying and the fact of the matter is a lot of those replies would come from the department heads or the Mayor, they were not Council-matic issues. A special meeting for grass cutting we would have to do everything in order so if we pass one we would have to pass all three of them. With the fundraiser I'd like to have more information on that. I will do my job and you can make quirks about the election but I will do my job to the best of my ability as long as I'm up here.

Mr. Mencini stated to a few of you I didn't know you until I was elected to Council and it was mentioned about the divide and how we don't get along and things of that sort; the comedy routine up here. As the pro-tem and being on Council for three years I've learned a lot but what's important is the working together, just like coaching teenage girls and I don't care if they don't like each other, what they think at Ford Junior High or Berea-Midpark or on social media. When they get on that court with me as their coach they're going to play together. Mr. Mencini continued that as for the comment of painting with a brush don't paint me because I communicate and answer anyone who calls me, a lot of them outside of my ward. The bond of communication is get on the phone and start talking even if you dislike each other and maybe I should call everyone before the meeting to see

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where you're at but with the divide it's a little bit hard. You have to start working together and on my watch I'm not letting the city go down and for some people to come here and say 'all of you' don't include me because you can talk to me and I will give you my answer. My residents ask about streets, recreation center, safety issues and rubbish and the Mayor is right we need a dedicated revenue source to start some of that; we have to grow this city for all the children, seniors, we need to get some revenue and start getting some of these things done. Mr. Mencini stated to Mr. & Mrs. Roberts they care and are involved and are the typical family like the Orcutts that were here as well as all of you. There is a cost to have a good community and have to do that, somewhat, together. The communication factor has to get better as the Mayor pointed out there are some big decisions coming soon.

Mrs. Powers stated the first speaker, Mr. Vecchio, was accusing us of rudeness and disrespect and yet he engaged in that same behavior. Mr. Thomas, Service Director Cayet needs to be thanked every day for everything that he does and as Mr. Thomas stated shame on this Council and audience. To Mr. Colonna is against the Council's website but we need that Council website to be independent to inform everyone in this city and every Councilmember up here has been invited to give their own report in the Council newsletter. To Mr. Peterlin, regarding the Wengler property while walking was bitten by mosquitoes and called the county and city about this matter. The county health department came out and dropped the pellets to take care of the problem the best they can and have been doing that every spring and summer since I've been on Council and to Ms. Roberts the fundraiser is a good idea.

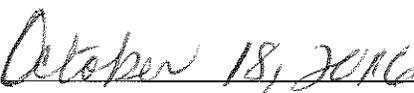
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There being no further business to come before this meeting Mr. Astorino adjourned this meeting at 10:15 p.m.

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.