

REVISED BY THE CLERK OF COUNCIL AS INSTRUCTED BY CITY COUNCIL.

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REGULAR MEETING OF THE
BROOK PARK CITY COUNCIL
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Transcript of Regular Meeting of the Brook
Park City Council, commencing at 7 p.m.,
Tuesday, September 20, 2016 in the City
Council Chambers at 6161 Engle Road, Brook
Park, Ohio 44142.

1 MR. ASTORINO: Please stand
2 and join in the pledge of allegiance.

3 (Pledge of Allegiance.)

4 MR. ASTORINO: The next item
5 on the agenda is Approval of Minutes
6 of preceding meetings. We have
7 nothing under that.

8 Before we get to item D, I
9 would like to entertain a motion, we
10 have some Resolutions to be passed
11 out tonight, so I would like to
12 entertain a motion that we go out of
13 the Regular Order of Business for
14 items 4 through 7.

15 MR. TROYER: So made.

16 MR. MENCINI Supported.

17 MR. ASTORINO: Any
18 discussion? Seeing none, we will
19 call the roll

20 THE CLERK: Troyer?

21 MR. TROYER: Yes.

22 THE CLERK: Mencini?

23 MR. MENCINI: Yes.

24 THE CLERK: McCormick?

25 MS. MCCORMICK: Yes.

1 THE CLERK: Powers?
2 MRS. POWERS: Yes.
3 THE CLERK: Salvatore?
4 MR. SALVATORE: Yes.
5 THE CLERK: Burgio?
6 MR. BURGIO: Yes.
7 THE CLERK: Scott?
8 MR. SCOTT: Yes.
9 MR. ASTORINO: We are out of
10 the Regular Order of Business. The
11 first order of business is item
12 4.
13 THE CLERK: Resolution 29-2016
14 honoring Samantha Rocco Miss Brook
15 Park 2015 and declaring an
16 emergency. Introduced by Councilman
17 Salvatore, Councilmembers Troyer,
18 Mencini, Scott, Burgio, McCormick and
19 Council President Astorino.

1 **MR. SALVATORE:** Motion to suspend
2 **MR. MENMCINI:** Supported.
3 **MR. ASTORINO:** Properly
4 supported, we will call the roll for
5 suspension.
6 **THE CLERK:** Salvatore?
7 **MR. SALVATORE:** Yes.
8 **THE CLERK:** Mencini?
9 **MR. MENCINI:** Yes.
10 **THE CLERK:** McCormick?
11 **MS. MCCORMICK:** Yes.
12 **THE CLERK:** Powers?
13 **MRS. POWERS:** Abstain.
14 **THE CLERK:** Troyer?
15 **MR. TROYER:** Yes.
16 **THE CLERK:** Burgio?
17 **Mr. Burgio:** Yes.
18 **THE CLERK:** Scott?
19 **MR. SCOTT:** Yes.
20 **MR. ASTORINO:** Suspension has
21 been approved.
22 **MR. SALVATORE:** Motion to adopt
23 **MR. MENCINI:** Support.

1 MR. ASTORINO: A motion to
2 adopt, properly supported. Any
3 discussion on the adoption? Seeing
4 none, we will call the roll on
5 adoption.

6 THE CLERK: Salvatore?

7 MR. SALVATORE: Yes.

8 THE CLERK: Mencini?

9 MR. MENCINI: Yes.

10 THE CLERK: McCormick?

11 MS. MCCORMICK: Yes.

12 THE CLERK: Powers?

13 MRS. POWERS: Abstain.

14 THE CLERK: Troyer?

15 MR. TROYER: Yes.

16 THE CLERK: Burgio?

17 MR. BURGIO: Yes.

18 THE CLERK: Scott?

19 MRS. POWERS: Yes.

20 MR. ASTORINO: Resolution
21 number 29-2016 has been adopted under
22 suspension.

23 The next item is 5.

24 THE CLERK: Resolution number
25 30-2016 honoring Anna Marie Sulminski

1 Miss Brook Park 2016 and declaring an
2 emergency. Introduced by Councilman
3 Salvatore, Councilmembers Troyer,
4 Mencini, Powers, Scott, Burgio,
5 McCormick and Council President Astorino

6 MR. ASTORINO: Is there a
7 motion to suspend?

8 MR. MENCINI: Move to suspend.

9 MR. SCOTT: Support

10 MR. ASTORINO: Motion to
11 suspend. Discussion on suspension?
12 Seeing none, we will call the roll.

13 THE CLERK: Mencini?

14 MR. MENCINI: Yes.

15 THE CLERK: Scott?

16 MR. SCOTT: Yes.

17 THE CLERK: Burgio?

18 MR. BURGIO: Yes

19 THE CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 THE CLERK: Troyer?

22 MR. TROYER: Yes.

23 THE CLERK: Powers?

24 MRS. POWERS: Abstain.

25 THE CLERK: McCormick?

1 MS. MCCORMICK: Yes.

2 MR. ASTORINO: Suspension has
3 been approved.

4 MR. MENCINI: A motion to adopt.

5 MR. SCOTT: Support.

6 MR. ASTORINO: Properly
7 supported. Discussion on adoption?
8 Seeing none, we will call the roll.

9 THE CLERK: Mencini?

10 MR. MENCINI: Yes.

11 THE CLERK: Scott?

12 MR. SCOTT: Yes.

13 THE CLERK: Burgio?

14 MR. BURGIO: Yes.

15 THE CLERK: Salvatore?

16 MR. SALVATORE: Yes.

17 THE CLERK: Troyer?

18 MR. TROYER: Yes.

19 THE CLERK: McCormick?

20 MS. MCCORMICK: Yes.

21 THE CLERK: Powers?

22 MRS. POWERS: Abstain.

23 MR. ASTORINO: Resolution
24 number 30-2016 has been adopted under
25 Suspension of the Rules.

1 We move to item M-6.

2 THE CLERK: Resolution Number
3 31-2016 honoring Brooklyn Varga
4 Junior Miss Brook PARK 2016 and
5 declaring an emergency. Introduced by
6 Councilman Salvatore, Councilmembers
7 Troyer, Mencini, Powers, Scott,
8 Burgio, McCormick and Council
9 President Astorino

10 MR. MENCINI: Move to suspend.

11 MR. SCOTT: A motion to
12 suspend, properly supported.
13 Discussion on the motion? Seeing
14 none, we will call the roll.

15 THE CLERK: Mencini:

16 MR. MENCINI: Yes.

17 THE CLERK: Scott?

18 MR. SCOTT: Yes.

19 THE CLERK: Burgio?

20 MR. BURGIO: Yes.

1 THE CLERK: Salvatore?
2 MR. SALVATORE: Yes.
3 THE CLERK: Troyer?
4 MR. TROYER: Yes.
5 THE CLERK: Powers?
6 MRS. POWERS: Abstain.
7 THE CLERK: McCormick?
8 MS. MCCORMICK: Yes.
9 **MR. MENCINI:** Move to adopt.
10 MR. ASTORINO: It has been
11 approved, motion to adopt.
12 **MR. SCOTT:** Support.
13 MR. ASTORINO: Properly
14 supported. Discussion on adoption?
15 Seeing none, we will call the roll.
16 THE CLERK: Mencini?
17 MR. MENCINI: Yes.
18 THE CLERK: Scott?
19 MR. SCOTT: Yes.
20 THE CLERK: Burgio?
21 MR. BURGIO: Yes.
22 THE CLERK: Salvatore?
23 MR. SALVATORE: Yes.
24 THE CLERK: Troyer?
25 MR. TROYER: Yes.

1 THE CLERK: McCormick?

2 MS. MCCORMICK: Yes.

3 THE CLERK: Powers?

4 MRS. POWERS: Abstain.

5 MR. ASTORINO: Resolution

6 Number 30-2016 has been adopted under
7 Suspension of the Rules.

8 Move to item M 6.

9 THE CLERK: Resolution Number
10 31-2016 honoring Brooklyn Varga
11 Junior Miss Brook Park 2016 and
12 declaring an emergency. Introduced
13 by Councilman Salvatore, Council
14 members Troyer, Mencini, Powers,
15 Scott, Burgio, McCormick and Council
16 President Astorino.

17 MR. MENCINI: Move to Suspend.

18 MR. SCOTT: Support.

19 MR. ASTORINO: A motion to
20 suspend, properly supported.
21 Discussion on the motion? Seeing
22 none, we will call the roll.

23 THE CLERK: Mencini?

24 MR. MENCINI: Yes.

25 THE CLERK: Scott?

1 MR. SCOTT: Yes.

2 THE CLERK: Burgio?

3 MR. BURGIO: Yes.

4 THE CLERK: Salvatore?

5 MR. SALVATORE: Yes.

6 THE CLERK: Troyer?

7 MR. TROYER: Yes.

8 THE CLERK: Powers?

9 MRS. POWERS: Abstain.

10 THE CLERK: McCormick?

11 MS. MCCORMICK: Yes.

12 MR. ASTORINO: Suspension has

13 been approved.

14 MR. MENCINI: Motion to adopt.

15 MR. SCOTT: Support.

16 MR. ASTORINO: A motion to

17 adopt, properly supported. Any

18 discussion? Seeing none, we will

19 call the roll on adoption. Clerk,

20 call the roll.

21 THE CLERK: Mencini?

22 MR. MENCINI: Yes.

23 THE CLERK: Scott?

24 MR. SCOTT: Yes.

25 THE CLERK: Burgio?

1 MR. BURGIO: Yes.
2 THE CLERK: Salvatore?
3 MR. SALVATORE: Yes.
4 THE CLERK: Troyer?
5 MR. TROYER: Yes.
6 THE CLERK: Powers?
7 MRS. POWERS: Abstain.
8 THE CLERK: McCormick?
9 MS. MCCORMICK: Yes.
10 MR. ASTORINO: Resolution No.
11 31-2016 has been adopted under approved
12 Suspension of the Rules. Adopted

1 We move to item M 7.

2 THE CLERK: Resolution Number
3 32-2016 honoring the Cleveland
4 Cavaliers 2016 National Basketball
5 Championship and declaring an
6 emergency. Introduced by Councilman
7 Salvatore, Councilmembers Troyer,
8 Mencini, Powers, Scott, Burgio,
9 McCormick and Council President
10 Astorino.

11 **MR. MENCINI:** Move to suspend.

12 **MR. BURGIO:** Support.

13 MR. ASTORINO: A motion to
14 suspend, properly supported.
15 Discussion on the suspension? Seeing
16 none, we will call the roll on

1 suspension.

2 THE CLERK: Mencini?

3 MR. MENCINI: Yes.

4 THE CLERK: Burgio.

5 MR. BURGIO: Yes.

6 THE CLERK: Scott?

7 MR. SCOTT? Yes.

8 THE CLERK: Salvatore?

9 MR. SALVATORE: Yes.

10 THE CLERK: Troyer?

11 MR. TROYER: Yes.

12 THE CLERK: Powers.

13 MRS. POWERS: Abstain.

14 THE CLERK: McCormick?

15 MS. MCCORMICK: Yes.

16 MR. ASTORINO: Suspension has
17 been approved.

18 **MR. MENCINI:** Moveto adopt.

19 **MR. TROYER:** Support.

20 MR. ASTORINO: A motion to
21 adopt, supported properly. A motion
22 to adopt, call the roll on adoption.

23 THE CLERK: Mencini?

24 MR. MENCINI: Yes.

25 THE CLERK: Troyer?

1 MR. TROYER: Yes.
2 THE CLERK: Powers.
3 MRS. POWERS: Abstain.
4 THE CLERK: McCormick?
5 MS. MCCORMICK: Yes.
6 THE CLERK: Scott?
7 MR. SCOTT: Yes.
8 THE CLERK: Burgio?
9 MR. BURGIO: Yes.
10 THE CLERK: Salvatore?
11 MR. SALVATORE: Yes.
12 MR. ASTORINO: Resolution
13 number 32-2016 has been adopted under
14 suspension. I believe, we have 3
15 of the 4 here. Councilman
16 Salvatore, would you like to make a
17 presentation? Councilman Salvatore,
18 it's your choice. The microphone is
19 on at the podium if you would like to
20 make it from the podium.
21 MR. SALVATORE: This is a very
22 proud moment for me to be able to be
23 in a position to honor the youth of
24 our community. I grew up here,
25 sometimes I feel like I am one of

1 youth of the community. Obviously I
2 am not. On behalf of the Mayor,
3 Council and all the residents of
4 Brook Park, we would like to present
5 you with this Resolution and
6 congratulate you for becoming
7 Miss Brook Park. At this time we
8 usually provide 30 to 35 minutes to
9 talk if you would like to start now,
10 you can do half now and half later.

11 MISS ROCCO: Thank you for
12 honoring me today, it's an honor
13 being Miss Brook Park and I love
14 representing the city.

15 MR. SALVATORE: Again it's
16 also an honor to be standing here in
17 front of you presenting you with a
18 Resolution on behalf of Mayor Coyne,
19 Members of City council, the entire
20 City of Brook Park, it a real
21 privilege to present this to you. I
22 understand you did a great job.

23 MISS ROCCO: Thank you for
24 inviting me and letting me be a
25 representative of the City.

1 MR. SALVATORE: Just for the
2 record, we didn't let you, you won
3 it. Anybody here for Samantha Rocco?
4 Last but not least, we have a
5 Resolution honoring the Cleveland
6 Cavaliers and I understand you are
7 the voice of the Cavaliers. One of
8 them. Again, on behalf of the City
9 of Brook Park, the Mayor, the
10 Council, you have really honored us
11 to be here today, the Cavaliers have
12 really demonstrated what it really
13 takes to be a champion, they have
14 every child in Brook Park on a path
15 of wanting to become champions just
16 like the Cleveland Cavaliers. You
17 certainly gave a big boost to the
18 economy, not just Brook Park but the
19 whole area. I will be going to
20 church every Sunday praying they do
21 it again, one more time.

22 **CAVS REPRESENTATIVE:** Sorry I can't be
23 pretty like these young ladies. On
24 behalf of our owner Dan Gilbert and
25 the entire Cavaliers organization it

1 is an honor to be here. Thank you
2 for the Resolution.

3 June 29, 2016 the Cavaliers
4 felt all the love the great City of
5 Brook Park and across Northeast
6 Ohio. Thank you for all the
7 support. Like you said, I can come
8 back here next year double time and
9 thank you very much.

10 MR. ASTORINO: Council, I
11 would like to entertain a motion to
12 go back to the regular order the of
13 business.

14 MR. BURGIO: Motion.

15 MR. TROYER: Support.

16 MR. ASTORINO: Council, we
17 have a motion to go back to the
18 regular order of business.

19 MR. ASTORINO: Call The roll
20 on the motion to go back to the
21 regular order of business.

22 THE CLERK: Burgio?

1 MR. BURGIO: Yes.

2 THE CLERK: Troyer?

3 MR. TROYER: Yes.

4 THE CLERK: Powers.

5 MRS. POWERS: Yes.

6 THE CLERK: Mencini?

7 MR. MENCINI: Yes.

8 THE CLERK: McCormick?

9 MS. MCCORMICK: Yes.

10 THE CLERK: Scott?

11 MR. SCOTT: Yes.

12 THE CLERK: Salvatore?

13 MR. SALVATORE: Yes.

14 MR. ASTORINO: We are going

15 back to the Regular Order of

16 Business, which is item number D,

17 letter D, reports of the Standing

18 Committees, going to Aviation and

19 Environmental, Councilmember Powers.

20 MRS. POWERS: Thank you

21 Mr. Chairman. There is no report

22 tonight. Thank you.

23 MR. ASTORINO: Thank you. We

1 will go to Finance Committee,
2 Councilwoman McCormick.

3 MS. MCCORMICK: Board of
4 Control met this evening at 6:30,
5 there were 19 items approved. On
6 First Reading the Finance Committee
7 has 3 items, we will have a chance to
8 explain them, and we can suspend this
9 evening to move them along.
10 They are somewhat time-sensitive.
11 That's all I have.

12 MR. ASTORINO: Does that
13 conclude your report?

14 MS. MCCORMICK: Yes, that's
15 all I have.

16 MR. ASTORINO: Legislative
17 Committee, Mr. Troyer.

18 MR. TROYER: Thank you,
19 Mr. Chairman. We have 5 items on the
20 agenda, 4 of them were already
21 passed. That's all I have to report
22 for now. Thank you.

23 MR. ASTORINO: Thank you.
24 Parks and Recreation, **Councilman**
25 Mencini.

1 MR. MENCINI: Thank you,
2 Mr. Chairman. Baseball, Softball, Tee
3 Ball, Adult Softball, these are all
4 over for this year, we had a great
5 season, hopefully you caught a lot of
6 games with family, friends and maybe
7 more. We are starting Mens' Softball,
8 that would be on Wednesday evening.
9 Football and cheerleading, the
10 opening day was Saturday, September
11 10TH. It went pretty good.
12 There was a little rain for games we
13 made up, there is games for
14 Saturday. If you get a chance, the
15 **Brooklyn** Youth Football Pprogram is
16 using our field. Middleburg Junior
17 High will be using it one more time,
18 I am not exactly sure of the day they
19 will be over there again, that would
20 a Wednesday or Tuesday. We have
21 currently have Dodgeball,
22 Volleyball, Womens' Volleyball.
23 October 1st we will start the sign up
24 for Dodgeball Volleyball, Womens'
25 Volleyball and October 1st we will

1 start the sign up for football and
2 cheerleading dance regulations will
3 also be accepted. This morning we had
4 a great turn out for the seniors for
5 there Tuesday morning Senior program
6 we had pop and lunch and the Mayor was there
7 and a couple of Councilmembers. Giant
8 Eagle will be holding its flu shots
9 on October 7th, okay, that will be I
10 believe at the rec center. We don't
11 have a specific time, but that will
12 be October 7th, I am sure they will be
13 in the morning. If you want to call
14 the center and find out, remember
15 that date, October 7th the flu shots I
16 believe at the rec center. Senior
17 social, that's my idea, I will get to
18 that in a minute, that would be
19 Thursday, October 13th at the rec
20 center from 9 a.m. to 11 a.m. It was
21 something that Maryann put into
22 operation for our seniors.

23 Our kids get a lot of
24 attention, we are starting to get a

1 lot of seniors, we definitely want as
2 well as yourself over at the rec
3 center. That would be October 13th a
4 Thursday, 9 a.m. to 11 a.m. The
5 minutes to win it that will be,
6 October 14th from 12:00 noon to 2:00 p.m.
7 the kids will be out of school that
8 day.

9 The annual Halloween party
10 will be Sunday, October 23rd from
11 11 a.m. to 2 p.m. The theme will be
12 the Disney characters. If Council
13 needs I can assign some Disney
14 character, if they get the costume in
15 the Disney character, I will look
16 around, and have a good time,

17 October 23rd from 11 a.m. to
18 2 p.m. This is kind of important,
19 putting all fires out, distribution,
20 some residents get it this week, take
21 your time to read it, it's about the
22 upcoming programs and events, things
23 we will be having in October, the
24 month of October. Look in there,
25 there is a lot of things going on

1 Saturday at the rec center, hopefully
2 a lot more bigger things we will be
3 taking a look in there and stay
4 aware. Also on Friday, September 9TH
5 that was this past week, Gary Baker
6 and 3 other members of the Browns, I
7 believe they are all tight-ends, they
8 had their back to school at the rec
9 center, they passed out backpacks and
10 school supplies to over 95 of our
11 student participants. I was there and
12 as well as police officer **KAZ, there was** pizza.
13 Hopefully, we will have more
14 things like that and many other
15 events. I appreciate it,
16 Mr. Chairman, that's all I have,
17 thanks for listening.

18 MR. ASTORINO: Thank you,
19 Councilman. Move to the Planning
20 Committee, Councilman Troyer.

21 MR. TROYER: The Planning
22 Committee, thank you, Mr. Chairman.
23 As I stated, 3 items on the meeting

1 coming up. We did have a meeting a
2 week from yesterday, a week before
3 yesterday, last week Monday, what we
4 did, we approved 3 requests for
5 aesthetics to construct a a roof over
6 porch at 15383 Harrison that very much
7 increases the value of their home and
8 hopefully help the neighborhood.

9 The second one was a request
10 for aesthetic approval to install
11 signage at 15320 Brookpark Road for Earl's
12 Collision Center, that was approved
13 With some landscaping that's going to
14 be nice over there.

15 And the third one is a
16 request approval to install an 80" by
17 15" canopy at Sun Plum Farmers Market
18 located in U3-A3, that's the old
19 market that's going to be
20 reopened. And again, that was
21 approved, the awning, it's not going
22 to look like the solid fabric one
23 that was blowing in the wind, this is
24 going to be a wood frame with a metal
25 roof that should last. This is going

1 to be a nice improvement and
2 hopefully everyone visits once that
3 market is up and running,
4 it is going to be another Brook Park
5 business.

6 That's all I have tonight.

7 I was at the seniors meeting
8 this morning and they did a Best of
9 Brook Park seniors. They are all the
10 seniors, and would have to agree
11 that was a great event.

12 Thank you.

13 MR. ASTORINO: Thank you. Move
14 to the Safety Committee, Councilman
15 Salvatore.

16 MR. SALVATORE: Thank you,
17 Mr. Chairman. I have no report this
18 evening.

19 MR. ASTORINO: Thank you.
20 Move to Service Committee.
21 Mr. Burgio.

22 MR. BURGIO: Thank you,
23 Mr. Chairman. The Service Committee
24 has no report to submit.

1 MR. ASTORINO: Thank you.
2 Board of Zoning Appeals, Councilman
3 Scott.

4 MR. SCOTT: Thank you,
5 Mr. Chairman. The Board of Zoning
6 Appeals met on Monday, September 12, we
7 had 3 items on our agenda. The first
8 one was a request that 11/2 foot wide
9 sidelot variance to install an
10 above ground swimming pool at 15556
11 Hocking Boulevard, and that was
12 approved.

13 The second one was a 5'
14 side lot variance, line variance to
15 install an above ground swimming pool
16 at 6450 Leslie Drive, and that one
17 was approved, too.

18 And to go on to Councilman
19 Troyer, a request for a variance to
20 operate an electronic message board
21 at 15320 Brook Park Road, Earl's
22 Collision Center and all 3
23 items were approved.

24 Thank you.

25 MR. ASTORINO: Thank you,

1 Council. That concludes the items
2 under letter D. We will move to
3 letter E, which is Report from
4 Special Committees. we will go to
5 Southwest General Health Center
6 Trustee, Councilman Salvatore.

7 MR. SALVATORE: Thanks again,
8 Mr. Chairman.

9 We haven't had a System Board
10 Meeting since my last report. I just
11 came from a Special Meeting of
12 planning our hospital's future and we
13 did identify 6 areas that we can
14 focus on. Our plans should be
15 completed sometime around the end of
16 November, early December to present
17 to the board and I will have more
18 information for Council then.

19 I will be in attendance at an
20 all days Board of Trustees Advance
21 meeting on Friday, October 7TH. The
22 next scheduled System Board meeting
23 will be held on October 12TH.

24 That concludes my report,
25 Mr. Chair.

1 MR. ASTORINO: Thank you. We
2 will move to the Berea Board of
3 Education Committee, Councilman
4 Burgio.

5 MR. BURGIO: Thank you,
6 Mr. Chairman. I have several items
7 to report on. Lots of things
8 happening in the school district. On
9 Monday, September 17th, I will start
10 with a School Board meeting that I
11 attended a week ago Monday. An
12 Appropriation modification change was
13 approved by the board to approve a
14 school bus for \$80,000.

15 The Monday, September 19th
16 meeting was changed to September
19 26th.
20 A new book is being published
21 by the District, the next booklet is
22 being published by district promoting
23 a more friendly welcome and friendly
24 environment at school events and will
25 be made available to all staff
26 members. A district technology was

1 also announced to begin on November
2 19th by the Assistant Superintendent,
3 on safety and security.
4 The Safety and Security Committee
5 updates its security procedures every
6 3 years and it's safety plan
7 annually. Assistant Grozek stated only 20
8 percent of school districts in Ohio
9 are in compliance. He tested the
10 software known as Navigate that every
11 teacher has on their smart phone,
12 as well as first responders such as police
13 and fire personnel. It teaches
14 proper protocol and procedures for
15 easy access should an emergency
16 situation arise. For instance, if a
17 situation developed, a perpetrator
18 was on the second floor of a
19 building, a floor plan could easily
20 be found with this and showing the
21 entire layout, saving time for first
22 responders to act. 4 police officers
23 also contributed to the presentation
24 in regards to the district school

1 resources policy program. The
2 officers in attendance cover Grindstone
3 Brook Park Elementary, Ford and
4 Brookview Elementary. Brook Park officer,
5 **KAZ** was named as the Greater
6 Cleveland Safety Committee Polish
7 Member of the year, hats off to him
8 for all his involvement locally as
9 well as the entire community. Board
10 member, retired Police officer and
11 DARE Officer Fred **Szabo** personally
12 thanked all of these officers for
13 what they do in the school and
14 community. A presentation will be
15 held, called Internet Safety for
16 Parents, this will be held Thursday,
17 September 29th, it will be 7p.m. to 9 p.m.
18 An informational night for parents to

1 understand more about Internet
2 Safety, Cyberbullying, issues that
3 have to do with computers and
4 Internet. The speaker, his name is
5 Jesse **Weinberger**, a nationally
6 renowned internet safety presenter
7 and also an author. This will be
8 again on September 29, Thursday 7 p.m.
9 to 9 p.m.

10 November 16th one of the
11 persons that will be in attendance at the
12 school business meeting, Becky
13 Conrad, the PTA Council President
14 will talk about Let's Talk to our
15 kids about drug prevention and make a
16 presentation at Ford Intermediate
17 School, that will be November 16th at
18 6 p.m. a light dinner and 7 p.m. a
19 presentation. It's a little bit down
20 the road. I thought I would let you
21 know to get it out and also any
22 questions she can answer on this
23 at Bereacouncil@gmail.com.

24 Lastly, this will be the 8th
25 Annual Turkey Trot happening on

1 November 22nd and students
2 participated in nearly a 2-mile run
3 and all proceeds from the funds
4 raised will be divided equally
5 between food banks between the City
6 of Brook Park, Middleburg and Berea.
7 Last year 500 students and
8 staff participated in the event.

9 Lastly, there was an Executive
10 Session for evaluation of personnel.

11 That concludes my report.

12 MR. ASTORINO: Thank you,
13 Councilman. That concludes
14 everything under letter E.

15 Letter F is Reports of Boards
16 and Commissions. We have nothing
17 on the agenda.

18 Letter G, Introduction of
19 Resolutions of Commendation. There is
20 nothing to report.

21 Letter L, this is Reports and
22 Communications from the Mayor.

23 Mr. Mayor.

MAYOR COYNE: Thank you,

1 Mr. Chairman. Just to begin, I think
2 the world knows that we lost a State
3 Trooper who had an individual pulled
4 over for a traffic violation and was
5 killed by a driver who was under the
6 influence of something. Probably the
7 most uncomfortable duty we assign our
8 police officers are those radar guns
9 up on the highway. If I had my way
10 they would not be up there ever, and
11 I mean ever. But it is our job to
12 enforce the laws on interstates going
13 through our community. So we have to
14 put them at risk. So we ask you to
15 stay off your cell phones and pay
16 attention to what's happening when
17 you are driving so we don't lose
18 needlessly another outstanding law
19 enforcement officer. So please be
20 cautious of that whenever you are
21 traveling.

22 Mr. Healy and I met with
23 our financial advisor relative to
24 bonds and we will finalize it this
25 week about the analysis at the rec

1 center. The numbers seem to work and
2 finalize to make a presentation to
3 the Recreation Commission in October,
4 conduct public hearings thereafter
5 for the Members and citizens on the
6 rec center so that there is an
7 understanding what we are proposing
8 and we hope to have legislation
9 and beginning of discussion with Council
10 hopefully by the end of October. So
11 we can move forward on the Recreation
12 Center. It's probably one of
13 the most important decisions that we
14 are going to make since my return
15 here as to what is going to happen
16 with a vital asset to our city, one
17 that's draining assets as well. So
18 before Councilman Mencini asked me
19 that, I thought I would answer that
20 question.

21 Councilman Troyer, I have
22 good news, the dispatch center
23 without unforeseen tragedy, it
24 appears the first of October
25 there will be a transfer of personnel

1 from the dispatch, that's what the
2 director tells me. We have a little
3 bugs to work out with AT&T. That's a
4 load off my mind for that.

5 Following the social media,
6 there was a mention of some kind of a
7 restaurant coming into Bucci's in
8 Berea. The residents were raising
9 issue with what we do here in the
10 City of Brook Park. We have a full
11 time Economic Development Commissioner,
12 yes, he does visit with businesses
13 and we pride ourselves on retaining
14 jobs and creating as many as we can.
15 You may see on the Facebook page, we
16 visited Cuyahoga Machine and cut the ribbon
17 on this new machine and 20
18 employees. The gentleman that owns
company has purchased **BROM TRUCKING** on Engle
Road and is looking to bring
19 some more jobs there. At a
20 future Caucus meeting we will
21 have more information and give a full
22 report on the activities of the City.
23 It's because we have those

1 discussions with our business people
2 that we don't lose them and we keep
3 them as an investor. The assistance
4 we gave him in demolition or buying
5 machines retaining jobs and employment
6 generate taxes in our city. Two
7 gentlemen who left Poland who are
8 working there, two skilledmachinists
9 that came to a America. All I heard
10 from everybody today, why don't we
11 get our young people to go into the
12 skilled trades to see the equipment
13 and technology that's employed there
14 in doing their jobs. It's pretty
15 remarkable and it says and points out
16 what we can do as a nation if we put
17 our minds to it. Mothers will allow
18 their children to become millwrights
19 and electricians and other skilled
20 trades. They will find they have a
21 very good life and the country will
22 be better off for that.

23 Mr. Dolan runs the **HOME**
24 **Assistance Maintenance Program.** By the Board
25 Control we are awarding

1 those to needy people, we have some
2 pretty tragic stories of people
3 getting that assistance.

4 Also on social media I saw, I
5 will pass this on to Council, this is
6 of grave concern to me, in this
7 discussion there is an indication
8 here that some how I am controlling
9 and intimidating the law director. I
10 will give this to the Council
11 President. I think we have had some
12 discussion about this, particularly
13 all I heard about at the beginning of
14 the year how city employees were
15 interacting on social media. If we
16 are going to criticize folks for
17 using this, I don't think we should
18 be hypocritical. This is very
19 disturbing to Members of Council that
20 engage in that kind of talk. It's not
21 even close to being true.

22 Finally, we sat through about
23 4 hours of Council minutes and
24 Council changes in our rules. I wish
25 you luck on all of them, most of them

1 would be an improvement. We didn't
2 get some city business done, I would
3 like for Council in the future to
4 allow us to get our business done. I
5 have continually been criticizing the
6 operation here and I think with good
7 fair arguments. This week I sent
8 over a very simple request that we
9 have Verbal Approval of the
10 implementation of the 'MeToo' clauses
11 in the contract. I sent this over to
12 the Council Clerk. Today I got a memo
13 back from her it's not on the agenda
14 because the President of Council
15 thinks an Ordinance should be
16 passed,. I think he is wrong. We are
17 implementing the 'Me Too' already
18 passed by Council, we are simply
19 having Verbal Approval. The Council
20 is satisfied. The requirement of the
21 state is satisfied. This is
22 something we have done for years.
23 While I think the Council President
24 is wrong, the greatest error is not
25 bringing it forward for discussion,

1 because I believe this is his duty to
2 do and should not be interfered
3 with. This is another example of
4 problems we are having here. The
5 purpose of bringing it forward for
6 discussion for Verbal Approval for a
7 meeting is to air out those
8 differences. He was advised by the
9 law director it was proper and it
10 should be forwarded, there might be
11 some value to what I think. The
12 reality is, this should be processed
13 and there is no good reason why it
14 wasn't brought up for discussion this
15 evening for approval in my opinion.
16 We can't continue to operate this
17 way. This can't be about one
18 person's opinion. We have to move
19 forward in the process of getting our
20 business done, this is a very simple
21 implementation of a 'Me Too' clause in
22 an existing contract.

23 To remind Council what
24 occurred, we had arbitration this
25 year with the Firefighters and there

1 was an award from five to six weeks
2 vacation in their contract.
3 Therefore, it triggers all other
4 union contracts under this 'Me Too'
5 provision. I think five and six weeks
6 vacation for employees in today's day
7 and age is absolutely ludicrous.
8 Through the next negotiation process
9 we hope to address that. Our problem
10 is that why it's immediate and why we
11 would like to get it done as fast as
12 we can, we are probably going to have
13 to pay these employees because it's
14 too late in the scheduled year for
15 people to schedule a 5th or 6th week
16 of vacation here in November. So
17 there is no good reason for that not
18 to be up for discussion this evening
19 even if it was not approved. But it
20 should be on this agenda today for
21 this discussion. I want to make
22 Council aware of this. I believe all
23 of you got copies of that.
24 That is the end of my report.
25 Thank you, Mr. Chairman.

1 MR. ASTORINO: Thank you,
2 Mayor.

3 Any questions to the Mayor
4 from Council? Councilman Troyer.

5 MR. TROYER: Thank you,
6 Mr. Chairman. Mayor, you mentioned
7 the Cuyahoga Machine. How many of
8 those 20 employees are full-time?

9 MAYOR COYNE: To the best of
10 my knowledge, all of them. I would
11 have to check with Mike Dolan for
12 sure, but we have 20 employees there.

13 MR. TROYER: But you are not
14 sure if they are full-time?

15 MAYOR COYNE: I don't have the
16 answer to that question. I will have
17 to look and get the information from
18 Mr. Dolan.

19 MR. TROYER: Can you offer any
20 insight on the Quiet Zone on Sheldon
21 Road, because it was mentioned to me,
22 talking to the director?

23 MAYOR COYNE: Can you speak
24 into your microphone?

25 MR. TROYER: Can you offer any

1 time or anything on the Quiet Zone on
2 Sheldon Road.

3 MAYOR COYNE: We are working
4 as fast as we can. Work is at a
5 snails pace. It's a problem with the
6 Federal government. Locally we have done
7 all we can to move that forward, it is
8 in cooperation with the City of Berea.
9 I am looking for Mr. Dolan maybe at
10 the next Caucus and talk about
11 programs that we have going and maybe
12 it's something we can address at that
13 meeting.

14 MR. TROYER: Thank you.

15 MAYOR COYNE: You are welcome.

16 MR. ASTORINO: Council, any
17 other questions to the Mayor?
18 **Mr. Astorino:** Mayor, what I would like to
19 do is address your comment for no
20 good reason. We did receive
21 something from your office on
22 Wednesday about the 'Me Too'
23 agreement. On Thursday morning the
24 Clerk sent a memo over to the law
25 department asking legislation be

1 drafted for the adoption of this. We
2 did not receive anything until Friday
3 morning. The memo that we received
4 from the law department, states that the
5 Mayor's office has already requested
6 legislation on this matter. Our
7 rules on creating an agenda, anything
8 that's going to go on the agenda for
9 the next meeting we should have
10 by Thursday by 4:30. So when we
11 received the memo Friday morning, we
12 went forward with the preparation of
13 the **packet and packet for the Council**
14 meeting. It wasn't until about 2:30 p.m.
15 or 2:45 p.m. that we heard from the
16 law director basically saying it was
17 going to be just placed on Verbal
18 Approval. We already had the **packets**
19 prepared, it would have taken a lot
20 longer to do that and was outside of
21 our time. I did look at the 'MeToo',
22 I saw the payments, some of the
23 payments aren't going to be made
24 until December, so the planning can
25 be done. I have full confidence that

Council will move on it

1 appropriately. There is certain time
2 limits we have for the preparation of
3 packets and there is some concerns on
4 whether or not it can be done by
5 Verbal Approval. I had a previous
6 discussion with the law director
7 about that, told her I would look at
8 it. This became a situation if she
9 would have related on Thursday to
10 wait until Friday afternoon, there
11 wasn't enough time to get it on the
12 agenda. With it not being such an emergency
13 matter, I made the
14 decision to wait until the next
15 meeting to do that. That's the
16 reason I acted in the manner I did.

17 MAYOR COYNE: Why didn't you
18 call me?

19 MR. ASTORINO: Call you when?

20 MAYOR COYNE: Call me at any
21 time, when **the clerk** received it. I
22 requested something, it was timely
23 for this agenda. By the clerk's response
24 you were questioning whether that

1 Ordinance had been passed or not.
2 The law director asked me about your
3 requirement. I inquired technically I
4 don't think we have to have Verbal
5 Approval, Greg felt he would be more
6 comfortable if we do the
7 implementation of the 'Me Too'. As you
8 know, it is already in the contract.
9 The arbitrator's decision triggered
10 that, therefore, you should have
11 called me, I would explain that to
12 you. The law director really has no
13 role in what I present, therefore, it
14 was put on the agenda. We could have
15 had this discussion and a
16 determination made and acted on this
17 evening. So the point is you should
18 have conversed with me, it is my
19 proposal, it's my legislation, you
20 should have called me about this and
21 I believe in your knowledge and your
22 experience we could have resolved
23 this in about five seconds. There is no
24 reason why it wasn't on tonight's
25 Council agenda.

1 MR. ASTORINO: There is a
2 reason, it's not one you arrange in a
3 second.

4 MAYOR COYNE: What is the
5 reason?

6 MR. ASTORINO: When we put the
7 request on Thursday morning, that
8 legislation to be drafted, we
9 received a response on Friday morning
10 that your office already requested
11 legislation so we waited for
12 legislation.

13 MAYOR COYNE: Whose "We" and
14 WHY did you ask for anything from the
15 law department. I had requested as
16 the Mayor for a Verbal Approval of
17 this measure for discussion. The law
18 department has nothing to do with it,
19 it should have been on this agenda
20 and you could have asked your
21 questions, we could have had that
22 discussion. When I talked to Carol I
23 said I am not having legislation, we
24 talked about this, we are going to
25 have Verbal approval for

1 implementation of 'MeToo', and she
2 forgot about that conversation. Why
3 are you calling the law department
4 about something I proposed, you
5 should have called me. That's what
6 you think, that's fine. You maybe
7 right. I don't think in this case
8 that you are. You have no right to
9 question when you ask for something
10 to be put on there, I would disagree
11 with it, I will come to the meeting
12 and state my argument. You have no
13 right to arbitrarily interfere with
14 what I propose, you could have called
15 me and I could have explained it to
16 you. We still may have disagreed,
17 nonetheless, but you didn't. That's
18 my point. Hopefully we can get it
19 on the next one.

20 MR. ASTORINO: Council, any
21 other questions to the Mayor? Seeing
22 none, we will move to Letter I
23 Reports and Communications from
24 Departments, Commissions and other
25 Public Officials. We will move to the

1 City Engineer, Mr. Piatak.

2 MR. PIATAK: Thank you,
3 Mr. Chairman. A couple of items to
4 report on today. The 2016 Sidewalk
5 Repair Program, that's Smith Road
6 east all the way to West 130th.
7 Letters started going out last week,
8 I know the Service Department has
9 been receiving some calls about some
10 of the letters that were received.
11 Just for Councils' information, every
12 year we do this program, we go out to
13 bid for the sidewalk work and, you
14 know, the resident cost is going to
15 be based on bids that we receive in
16 this competitive bid process. The
17 blocks did go up, the resident cost
18 went up for the replacement, it went
19 up from \$100dollars to \$105 dollars
20 for the replacement. So we are not
21 doing the grinding or slab jacking
22 due to the issues that we came to in
23 the field and issues that were
24 brought to our attention by the
25 residents. If we are going, if

1 it's going to cost another \$40 bucks I
2 would have had it replaced. Those two
3 options were, have been eliminated
4 from the fall project.

5 The Smith Road Phase **IV** Sewer
6 Project, mainline installation is
7 well under way. If you go through
8 there, we have over 1400 linear
9 feet of four-inch in the ground.
10 At this pace we should have that
11 install completed by mid-to-late next
12 week, after which the contractor will
13 fall back and do the lateral
14 connections. That project is
15 definitely moving and we still
16 anticipate a December completion
17 date. Of the 24-inch pipe
18 underground

1 The Michael Drive reconstruction
2 **Phase V**, that's Snow Road to Hummel
3 Road. We had point repairs on the
4 storm and sanitary sewers over there,
5 those are
6 complete. The contractor is wrapping up
7 catch-basin replacement.

8 Starting next week is
9 tentative to start the pavement
10 removal operation, that will begin on
11 the westerly side of the pavement or
12 on the southbound lane. We will
13 maintain northbound traffic through
14 that construction zone as we
15 progress, mainline, first mainlane
16 concrete pour is tentatively
17 scheduled for the first week of
18 October. So a lot of activity going
19 on there.

20 Fry Road Reconstruction that's
21 that's Snow to Holland, **Phase 1**
22 section which is the 2016 section from
23 Holland to Sylvania, we anticipate some
24 sewer work and catch-basin work

1 starting next week and northbound
2 traffic will be maintained through
3 these construction zones as well.

4 The Brookdale Avenue Project,
5 the construction, the reconstruction
6 of the waterline project, plans are
7 just about wrapped up and we have
8 submitted the application for the
9 waterline through Cleveland
10 Water and are anticipating
11 some kind of notice from them in
12 October if that project was going to
13 be approved.

14 The NEORS, the Community
15 Waters project, the community cost
16 share fund, it's through the water-forum
17 program, they collect on behalf of
18 the city. The service department
19 and I are currently wrapping up some
20 of the paperwork on buying a chain
21 cutter, scraper to clean some of the
22 metal deposits out of the sewers that
23 we are looking to start to spend some
24 of those funds that are being
25 collected under that program. Also

1 the Sewer District has a new program
2 that was approved by their board late
3 last week. It's called the Member
4 Community Infrastructure Program.
5 They will provide **75%** of the
6 funds for an approved project that
7 addresses water quantity and quality
8 issues, that are associated with a
9 sewer infrastructure that adversely
10 impacts human health and
11 environment. So we have a couple of
12 projects, at least one project we
13 want to meet with them and talk
14 about. I can keep everyone up to date
15 as that process moves forward.

16 The Ohio Public Works
17 Commission, the State Capital
18 Infrastructure Program application,
19 for the Holland Reconstruction. Applications
20 is going down to the County Planning Commission
21 on Friday, September 23rd. The
22 application is just about done and I
23 know there is some companion piece of
24 legislation that is still under

1 discussion with City Council and I
2 think it's going to be on the next
3 Caucus agenda, But the application
4 will be submitted down to the county
5 and assuming that Council passes it,
6 we can submit that legislation after
7 the application is submitted. So
8 hopefully that will be forwarded in November.

9 Lastly, to address
10 Mr. Troyer's question on the Quiet
11 Zone over on Sheldon Road, I will
12 talk with Mike Dolan and we will come
13 up with some sort of presentation and
14 include some information when he
15 comes to speak at the Caucus meeting.

16 That's all I have this
17 evening.

18 MR. ASTORINO: Thank you,
19 Mr. Piatak.

20 Council, any questions to the
21 engineer? Councilman Burgio.

22 MR. BURGIO: Thank you,
23 Mr. Chairman. If the resident has
24 questions about basic programs, the

1 sidewalk that is marked and it looks
2 like it's in good shape, can they
3 talk to somebody about that and have
4 a discussion about that? Who can
5 they talk to?

6 MR. PIATAK: They should just
7 call down to the Service Department,
8 the phone number is on the letter received.
9 They should call down. The inspector has
10 been talking to the residents in the
11 evenings. He has been
12 meeting with people and talking to
13 them. If there is a question, have
14 them call down to the Service
15 Department and Ray will go out and
16 help them.

17 MR. BURGIO: That's on the
18 letter to call?

19 MR. PIATAK: Yes.

20 MR. BURGIO: That's all.

21 MR. ASTORINO: Councilman
22 Scott.

23 MR. SCOTT: When do you think

1 the sidewalk actual repair work will
2 be done?

3 MR. PIATAK: I would suspect --

5 MR. SCOTT: Just a ballpark.

6 MR. PIATAK: I would suspect
7 October probably for a few weeks,
8 depending on the weather, then we
9 will resume in the Spring.

10 MR. SCOTT: Those are all the
11 questions I have.

12 MR. ASTORINO: Councilman
13 Mencini.

14 MR. MENCINI: Thank you,
15 Mr. Chairman. That's a good report,
16 you covered a lot of things you
17 covered 2 weeks ago to keep us
18 informed of all of those projects
19 going on. The sidewalk inspector you
20 talked about, I get a lot of calls on
21 the sidewalk, a lot of them out of
22 ward, as I hear from the residents he
23 has done a pretty good job, if you
24 can give him props.

25 The Road projects, any chance

1 we will get that back into this year
2 instead of next year?

3 MR. PIATAK: 2016 versus 2017
4 you are asking?

5 MR. MENCINI: Yes.

6 MR. PIATAK: Inquiries to the
7 state went unresponded to.

8 MR. MENCINI: So 2017?

9 Mr. Piatak: Yes.

10 MR. MENCINI: On the Fry Road
11 project, obviously that is in my
12 ward, I am ecstatic that is going to
13 get started, a lot of residents they
14 are excited themselves. Just the one
15 question I have, the 2016 work
16 between Sylvia and Holland, obviously
17 in the mornings and afternoon that's
18 a heavily traveled roadway. Just out
19 of curiosity, we started with the
20 2016 again between Sylvia and
21 Holland, that's just going to be
22 catch-basins and things of that
23 sort?

24 MR. PIATAK: I'm sorry if I
25 wasn't clear, the phase that we are

1 going to complete this year would be
2 the catch-basins, the pavement tear-
3 out, new curbs, and under-drains. It
4 would be for all practical purposes a
5 complete project and will have new pavement.

6 MR. MENCINI: From Sylvania --

7 MR. PIATAK: Sylvania to
8 Holland.

9 MR. MENCINI: Okay, I will let
10 that one go. The only thing maybe I
11 am asking, I know with the school
12 buses and school going on in
13 the fall, in the winter it's just a
14 heavily traveled roads, anyway, I
15 guess it is 2016, 2017, why was the
16 reason picking 2016 there between
17 Sylvania and Holland?

18 MR. PIATAK: With the
19 construction phasing I felt the
20 project was too long so the fact is
21 when the authorization comes through
22 and plan development is approved and
23 complete and approvals are secured, I
24 didn't feel comfortable letting that

1 long of a project for now for the
2 entire project. So the plans
3 addressed breaking it up into 3
4 separate sections, the Sylvia to
5 Holland section was the first section
6 to go.

7 MR. MENCINI: I am all for
8 that answer, I am all for getting it
9 done. Thank you very much.

10 One of the other things I
11 kind of overlapped when Mr. Troyer
12 was going on, I got 3 calls within
13 the last 8 days about the train
14 traffic. I want to have a private
15 conversation with you about that.

16 MR. PIATAK: Sure.

17 MR. MENCINI: Thank you,
18 Mr. Chairman.

19 MR. ASTORINO: Councilwoman
20 Powers.

21 MRS. POWERS: Thank you,
22 Mr. Chairman. I had many calls
23 especially from the Fairlawn area
24 this past week and I went over and
25 drove and walked through the entire

1 Fairlawn area and those people are
2 very concerned and I am concerned, I
3 brought in pictures tonight of
4 sidewalks that were marked that they
5 have one small lift or sinking spot
6 on maybe one concrete block and there
7 are as many as 9 are being marked.
8 These are older residents and they
9 say; I don't have the money now, I am
10 not going to have it by October 18,
11 why does it need to be replaced.

12 And the other complaint was
13 that when there was a sidewalk that
14 needed to be replaced it was because
15 the City's treelawn tree had pushed
16 the sidewalk up. But I didn't bring
17 all the pictures that I made, but as
18 I said I walked every street, I must
19 have seen at least 50 blocks that
20 were not real problems, no cracks and
21 just a small lift where it looks to
22 me they could either be leveled or
23 just left alone because they are not
24 that serious. As one man said;
25 nobody walks down his sidewalk

1 anyway.

2 What can we do about these
3 people that are getting these blocks
4 marked that are perfectly good blocks.
5 Why would we want to talk to
6 these people and spend the money that
7 it would cost to lift them, to
8 dispose of them, to put them in a
9 landfill where they will be there
10 forever, just to put down new
11 concrete when the concrete that's
12 there is perfectly good.

13 Thank you, Mr. Chairman.

14 MR. PIATAK: I would be
15 shocked if there were perfectly good
16 blocks that were marked. So the
17 inspector had some reason to mark a
18 block, if its marked its to be
19 replaced. I would be happy to meet
20 you, I would be happy to meet with
21 the residents, I would be happy to
22 get the inspector over there to
23 explain to all his logic on why
24 certain blocks were marked. We can
do that at any time. I would be

1 happy to do that. The inspector who
2 had been doing that, and he did that
3 in the last program and he is doing
4 it in this program. It is an
5 optional program, if the resident
6 does not want to participate, the
7 resident does not have to
8 participate. If the resident wants
9 less blocks, when we meet with the
10 inspector, maybe the inspector was
11 overzealous on what he had marked. I
12 don't know, we would have to evaluate
13 it on a case by case basis.

14 Let me know when you are
15 available, I will be happy to meet
16 you and we will look at each of them.

17 MRS. POWERS: If the resident
18 chooses not to participate what is
19 the consequence?

20 MR. PIATAK: At this point I
21 am not aware of any consequences.

22 MRS. POWERS: When would you
23 like to make this date and go over
24 there? I am available tomorrow and
25 just about any date next week.

1 MR. PIATAK: I can check my
2 calendar and talk with you after.

3 MRS. POWERS: Thank you,
4 Mr. Chairman.

5 MR. ASTORINO: Mr. Mayor.

6 MAYOR COYNE: I will explain
7 this again. The sidewalks in the
8 City of Brook Park are the
9 responsibility of the homeowner,
10 period, and, therefore, if they are
11 in violation they could either
12 participates in this program or can
13 be assessed in accordance. The
14 reason we started with the 50/50
15 program, we recognized, as I
16 explained to the seniors today and I
17 will explain to the general public.
18 The trees on the treelawns, the
19 treelawns are not substantial enough
20 to retain those trees that are
21 planted. So we recognize some
22 responsibility on our part because of
23 these conditions, therefore, it is a
24 50/50 program. This year if you
25 don't have the money, we will be back

1 again next year with another phase.
2 Save the money, it only went up \$35.00
3 a block. If you had 3 blocks
4 it would have been \$315.00, then
5 next year it will be \$320.00; you can use
6 Visa or MasterCard. If they go
7 through the program 3 times and fail
8 to respond, they would have to be
9 assessed, they will have to pay \$200.00
10 hundred dollars a block, or whatever
11 the cost may be. We hope to keep this
12 ongoing and get these sidewalks
13 repaired.

14 For the folks that say; we
15 don't ever walk on the sidewalk,
16 that's one of the things we get all
17 the time, we don't walk on the
18 sidewalks, blah, blah, blah. And we
19 will have the inspector go out and
20 determine that. So everyone is
21 clear, the sidewalks belong to the
22 residents of the city.

23 MR. ASTORINO: Thank you.
24 Councilman Troyer.

 MR. TROYER: Thank you,

1 Mr. Chairman. I would like to make a
2 comment, if I can get a comment back
3 that would be fine.

4 I would just like to
5 recommend, if at all possible, we
6 inspect Phase 1 for next year before
7 the end of the year so we can have a
8 good count on what we need to
9 appropriate in the budget for Phase 1
10 next year. That's it. Thank you.

11 MR. ASTORINO: Council, seeing
12 no other questions for the City
13 Engineer, we can move to the Service
14 Director, Mr. Cayet.

15 MR. CAYET: Thank you,
16 Mr. Chairman. There is a few things
17 to discuss.

18 In the last couple of weeks
19 the timbers have been taken down and
20 stainless brackets have been put in
21 place on the lights at the football
22 field. The cords have been changed
23 on those lights, they have been
24 rotting out and the lights, there is
25 about 5 of them that were burned out,

1 they have been repaired. All the
2 junction boxes under the doors are
3 rotten and falling off the box
4 and have been repaired.

5 Next we will be looking at
6 the practice field. The Mayor asked
7 me to take a look at that and see
8 what we can do with that.

9 The pavilions out at Kennedy
10 Park, if you went by there, notice the
11 new steel roofs are done and that job
12 is complete. I think it dressed up the
13 park very nice, it looks good over
14 there. Next crews will be starting on
15 concession stands or the score booth
16 over at the Forbes-Hufsey fields and
17 the painting of the streets were done
18 with the painting of the lines, we
19 had to do crosswalks and stop bars.
20 I just ask the residents to be
21 careful, these are guys are out on
22 the streets, they do put up cones and
23 they do block the trucks with arrows,
24 so did the police officer up on 90
25 that got killed. I ask that you be

1 patient, you might be inconvenienced
2 for a little bit, it takes about 15
3 minutes for that paint to dry, then
4 they could open those lanes back up.

5 One last thing, tomorrow the
6 bridge, the train bridge over an
7 intersection that we share with
8 Middleburg Heights and Berea at
9 Sheldon and **Eastland**, that will be
10 closed from 8:00 a.m. until they are done
11 they say 8:00 a.m. to 4:00 p.m. but might be
12 done earlier than that. They are doing a
13 thorough inspection of the rail
14 bridge that goes over that road.
15 There are detour signs that have been
16 put up, they are covered right now,
17 tomorrow morning they will be opened
18 up and detours will be set for those
19 trucks and people that are passing
20 through our city.

21 That's all I have,
22 Mr. Chairman.

23 MR. ASTORINO: Thank you.
24 Council, any questions for the
25 Service director? Councilwoman

1 McCormick.

2 MS. MCCORMICK: Through the
3 chair to the service director, I
4 wanted to thank and commend the
5 service department for the work on
6 the catch-basin they did on Park
7 Drive, The residents
8 complained about that and recently
9 yourguys were out and fixed that up.
10 I am sure everybody was happy about
11 that. Thank you.

12 MR. CAYET: Through the chair,
13 I will pass that along.

14 MR. ASTORINO: Mr. Mencini.

15 MR. MENCINI: Lou, as you
16 mentioned on this Kennedy Park area,
17 I will kind of take that to another
18 area, it was the lot, the playground,
19 a lot of our municipality and a lot
20 of compliments to a lot of residents
21 how good they look. It is now trimmed
22 and cut. They look very good. Kennedy
23 Park in particular. You can see the
24 activity going on there most evenings

1 and most weekends. So you can pass
2 that compliment on. Compared to last
3 year, how are we doing with the
4 rubbish disposal, the yard waste and
5 rubbish disposal down at the garages
6 during the week days and Saturday, is
7 it about the same or has it
8 increased this year?

9 MR. CAYET: Through the chair
10 to the Councilman. The yard waste
11 dumpsters have worked out very well
12 for the city. It was kind of hard
13 for the people to get used to it.
14 Now, we are getting more compliments
15 from the residents that are bringing
16 stuff down, because they cut their
17 grass on Tuesday and their rubbish is
18 picked up on Friday, they can bring
19 their grass down on Tuesday.

20 Also we have seen a lot of
21 large stuff they are bringing down,
22 like shrubbery, cutting trees down,
23 limbs, stuff like that. They wouldn't
24 have necessarily done that or put it
25 on the lawn because it would be too big

1 for our guys to pick it up. So it's
2 been going very well. Probably, if
3 we get 10 visitors down there,
4 probably 7 of them are bringing rubbish
5 down to put in the rubbish
6 truck that is provided. Once again,
7 we will continue to do yard waste
8 once the grass stops growing and we
9 are going to the leaf pickup program
10 soon here. I just talked to the
11 service director yesterday at
12 Middleburg Heights, we are going to
13 share again with them the disposal of
14 our leaves. We take them over to
15 their old sewage plant over there on
16 Sheldon and will be sharing the cost
17 to transport them to Kurtz Brothers
18 for to be recycled.

19 The Parks and Playgrounds,
20 these 2 fellows that work on those
21 weekly and fellows that fill in for
22 them when they go on vacation, the
23 football field looks terrific. I saw
24 on social media some pictures, a lot
25 of people were happy with the way

1 they looked. We will be using the
2 pink ribbons again and pink numbers
3 next month due to Breast Cancer
4 Awareness. There is some other things
5 that will be going on with that
6 through the city.

7 MR. MENCINI: Thank you. It
8 almost looks like Spring.

9 That's all I have,
10 Mr. Chairman, thank you.

11 MR. ASTORINO: Councilman
12 Salvatore.

13 MR. SALVATORE: Thank you,
14 Mr. Chairman. Some of the other
15 comments, I received a couple of
16 phone calls from residents that
17 complimented the Service Department
18 on a job well done in the park area.
19 It really looks nice.

20 MR. CAYET: Thank you, through
21 the chair. Thank you Councilman.

22 I would like to ask the
23 residents, it's a peeve of ours, we
24 put up signs "Don't Park on the
25 Grass" over there, I don't want them

1 to get a ticket or be towed or get
2 stuck over there. There is signs up
3 there and posts up not to park on the
4 grass. Every night I go by and
5 people park on the grass. I ask the
6 residents, if you don't want a ticket
7 or be towed, please don't park on the
8 grass. There is plenty of parking
9 down at the football parking lot back
10 here and where the bathrooms are
11 also. So I ask the residents, please
12 stay off the grass. Thank you.

13 MR. ASTORINO: Councilman
14 Troyer.

15 MR. TROYER: Thank you,
16 Mr. Chairman. Through the chair to
17 the Service Director. Mr. Cayet,
18 there has been a lot of changes, I
19 read some something on one of
20 committees about employees in the service
21 department. I am just wondering how
22 many full time employees you have now
23 in the whole Service Department?

24 MR. CAYET: What's your
25 question?

1 Mr. Troyer: How many full
2 time employees do you have in the
3 Service Department?

4 MR. CAYET: Everybody that
5 works there is full-time.

6 MR. TROYER: How many
7 employees do you have in the Service
8 Department?

9 MR. CAYET: I believe we have 43.

11 MR. TROYER: Thank you.

12 MR. ASTORINO: Seeing no other
13 questions for the Service Director.
14 Move to the Safety Director,
15 Mr. Byrnes.

16 MR. BYRNES: Thank you,
17 Mr. Chairman. I want to report
18 tonight we are still operating the
19 speed monitoring trailer. A couple
20 of Council people have requested some
21 locations and file those requests. If
22 anybody has any requests, go through
23 the Mayor's office because it's
24 Presidential Election Season, we are
25 still getting airplanes at Hopkins

1 for candidates. We have another one
2 coming tomorrow. It's takes time for
3 our police department to protect the
4 west end of the airport, it's a
5 hectic situation at least,
6 they are covering it very well.

7 I would like to take a moment
8 and thank you, Mr. Burgio, for mentioning
9 the Brook Park Officer **KAZ**, who has
10 done an excellent job with this
11 program, he has poured himself into
12 it. He teaches at the school, he is
13 busy all year long and has resurrected
14 that program; thank you for noticing.
15 That's my
16 report for tonight.

17 MR. ASTORINO: Any questions
18 for the Safety Director?
19 Mr. Mencini.

20 MR. MENCINI: I am one of
21 the Councilmen you talked about, I
22 know the speed trailers are out, I
23 have seen our police force out the
24 past two, three weeks, they are out there
25 watching the speeds. I know that

1 first hand. So they are out there,
2 they are doing a great job. I know
3 the fire department, they have helped
4 out very, very often, so the safety
5 force is doing a great job also.

6 This is not really to you,
7 it's to everybody here. I would ask
8 the Members of Council, our audience,
9 and we have a former Councilperson who is
10 going through a tough time right now.
11 I know the Mayor, Councilman
12 Salvatore, Councilman Burgio. **Ray**
13 **Barr's** daughters' are in Fairview
14 Hospital, in the ICU. Please keep
15 them in your prayers. The mother is
16 Tina so keep them in our prayers. They'll
17 appreciate that.

18 That's all I have,
19 Mr. Chairman, Thank you.

20 MR. ASTORINO: Councilman
21 Scott.

22 MR. SCOTT: Through the
23 chair. The residents of Middleburg,
24 are not pleased about the signs.

1 and appreciate the complaining has
2 stopped. I appreciate it put over
3 there.

4 Thank you.

5 MR. BYRNES: Thank you.

6 MR. ASTORINO: Councilman
7 Burgio.

8 MR. BURGIO: Thank you,
9 Mr. Chairman. Dave, I would add to
10 that that Officer **KAZ**, as he is
11 affectionately known as, in his
12 ability he has shown in the
13 community. We see him involved in
14 Brook Park Watch, a lot of valuable
15 information for residents. They
16 appreciate him, too. He does a good
17 job. He is authentic, he loves to do
18 it.

19 MR. BYRNES: Well, great.

20 MR. BURGIO: Thank all of you.

21 MR. ASTORINO: Councilman
22 Troyer.

23 MR. TROYER: Thank you,
24 Mr. Chairman. I also have an
25 affinity for Officer **KAZ**. I do attend

1 the **Neighborhood Watch Programs** and
2 speak at almost every one of them.

3 Through the chair to Safety
4 Director, Mr. Byrnes. I just have a
5 couple of questions, I don't know
6 what you can tell me, maybe you have
7 to tell me off mic later. How many
8 police officers do we have on the
9 force? How many firemen do we have on
10 the force? As far as the police go
11 what is the annual crew on the police
12 force? Can you answer those three
13 questions.

14 MR. BYRNES: I can tell you on
15 the fire department we have 30
16 members; the chief, assistant chief
17 fire inspector and 3 shifts of 9
18 fire suppression personnel over
19 there.

20 The police department, off
21 the top of my head, 36, 38 counting
22 the chief and captain. We have I
23 think about a dozen auxiliaries that
24 are helping out and sever office people.

1 So how much more detail do
2 you want, Councilman? I can meet you
3 afterwards and tell you.

4 MR. TROYER: I figured you
5 wouldn't want to give that out.
6 Thank you.

7 MR. ASTORINO: No others questions
8 thank you, Mr. Byrnes. Go to the Assistant
9 Law Director, Mr. Sackett. Sackett.

10 MR. SACKETT: No report,
11 Mr. Chairman.

12 MR. ASTORINO: Council, any
13 questions of the law
14 department? Seeing none, we will move
15 to the Finance Director, Mr. Cingle.

16 MR. CINGLE: The Finance
17 Department is in the processes now of
18 preparing an Ordinance amending the
19 2016 Appropriations. We hope to
20 finalize that tomorrow and over to
21 the Mayor to introduce to the Council and
22 hope to have it discussed at next weeks' Caucus
23 meeting. Mr. Chairman, I don't know if

1 you want me to go through the
2 Resolutions that are on First
3 Reading that are on tonight's agenda
4 or do you want me to wait until --

5 MR. ASTORINO: You can do
6 that, I would appreciate if you do it now.

7 MR. CINGLE: Under First
8 Reading, **the first Resolution, they**
9 **are all time-sensitive.** The first
10 Resolution is 26-2016, it designates
11 the Depositories of the Active Funds
12 of the City of Brook Park, Ohio for a
13 period of 5 years beginning October
14 7, 2016. Active funds are the bank
15 accounts for the city, so it would be
16 similar to your checking account,
17 your home checking account. So again
18 active funds are the bank accounts
19 for the city and they will provide
20 banking related items on a daily
21 basis.

22 Resolution 27-2016
23 Designating the Depositories of the
24 Interim funds of the City of Brook
25 Park, Ohio for a period of 5 years

1 beginning October 7, 2016.

2 These are deposits of Interim
3 Funds, these are investments, think of a
4 CD you purchase, they
5 are investment funds of the city.
6 Please note that for Resolutions No's
7 26-2016 and 27-2016; under Resolution No.
8 26-2016, the depositories are
9 collateralized to **105% of value plus**
10 insurance. So the dollars are
11 collateralized. The interim funds,
12 the financial institutions that we do
13 business with, they do sign the
14 investment policy that the city has
15 in place, that was approved by
16 Council. That investment policy
17 was prepared in accordance with
18 Senate Bill 81, so all funds that are
19 invested by the city are again
20 protected.

21 Resolution No. 28-2016 sets the he
22 amounts and rates determined by the
23 Budget commission. This item is also
24 time-sensitive. These amounts and
25 rates were established once the

1 Council approved the 2016 Tax Budget
2 earlier in the year. This is another
3 housekeeping item that Council approves
4 each year. There is no change from
5 the previous years, so again, all three
6 items are time-sensitive and I
7 appreciate Council's consideration for
8 **hopeful passage later this evening.**

9 That concludes my report,
10 Mr. Chairman.

11 MR. ASTORINO: Thank you,
12 Mr. Chairman. I appreciate the
13 explanation on numbers one and two. Based
14 on our conversation today, you are
15 okay with Council changing them from
16 Resolutions to Ordinances?

17 MR. CINGLE: Yes, sir.

18 MR. ASTORINO: Council, we
19 will be changing two Resolutions to
20 Ordinances under First Reading.

21 Council have any questions to
22 the Finance Director? Councilman
23 Troyer.

1 MR. TROYER: Thank you,
2 Mr. Chairman. Through the chair
3 to the Finance Director. Mr. Cingle,
4 getting back to the **Resolution No.**
5 **26-2016 and 27-2016**, you have
6 an amount of \$20 million dollars;
7 is that per year, is that
8 split up, over five years? How does that
9 work?

10 MR. CINGLE: Through the chair
11 to Councilman Troyer. That is per
12 year.

13 MR. TROYER: Thank you.

14 MR. ASTORINO: That concludes
15 the items under letter I. We will
16 move to letter J, Other
17 Communications and Petitions and Verbal Approval
18 Introduction of New Legislation: J-1
19 is an amendment to Council Rule No. 5. Council
20 these rule amendments were provided
21 in your packet, they are under verbal
22 approval for tonight's agenda. If
23 you have any questions or we can
24 just make a motion to approve Rule
25 No. 5.

1 MR. ASTORINO: On this portion the
2 the clerk inserted at the bottom of the page
3 of the page amendment, the pagenumber.

4 MS. McCORMICK: Motion to approve
5 the Council amendment for Rule No. 5.

6 MR. TROYER: Support.

7 MR. ASTORINO: Any discussion
8 on the motion for Verbal Approval?
9 Seeing none, we will call
10 the roll.

11 THE CLERK: McCormick?

12 MS. MCCORMICK: Yes.

13 THE CLERK: Troyer?

14 MR. TROYER: Yes.

15 THE CLERK: Powers?

16 MRS. POWERS: Yes.

17 THE CLERK: Mencini?

18 MR. MENCINI: Yes.

19 THE CLERK: Scott?

20 MR. SCOTT: Yes.

21 THE CLERK: Burgio?

22 MR. BURGIO: Yes.

23 THE CLERK: Salvatore?

24 MR. SALVATORE: Yes.

1 MR. ASTORINO: Okay, the
2 amendment to Rule number 5 has been
3 approved, we move to item J-2, which
4 is an amendment to Council number 11.

5 **MS. McCORMICK:** Motion to approve
6 Council Rule number 11.

7 **MR. TROYER:** Support.

8 MR. ASTORINO: There has been
9 a motion to approve the amendment to
10 Council rule number 11. Is there any
11 discussion? Seeing none, we will call
12 the roll.

13 THE CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 THE CLERK: Troyer?

16 MR. TROYER: Yes.

17 THE CLERK: Powers?

18 MRS. POWERS: Yes.

19 THE CLERK: Mencini?

20 MR. MENCINI: Yes.

21 THE CLERK: Scott?

22 MR. SCOTT: Yes.

23 THE CLERK: Burgio?

24 MR. BURGIO: Yes.

25 THE CLERK: Salvatore?

1 MR. SALVATORE: Yes.

2 MR. ASTORINO: Okay, the amendment
3 to Council Rule number 11 has been
4 approved under Verbal Approval. We
5 will move to J-3, which is an
6 amendment to Council Rule number 25.

7 MS. McCORMICK: Motion to approve
8 the amendment to Council Rule number
9 25.

10 MR. SCOTT: Support.

11 MR. ASTORINO: There has been
12 a motion to give Verbal Approval to
13 Council Rule number 25, properly
14 supported. Any discussion? Seeing
15 none, we will call the roll.

16 THE CLERK: McCormick?

17 MS. MCCORMICK: Yes.

18 THE CLERK: Scott?

19 MR. SCOTT: Yes.

20 THE CLERK: Burgio?

21 MR. BURGIO: Yes.

22 THE CLERK: Salvatore

23 MR. SALVATORE: Yes.

24 THE CLERK: Troyer?

25 MR. TROYER: Yes.

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THE CLERK: Powers?

MRS. POWERS: Yes.

THE CLERK: Mencini?

MR. MENCINI: Yes.

MR. ASTORINO: Amendment to Rule number 25 has been approved under Verbal Approval. We will move to J-4 which is a proposal for Council Rule number 29.

MS. McCORMICK: Motion to approve Council Rule 29. rule number 29 --

MR. TROYER: Support.

MR. ASTORINO: There has been a motion to accept the new proposal for Council Rule number 29, properly supported. Any discussion? Seeing no discussion, we will call the roll.

THE CLERK: McCormick?

MS. MCCORMICK? Yes.

THE CLERK: Troyer?

MR. TROYER: Yes.

THE CLERK: Powers?

MRS. POWERS: Yes.

1 THE CLERK: Mencini?

2 MR. MENCINI: No.

3 THE CLERK: Scott?

4 MR. SCOTT: No.

5 THE CLERK: Burgio

6 MR. BURGIO: No.

7 THE CLERK: Salvatore?

8 MR. SALVATORE: No.

9 MR. ASTORINO: Okay, 3 to 4

10 Council Rule number 29 does not
11 pass.

12 We have several items that
13 are being introduced as a new
14 legislation. We have an Ordinance
15 Introduced by Councilwoman McCormick,
16 An Ordinance creating Brook Park Charitable
17 Program. We will place in the Legislative
18 Committee.

19 We have an Ordinance that's
20 been introduced by Councilmembers
21 McCormick, Troyer, Powers, and
22 Council President Astorino. An Ordinance
23 Authorizing the renewal of the Brook Park
24 Home Maintenance Assistance Program, the
25 data map for 2017. We will place this in
26 the Finance Committee.

1 We have an Ordinance
2 Introduced by Mayor Coyne. An
3 Ordinance enacting Section 529.022
4 of the Brook Park Codified Ordinances
5 entitled 'Unauthorized Sale to
6 Underage Person on Private Property
7 and declaring an emergency. We will
8 place that in Legislative Committee.
9 We have an Ordinance
10 Introduced by Council President
11 Astorino. An Ordinance enacting
12 Section 509.15 of the Brook Park
13 Codified Ordinances entitled
14 'Prohibiting Nuisance Parties'
15 and declaring an emergency. We
16 will put that in Legislative
17 Committee.
18 We have a Resolution
19 Introduced by Councilwoman
20 McCormick. A Resolution to
21 reinstate the Assault Weapons
22 Ban, to institute a new Federal
23 Assault Weapons Ban and to
24 Support Universal Background
25 Checks and stricter gun control measures
26 And declaring an emergency. We will place
27 In Legislative Committee.

1 The last one we have is a
2 Resolution Introduced by Councilwoman
3 McCormick. A Resolution to provide
4 For a process of the implementation
5 Of 131 Sub. H.B 523 and the assessment
6 Of community issues, needs and concerns
7 relating to legalizing Medical
8 Marijuana
9 in the State of Ohio and ensuring
10 the safe, responsible implementation
11 in Brook Park and declaring an
12 emergency. The Councilwoman instructed
13 me that she
14 wants this introduced under Council
15 Rule 12 that permits it to go the
16 floor tonight. As we handled this in
17 the past, this will be placed on
18 First Reading tonight and will appear on the
 Agenda under L-8 as

1 Resolution Number 33-2016.

2 Anyone else have any
3 legislation?

4 **MR. SALVATORE:** Mr. Chairman, you
5 say under Rule 12?

6 **MR. ASTORINO:** Yes. We have a
7 Resolution Introduced by Councilmembers
8 Salvatre, Scott, Burgio and Mencini putting
9 designating the month of October 2016
10 as Breast Cancer Awareness in the
11 City of Brook Park, Ohio, and
12 declaring an emergency. Councilman
13 Salvatore has asked it to be
14 introduced under Council Rule 12 per
15 Charter provision. So we will mark
16 that as under item L 9 which is
17 Resolution No. 34-2016/

18 Anyone else have any
19 legislation to be introduced
20 tonight?

21 **MR. TROYER:** Mr. Chairman, I just
22 wonder if we can get a copy of that,
23 we don't have a copy of that. Can we
24 take a break and get a copy of that

1 and read it.

2 MR. ASTORINO: A five-minute recess
3 Make a motion for a five-minute recess.

4 MR. SALVATORE: Motion for a five-minute recess.

5 MR. TROYER: Support.

6 MR. ASTORINO: Call the roll on the motion
7 For a five-minute recess.

8 MR. ASTORINO: Call the roll,
9 please.

10 THE CLERK: Salvatore?

11 MR. SALVATORE: Yes.

12 THE CLERK: Troyer?

13 MR. TROYER: Yes.

14 THE CLERK: Powers?

15 MRS. POWERS: Yes.

16 THE CLERK: McCormick?

17 MS. MCCORMICK: Yes.

18 THE CLERK: Mencini?

19 MR. MENCINI: Yes.

20 THE CLERK: Scott?

21 MR. SCOTT: Yes.

22 THE CLERK: Burgio?

23 MR. BURGIO: Yes.

24 MR. ASTORINO: Okay, we will
25 take a 5 minute recess. It's 8:23 p.m.

1 now, we will reconvene at 8:28 p.m. for
2 the purpose of making copies.

3 MR. ASTORINO: Alright,
4 Council that concludes the items
5 under letter J. We have no items
6 under letter K, which is
7 Miscellaneous Business, Appointments
8 Confirmations:

9 MR. TROYER: Mr. Chairman, I
10 wonder if I could have the floor for
11 a moment. I have a concern over the
12 break about the Sunshine Laws I would
13 like to ask the law director to
14 address.

15 MR. ASTORINO: Go ahead,
16 Councilman.

17 MR. TROYER: My concern is, we
18 are in the middle of a meeting,
19 generally you can't go in the middle
20 of a meeting, have discussion and go
21 out and talk, I know we needed a
22 break to have the legislation.

23 Through the chair to the law
24 director, can you address that

1 situation. I am kind of concerned
2 if it is proper if we have a break to
3 go out and talk to people or
4 should we come up with a some kind of
5 a procedure for that during a break.

6 **MR. SACKETT:** Through the chair to
7 the Councilperson, are you asking,
8 if there was discussions among
9 Councilmembers or just Councilpersons
10 talking to members of audience? I am
11 confused.

12 **MR. TROYER:** Either or.

13 **MR. SACKETT:** There is nothing --

14 **MR. ASTORINO:** Please speak
15 into the microphone.

16 **MR. SACKETT:** There is no problem
17 with the Councilperson talking to
18 the audience or talking to the Mayor,
19 that would never be any issue. What
20 you are raising is the issue of more
21 than three or four Councilmembers discussing
22 legislation, that would be something
23 different. For most of the five or six
24 minute break I don't think I saw any
25 groups of three or four Council people

1 meeting or discussing anything, other
2 than maybe how warm it is outside. I
3 don't know of any information that
4 would lead me to believe there is a
5 problem with the meeting.

6 **MR. TROYER:** We are fine, no
7 Sunshine laws were broke, we are
8 good with that?

9 **MR. SACKETT:** From what I heard I
10 didn't see anybody attempting to
11 violate any Sunshine laws.

12 **MR. TROYER:** It's usually a
13 perception, there is even a
14 perception there, it's okay when we
15 have a break, as long as it's not three
16 members coming up with a vote or
17 whatever, we can have a discussion.
18 Because basically during a meeting --
19 my point is, we are just taking a
20 brief break from a meeting,
21 we are taking a brief break,
22 we are still in the meeting. It is my
23 concern we are not breaking any
24 Sunshine laws talking to anybody,
25 that we are doing the right thing.

1 **MR. SACKETT:** It would be a concern
2 If there was actually any information
3 that might say you are right. I am
4 not a police officer, I wasn't
5 observing, I was trying to get keep
6 cool like everybody else in this
7 room. I saw no evidence, myself, of the
8 meeting of an appropriate number of
9 Councilmen other than maybe again to
10 discuss the score of the Indians game.
11 If there was discussions about
12 legislation or other matters on the
13 agenda that would certainly be a
14 concern. I don't know of any
15 meeting, I think the chair was either
16 seated or making copies. The
17 gentleman behind me was more in the
18 audience. I believe of the three of you,
19 they didn't even leave their chairs,
20 I didn't realize that but I didn't see
21 anything that would lead me to
22 believe there was a violation, sir.
23 **MR. TROYER:** I'm not saying actual violation
24 This evening I'm just saying should we do things
25 differently so there's no perception of that?

1 **MS. SAYERS:** Can I defend myself
2 with Mr. Troyer?

3 **MR. ASTORINO:** **MS. SAYERS,** we
4 are in the middle of a Council
5 meeting. Please sit down.

6 **MR. MEMCINI:** Liz, there will be time.

7 **MS. SAYERS:** There will be time, I will sit down.

8 **MR. ASTORINO:** Please sit down
9 and listen to the law director, is
10 explaining.

11 **MS. SAYERS:** Yes, I understand.

12 **MR. SACKETT:** The issue with the
13 Sunshine laws, is certainly something that all
14 seven Councilpersons and President of Council are
15 very well aware of I'm sure. I'm sure as elected
16 officials everybody up here
17 knows there shouldn't be any
18 violation of Sunshine law provisions
19 and have meetings that aren't
20 appropriate. I don't believe we need
21 to be concerned of what happens during a
22 five-minute break, again I think it
23 would be fine to talk about what's
24 going on. I don't think we can come to any
25 agreement in the limited time that we have.

1 **MR. TROYER:** Okay, thank you.

2 **MR. ASTORINO:** Councilman
3 Mencini.

4 **MR. MENCINI:** Through the
5 chair to the law director. Is there
6 anything in the Sunshine laws that would
7 stop I can go to the bathroom room
8 during a break and have a discussion
9 on the break, is there anything in
10 the sunshine laws, between Caucus and
11 Council, is there that we have to be
12 locked in our chairs?

13 **MR. SACKETT:** Through the chair to
14 the Councilman. We all have rights,
15 freedom of speech, we have a right to
16 speak to members of the audience, we
17 have a right to speak to fellow
18 Councilmembers, any member of the
19 Administration; the Mayor can speak to anybody.
20 The issue with the Sunshine law is an
21 inappropriate meeting to discuss city
22 business that hasn't been noticed or
23 being kept private for a reason. In five
24 minutes or six minutes that we had a break. I
25 can't think of anything even coming to a

1 violation of the Sunshine Laws.

2 MR. ASTORINO: Thank you. We
3 will move to letter L, Remarks from
4 the Audience on the Ordinances and/or
5 Resolutions that pertain to items on
6 the agenda. Anybody from the
7 audience care to come up and talk
8 about items on the agenda, come to
9 the podium and give their name and
10 address for the record.

11 MR. FULTZ: My name is **Vaughn**
12 **Fultz**, I live at 21890 **Crestridge Drive**.

13 I asked Council President, Jim
14 Astorini, when was the next meeting, which
15 that was in August next month.

16 MR. ASTORINO: Sir, can you
17 lift the microphone, it's hard to
18 hear.

19 MR. FULTZ: Okay. I asked
20 Council President, Jim Astorini,

21 MR. FULTZ: Okay, sorry

22 MR. ASTORINO: That's okay you're
23 not the first and you won't be the

1 last.

2 MR. FULTZ: I asked him at the
3 last Council meeting, it was
4 involving something which I just
5 noticed about a nuisance party, in
6 which you said; we will get to that.
7 But anyhow, you told me September 6.
8 I couldn't make it, I remember you
9 put on the card, which was Tom
10 Troyer, Councilman Troyer, it was
11 September 20th also. Now, I have a
12 couple of things that I want to share
13 with everybody and I want to make it
14 short. But I am disappointed with
15 something.

16 MR. ASTORINO: Sir, this is
17 the time for audience participation
18 on items that are on our agenda,
19 which the two items that were
20 introduced are not on our agenda.

21 MR. FULTZ: But you said
22 nuisances.

23 MR. ASTORINO: That was an
24 Ordinance that was introduced and it
25 was place in a committee, it is not

1 on our agenda, if you want to talk
2 about it and save it for the end of
3 the meeting, under letter P on our
4 agenda we have remarks from the
5 audience.

6 MR. FULTZ: Yes, P.

7 MR. ASTORINO: If you want to
8 stickaround.

9 MR. FULTZ: Yes, I will.

10 MR. ASTORINO: Thank you.

11 MR. FULTZ: You are welcome.

12 MR. ASTORINO: Seeing no one
13 coming forward to the podium, we are
14 under letter M. M 1 is titled as
15 Resolution Number 26-2016 Designating
16 the Depositories of the Active Funds
17 of the City of Brook Park, Ohio for a
18 period of five years beginning October
19 7, 2016 and declaring an emergency.
20 This was introduced by Mayor Coyne.

21 What we need, Council, I
22 would like to entertain a motion that
23 we change this to an Ordinance. It
24 would be Ordinance 10036-2016. We
25 have to change the title where it

1 says a Resolution, we have to change
2 that to an Ordinance. In section 5
3 you can see on the second line toward
4 the end of this Council concerning the
5 rate to go with this Resolution we
6 have to change Resolution to
7 Ordinance. Then under section 6 it
8 says; this Resolution, we would have
9 to change that to Ordinance also. I
10 believe those are the only amendments
11 we have to do to make this an
12 Ordinance.

13 To explain to Council, the
14 reason for the Ordinance, I had a
15 conversation with Mr. Cingle this
16 afternoon pointing out section in the
17 Charter that talks about custody and
18 deposits of our funds, it says the
19 Council shall by Ordinance, provide
20 for depositories of the city. The charter
21 language says we shall do it by ordinance it
22 is really not that big of a difference,
23 it's a simple change.

24 I would like to entertain a

1 motion and make the amendment that I
2 suggested changing this to an
3 ordinance. Mr. Cingle.

4 MR. CINGLE: Mr. Chairman,
5 just for point of clarification,
6 maybe you did say this, I didn't
7 hear, in Section 6 there are two areas
8 where it says Resolution, the first
9 sentence this Resolution and four or five
10 lines down this Resolution refers to
11 a permanent vote of at least; there
12 are two areas in that section.

13 MR. ASTORINO: The amendment,
14 the motion to amend changing anywhere
15 it says Resolution in this document to change
16 it to Ordinance.

17 MR. TROYER: Mr. Chairman, What
18 was the Ordinance number?

20 MR. ASTORINO: 10036-2016.

21 MS. McCORMICK: Motion to amend
22 Resolution No. 26-2016 to Ordinance No.
10036-20016 and change instances of the
word 'Resolution' to 'Ordinance'.

23 MR. MENCINI: Support.

1 MR. ASTORINO: A motion to
2 amend, properly supported. Any
3 discussion, Council? Seeing no
4 discussion, we will call the roll on
5 the amendment.

6 THE CLERK: McCormick?

7 MS. MCCORMICK: Yes.

8 THE CLERK: Mencini?

9 MR. MENCINI: Yes.

10 THE CLERK: Powers?

11 MRS. POWERS: Yes.

12 THE CLERK: Troyer?

13 MR. TROYER: Yes.

14 THE CLERK: Scott?

15 MR. SCOTT: Yes.

16 THE CLERK: Burgio?

17 MR. BURGIO: Yes.

18 THE CLERK: Salvatore?

19 MR. SALVATORE: Yes.

20 **MS. MCCORMICK:** Motion to suspend.

21 **MR. BURGIO:** Support.

22 MR. ASTORINO: Council there
23 is a motion to suspend properly
24 supported. Discussion on the
25 suspension? Seeing none, we will

1 call the roll.

2 THE CLERK: McCormick?

3 MS. MCCORMICK: Yes.

4 THE CLERK: Burgio?

5 MR. BURGIO: Yes.

6 THE CLERK: Scott?

7 MR. SCOTT: Yes.

8 THE CLERK: Salvatore?

9 MR. SALVATORE: Yes.

10 THE CLERK: Troyer?

11 MR. TROYER: Yes.

12 THE CLERK: Powers?

13 MRS. POWERS: Yes.

14 THE CLERK: Mencini?

15 MR. MENCINI: Yes.

16 MR. ASTORINO: Suspension has

17 been approved.

18 MS. McCORMICK: Motion to adopt.

19 MR. SCOTT: Support.

20 MR. ASTORINO: Motion to

21 adopt, properly supported. No

22 discussion, we will call the roll.

23 THE CLERK: McCormick?

24 MS. MCCORMICK: Yes.

25 THE CLERK: Scott?

1 Mr. Scott: Yes.

2 THE CLERK: Burgio?

3 MR. BURGIO: Yes.

4 THE CLERK: Salvatore?

5 MR. SALVATORE: Yes.

6 THE CLERK: Troyer?

7 MR. TROYER: Yes.

8 THE CLERK: Powers?

9 MRS. POWERS: Yes.

10 THE CLERK: Mencini?

11 MR. MENCINI: Yes.

12 MR. ASTORINO: Ordinance

13 number 10036-2016 has been passed
14 under Suspension of the Rules. Adopted.

15 We will move to item number M
16 2, which is Resolution Number
17 27-2016. Council, I would like to
18 entertain the motion we make the same
19 type of amendments, where it
20 references "Resolution" we change it
21 to "Ordinance". It will be Ordinance
22 10037-2016.

23 MS. McCORMICK: Motion to amend
24 Resolution No. 27-2016 to Ordinance No.
25 10037-2016 and change all instances of the

1 word "Resolution" to Ordinance'.

2 **MR. MENCINI:** Support.

3 **MR. ASTORINO:** Any discussion
4 on the motion to amend?

5 **MR. SALVATORE:** Mr. Chairman, just a
6 quick question. In the title where
7 you are changing from a Resolution to
8 An Ordinance, it's just a typo.

9 **MR. ASTORINO:** It would just
10 be a matter of grammar. When we
11 change the Resolution to Ordinance,
12 we will change A to An.

13 **MR. SALVATORE:** Thank you.

14 **MR. ASTORINO:** Any other
15 discussion on the amendment? Seeing
16 none, we will call the roll on the
17 amendment.

18 **THE CLERK:** McCormick?

19 **MS. MCCORMICK:** Yes.

20 **THE CLERK:** Mencini?

21 **MR. MENCINI:** Yes.

22 **THE CLERK:** Powers?

23 **MRS. POWERS:** Yes.

24 **THE CLERK:** Troyer?

25 **MR. TROYER:** Yes.

1 THE CLERK: Salvatore?

2 MR. SALVATORE: Yes.

3 THE CLERK: Burgio?

4 MR. BURGIO: Yes.

5 THE CLERK: Scott?

6 MR. SCOTT: Yes.

7 MR. ASTORINO: Ordinance

8 Number 10037-2016 Designating the
9 Depositories of the Interim Funds of
10 The City of Brook Park, Ohio for a
11 Period of five years beginning October 7, 2016 and
12 Declaring an emergency. Introduced by Mayor Coyne

13

14 MR. BURGIO: Motion to suspend.

15 MR. MENCINI: Supported.

16 MR. ASTORINO: Motion to
17 suspend, properly supported. Any
18 discussion on the suspension?
19 Councilman Troyer.

20 MR. TROYER: Thank you,
21 Mr. Chairman. Through the chair to
22 the Finance Director, Mr. Cingle. On
23 this one, the \$20 million is that at any
24 time or is it up to that amount

1 amount for Interim Funds?

2 MR. CINGLE: Through the
3 chair to Councilman Troyer, at any time.

4 MR. TROYER: Thank you, that's it.

5 MR. ASTORINO: Seeing no other
6 questions, we will call the roll on
7 suspension.

8 THE CLERK: Burgio?

9 MR. BURGIO: Yes.

10 THE CLERK: Mencini?

11 MR. MENCINI: Yes.

12 THE CLERK: McCormick?

13 MS. MCCORMICK: Yes.

14 THE CLERK: Powers?

15 MRS. POWERS: Yes.

16 THE CLERK: Troyer?

17 MR. TROYER: Yes.

18 THE CLERK: Salvatore?

19 MR. SALVATORE: Yes.

20 THE CLERK: Scott.

21 MR. SCOTT: Yes.

22 MR. ASTORINO: Suspension has
23 been approved.

1 MR. MENCINI: Move to adopt.

2 MR. SCOTT: Support.

3 MR. ASTORINO: Motion to
4 adopt, properly supported. Any
5 discussion on adoption? Seeing none.
6 We will call the roll on adoption.

7 THE CLERK: Mencini?

8 MR. MENCINI: Yes.

9 THE CLERK: Scott?

10 MR. SCOTT: Yes.

11 THE CLERK: Burgio?

12 MR. BURGIO: Yes.

13 THE CLERK: Salvatore?

14 MR. SALVATORE: Yes.

15 THE CLERK: Troyer?

16 MR. TROYER: Yes.

17 THE CLERK: Powers?

18 MRS. POWERS: Yes.

19 THE CLERK: McCormick:

20 MS. MCCORMICK: Yes.

21 MR. ASTORINO: Ordinance

22 number 10037-2016 has been adopted
23 under Suspension of the Rules. **Adopted**
24 We will move to item M-3, Resolution
25 number 28-2016. Accepting the

1 Amounts and Rates as determined by the
2 Budget Commission and authorizing the
3 necessary tax levies and certifying
4 Them to the County Fiscal Office and
5 Declaring an emergency. Introduced by Mayor Coyne
6 Council, what's your
7 pleasure?

8 **MS. McCORMICK:** Are we amending
9 this to an Ordinance?

10 **MR. ASTORINO:** This stays as a
11 Resolution.

12 **MS. McCORMICK:** Motion to suspend.

13 **MR. BURGIO:** Support.

14 **MR. ASTORINO:** There is a
15 motion to suspend, properly
16 supported. Discussion on the
17 suspension? Seeing no discussion, we
18 will call the roll on suspension.

19 **THE CLERK:** McCormick?

20 **MS. MCCORMICK:** Yes.

21 **THE CLERK:** Burgio?

22 **MR. BURGIO:** Yes.

23 **THE CLERK:** Scott?

24 **MR. SCOTT:** Yes.

1 THE CLERK: Salvatore?
2 MR. SALVATORE: Yes.
3 THE CLERK: Troyer?
4 Mr. Troyer: Yes.
5 THE CLERK: Powers?
6 MRS. POWERS: Yes.
7 THE CLERK: Mencini?
8 MR. MENCINI: Yes.
9 MR. ASTORINO: Suspension has
10 been approved.
11 MR. TROYER: Move to adopt.
12 MR. SCOTT: Support.
13 MR. ASTORINO: Motion to
14 adopt, properly supported.
15 MR. SALVATORE: Mr. Chairman,
16 just for a point of clarification are we going
17 to dispose of Resolution numbers 26
18 and 27 and keep Resolution No. 28, or
19 will we still have numbers 26 and 27.
20 MR. ASTORINO: We can keep
21 this Resolution number 28, we don't
22 need to change it, will indicate
23 the history of the legislation that we have made
24 that change to numbers 26 and 27.
25 MR. SALVATORE: 26 and 27 we

1 will just dispose of. Thank you.

2 MR. ASTORINO: Yes. The motion has
3 been made to adopt, properly
4 supported. Any other discussion?
5 Seeing none, we will call the roll on
6 adoption.

7 THE CLERK: Troyer?

8 MR. TROYER: Yes.

9 THE CLERK: Scott?

10 MR. SCOTT: Yes.

11 THE CLERK: Burgio?

12 MR. BURGIO: Yes.

13 THE CLERK: Salvatore?

14 MR. SALVATORE: Yes.

15 THE CLERK: Powers?

16 MRS. POWERS: Yes.

17 THE CLERK: McCormick?

18 MS. MCCORMICK: Yes.

19 THE CLERK: Mencini?

20 MR. MENCINI: Yes.

21 MR. ASTORINO: Resolution No.

22 28-2016 has been adopted under

23 Suspension of the Rules. Adopted.

24 Earlier this evening we went

25 out of the Regular Order of

1 Business and took care of items 4, 5,
2 6, and 7. We added item M-8 to the
3 agenda which, is Resolution Number
4 33-2016. And since this was
5 introduced tonight and placed on the
6 agenda it was posted, we will need to
7 read it in its entirety. So the
8 clerk will please read Resolution
9 Number 33-2016.

10 THE CLERK: Introduced by
11 Councilwoman McCormick, to Provide
12 for a process for implementing of 131
13 Sub House Bill 523 and an assessment
14 of the community's issues and needs
15 and concerns as it relates to
16 legalizing of Medical Marijuana in the
17 State of Ohio and to assure security and
18 safe responsible implementation in
19 Brook Park and declaring an
20 emergency, Whereas as 131 Sub House
21 bill 523 was adopted by the Ohio
22 General Assembly and signed into law
23 on June 8, 2016, and
Whereas, Sub House Bill 523 goes into effect
90 days

1 after being signed into law on
2 September 8, 2016 and and will legalize
3 marijuana use for individuals with qualifying
4 medical conditions with a doctors
5 recommendation,

6 Whereas, the City Council has a
7 vested interest in assuring Brook
8 Park residents have access to all
9 viable medical options that could
10 address symptoms associated with a
11 chronic, painful or chronic diseases
12 and it would be legal for Ohioans to
13 use Medical Marijuana for qualifying
14 conditions effective September 8,
15 2016. The State of Ohio and it's
16 Medical Marijuana Advisory Board have
17 yet to establish all of the
18 regulations governing authorization,
19 process and retail sale of Medical
20 Marijuana.

21 Whereas, the City Council
22 recognizes the potential for
23 Economic Development opportunity that
24 may arise as a result of State's
25 marijuana laws

1 Whereas, the City Council
2 also has an interest and
3 responsibility to be sure the
4 quality, vision and processing of
5 Medical Marijuana is held safely and
6 responsibly in Brook Park,
7 Whereas, the City Council
8 adopted on September 6, 2016
9 Resolution No. 25-2016 which imposes
10 effective immediately a six-month
11 moratorium on building permits,
12 certificate of occupancy, or any other
13 permits for businesses seeking to be
14 involved in cultivation, processing
15 or retail sale of Medical Marijuana.
16 The moratorium was adopted to allow
17 Council and the city time to fully
18 investigate the impact of 131 Sub'
19 House Bill 523 will have on the city and to
20 determine its local response.
21 Therefore, be it resolved by the Council of the
22 City of Brook Park, State of Ohio; Section 1:
23 The Council of City of Brook Park
24 supports the rights of residents to

1 access medical care to alleviate the
2 pain and suffering from qualified
3 medical condition as determined by
4 the State of Ohio and the State's
5 Medical Marijuana Advisory Board.

6 Section 2, Council will
7 consider the economic opportunity the
8 new Medical Marijuana will offer to
9 the City of Brook Park as well as the
10 medical needs of the community.

11 Section 3, the
12 moratorium previously imposed by
13 Council shall in no way effect the
14 ability of residents to legally
15 obtain and use Medical Marijuana in
16 the City of Brook Park, State of
17 Ohio.

18 Section 4, Council reaffirms
19 the provisions of 131; Sub House Bill 523
20 that created an affirmative defense
21 for citizens from obtaining Medical
22 Marijuana from alternative sources
23 before it is available from regulated
24 Ohio sources. It is important to

1 note for the affirmative defense to
2 be used the Medical Marijuana must
3 still be informed an only used by the
4 131 Sub House Bill 523.

5 Section 5, Council encourages
6 the State of Ohio and its Medical
7 Marijuana Board to adopt regulations
8 to protect consumers and the State's
9 communities.

10 Section 6, Council will
11 conduct a series of public hearings
12 to assess community needs as well as
13 issues that may be derived from the
14 presentations, including physicians,
15 pharmacists, employers and other
16 Medical Marijuana industry experts.
17 The goal of holding public meetings is to
18 gather information and determine how
19 Brook Park will respond to the
20 State's legalization of medical
21 Marijuana.

22 Section 7, the Clerk of
23 Council is hereby authorized
24 To forward a certified copy Of this Resolution
25 To be posted on the city's website.

Section 8, All the formal actions of this Council and relating to this Resolution were adopted in open meetings of this Council and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public; in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Section 9, this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of said city therefore, this Resolution receives the affirmative vote of at least five Members elected to Council. It shall take effect and be in force immediately upon its passage and approval by the Mayor or otherwise from and after its earliest period allowed by law.

MR. ASTORINO: Councilwoman McCormick.

1 MS. MCCORMICK: I would like
2 to offer the opportunity to other
3 Councilmembers who would like to
4 also sponsor and to the Mayor.
5 Everybody has a copy of this, not
6 exactly in this form, I initially
7 wanted to amend a previous resolution.
8 You have had this probably about ten
9 days, I hope that's enough time for
10 you to read over it and consider it.
11 We have a plan of how we are going to
12 respond to the State legalizing
13 Medical Marijuana holding public
14 hearings and recognizing that our
15 residents have the right to use this
16 and we need to be responsible in how
17 we implement this in Brook Park. So
18 I would like to make a motion to
19 suspend.

20 MR. TROYER: Support.

21 MR. ASTORINO: There has been
22 a motion to suspend, properly
23 supported. Discussion on the
24 suspension? Seeing no discussion, we
25 will call the roll on suspension.

1 MR. TROYER: Mr. Chairman.

2 MR. ASTORINO: I'm sorry,
3 Councilman Troyer.

4 MR. TROYER: I am going to
5 vote to suspend on this because I
6 seconded it. I wanted to clear some
7 things up. I want everybody to
8 understand that Medical Marijuana is not
9 anybody smoking down their basement or in the
10 garage, that's not what this is about.

11 There a people there that I know of that
12 can really use this. The only reason
13 I'm going to suspend tonight is this piece of
14 Legislation compliments more to come or
15 That have already passed. Also, gives us a
16 chance to come up with our own rules and
17 regulations concerning this and the moratorium
18 on this could be in place until we can
19 implement our own rules
20 and come up within our regulation to
21 regulate this. So, like I said, this
22 compliments the moratorium we already

1 passed. The moratorium puts the breaks on this
2 until we implement our own rules and come up w
3 with our own legislation to regulate this. It
4 compliments the moratorium we already have and is
5 not for recreational use, this is for medical
6 use and is important that it can help people.
7 So I am in support of suspending the rules and
8 Passing this tonight. Thank you.

9 MR. ASTORINO: Any other
10 discussion on suspension? Seeing
11 none, we will call the roll on
12 suspension.

13 THE CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 THE CLERK: Troyer?

16 MR. TROYER: Yes.

17 THE CLERK: Powers?

18 MRS. POWERS: Yes.

19 THE CLERK: Mencini?

20 Mr. Mencini: Yes.

21 THE CLERK: Scott?

22 MR. SCOTT: Yes.

23 THE CLERK: Burgio?

24 MR. BURGIO: Yes.

25 THE CLERK: Salvatore?

26 MR. SALVATORE: Yes.

27 Mr. Astorino: Suspension HAS

1 been approved. Motion to adopt.
2 **MR. MENCINI:** Move to adopt.
3 **MRS. McCORMICK:** Support.
4 **MR. ASTORINO:** A motion to
5 adopt, properly supported. Discussion
6 on adoption. Seeing no discussion, we
7 will call the roll on adoption.
8 **THE CLERK:** Mencini?
9 **MR. MENCINI:** Yes.
10 **THE CLERK:** McCormick?
11 **MS. MCCORMICK:** Yes.
12 **THE CLERK:** Powers?
13 **MRS. POWERS:** Yes.
14 **THE CLERK:** Troyer?
15 **MR. TROYER:** Yes.
16 **THE CLERK:** Salvatore?
17 **MR. SALVATORE:** No.
18 **THE CLERK:** Burgio?
19 **MR. BURGIO:** No.
20 **THE CLERK:** Scott?
21 **MR. SCOTT:** Yes.
22 **MR. ASTORINO:** Resolution
23 Number 13-2016 has been passed
24 under Suspension of the Rules.
25 Adopted.
26

1 MR. ASTORINO: We will move to M-9, clerk,
2 please read it.

3 THE CLERK: Introduced by
4 Councilman Salvatore, Mayor Coyne, Councilmembers Scott,
5 Burgio and Mencini. Designating the month of October,
6 2016 as Breast Cancer Awareness month in the City
7 Of Brook Park, Ohio; and Whereas, Breast Cancer
8 is the most common cancer in women in the United
9 States and the second cause of death in women. Is

10 Whereas, the City of Brook
11 Park is designating the month of
12 October 2016 as Breast Cancer
13 Awareness month in the City of Brook Park.

14 Whereas, the city along
15 with Southwest General Health Center
16 urges women to schedule a mammogram
17 screening, and
18 Whereas, on Friday, September 30, 2016 the annual
19 seventh annual Celtic Club Fight Cancer will
20 display an exhibit along the Snow Road bridge

1 overpass between Engle Road and Route
2 237 and the Ford Motor Company
3 Cleveland Engine Plant.

4 Therefore, be it resolved, by
5 the City of Brook Park, State of
6 Ohio, Section 1, that this Council does
7 hereby designate
8 the Month of October, 2016 as Breast
9 Cancer Awareness month in the City
10 of Brook Park and will show our support in
11 lighting up our pavilion with pink lights.

12 Section 2 , We encourage our
13 residents to join us in the
14 witnessing of the Bras Across American Bridge
15 exhibit in Brook Park on September 30, 2016
16 beginning in the morning and ending in the
17 evening to show our support of Breast Cancer
18 Awareness. Section 3, it is found and
19 Determined that all formal actions of this Council
20 Relating to this Resolution was adopted in
21 Meetings of this Council and all deliberations
22 Of this Council and any of its committees
23 That resulted in such formal actions in
24 Meetings open to the public in compliance

25

1 with all legal requirements
2 including Section 121.22
3 of the Ohio Revised Code.

4 Section 4, this Resolution is
5 hereby declared to be an emergency
6 measure immediately necessary for the
7 preservation of the public's peace,
8 health, safety and welfare of said city and
9 to show support provided that this Resolution
10 receive the affirmative vote of at least five
11 members elected to Council and shall take effect
12 and be in force immediately upon passage and
13 approval by the Mayor, otherwise, after the
14 earliest period allowed by law.

15 MR. TROYER: Mr. Chairman.

16 MR. ASTORINO: Councilman Troyer:

17 MR. TROYER: I was wondering if Councilman
18 Salvatore is accepting co-sponsors?

19 MR. SALVATORE: Absolutely, I hope everybody
20 co-sponsors.

21 **MR. TROYER:** I would like to be a co-sponsor
22 on this.

23 **MS. McCORMICK:** I would also like to be a
24 co-sponsor.

1 MR. ASTORINO: It indicates
2 everybody would like to be a
3 co-sponsor. Councilman McCormick.

4 MS. MCCORMICK: I was just
5 reading this over for the first time,
6 I was wondering if you would
7 consider, where in the past it
8 recognizes this is something that
9 also effects men, too, not just
10 women, would you be able to accept an
11 amendment to put something in there.

12 MR. SALVATORE: I would be
13 more than glad to look at something, but
14 this is set for a ceremony and the
15 hospital is involved in this, this is ready
16 to go in its present form. I prefer to leave
17 it the way it is and we can do another one the
18 way it is, we can do another one later on.

19 MS. MCCORMICK: I would be
20 willing to support it either way. I
21 thought we could include men too.

22 MR. SALVATORE: It's a good
23 idea, this is all set in stone.

24 MS. MCCORMICK: Motion to suspend.

1 **MR. MENCINI:** Support.

2 **MR. ASTORINO:** Councilwoman
3 Powers?

4 **MRS. POWERS:** I had a question
5 about section 2.

6 **MR. ASTORINO:** Councilwoman,
7 can you wait until after we take the
8 vote on suspension? I apologize for
9 that. There is a motion to suspend,
10 I will allow you the question before
11 we take a vote on suspension.

12 **MRS. POWERS:** My question is,
13 we haven't made a good impression on
14 the communities at large lately and this business
15 about Bras Across the Bridge is that just going
16 to give people something to laugh about? Or has
17 this been done before, it just seems a little
18 ridiculous to me.

19 **MR. SALVATORE:** Can I answer
20 that?

22 **MRS. POWERS:** Please do.

23 **MR. SALVATORE:** I would be
24 shocked if one person laughs. This is
25 not the first time this Celtic

1 organization has done this. They are
2 extremely proud at what they do.
3 They have women in there standing in
4 line to donate their bras to this
5 organization to get the -- it's to
6 create awareness and nothing more.
7 The more people that are aware that this
8 is going on and that will draw attention. This
9 gentleman that we met with in the Mayor's office,
10 he has over 2,000 bras and can't even put them all
11 on, he has so many. The minute we started talking
12 about this we had people calling and
13 asking where do I make my donation, I
14 want to donate one.
15 This is not a laughing
16 matter, nor will anyone show up with
17 a grin on their face, I guarantee
18 it.

19 MRS. POWERS: Thank you.

20 MR. ASTORINO: Councilman
21 Mencini.

22 MR. MENCINI: Thank you,
23 Mr. Chairman. Honestly, this disease
24 if I were to ask the audience and

1 even on this dais who has been
2 effected, it's effected all of us.
3 This is a disease, this is a disease
4 they are working hard everyday to
5 cure. I remember at Ford, you got
6 professional football guys that are
7 doing this. I concur with my
8 colleague, Mr. Salvatore, this is one
9 disease I don't know anything that is
10 laughable about it. If we get the
11 funds for this disease it is a plus
12 for everybody. That's all I have,
13 Mr. Chairman. Thank you.

14 MR. ASTORINO: Councilman
15 Troyer.

16 MR. TROYER: Thank you,
17 Mr. Chairman. I am going to vote for
18 suspension. I could say I understand
19 the Councilwoman's concern with that,
20 but anybody that would make light of
21 this, shame on them. Because of
22 breast cancer I haven't met my one
23 grandmother. Thank you, that's it.

24 MR. ASTORINO: Okay.
25 Councilman Burgio.

1 MR. BURGIO: Thank you,
2 Councilman Troyer for your words on
3 that. This hits close to home with
4 me, my wife is a breast cancer
5 survivor and there isn't too much
6 that we can do to spread awareness of
7 this disease. It effects a lot of
8 people, if it hasn't effected anyone
9 yet, it will affect you in some way,
10 spouse, relative or something,
11 somebody close to you; there isn't much
12 we can do but the more the message gets out
13 the more we get to fight the disease. I think
14 this is a disease that has affected
15 a lot of women; as Councilwoman McCormick said a
16 lot of men, also. That is
17 another consideration too, but there
18 isn't too much we can do but to spread more
19 awareness of this disease. I am grateful to
20 be a co-sponsor of this.
21 That's all I have, Mr. Chairman.

22 MR. ASTORINO: Councilwoman
23 Powers.

24 MRS. POWERS: I did not in any

1 way intend this to be construed as a
2 laughable matter. In my family you
3 either die of cancer or you die of
4 heart problems, and that is through
5 generations. I, myself, am a cancer
6 survivor and no I will never laugh about
7 anyone with cancer. Thank you.

8 MAYOR COYNE: Mr. Chairman.

9 MR. ASTORINO: Mr. Mayor.

10 MAYOR COYNE: It is an honor
11 to be selected as a city for this
12 recognition. We are taking a step
13 further to also provide parking for
14 folks, you will be reading on our
15 website and in media about it.

16 Mrs. Powers, can you pay
17 attention because I am addressing
18 your question?

19 At any rate, we will provide
20 parking for people who want to make
21 donations and also donate bras.
22 As Councilman Salvatore said, they
23 have more than enough bras that they
24 need to transcend the bridge and
25 other demonstrations that they are

1 doing, and those people who donate
2 the bras they will be given to
3 battered women in shelters around the
4 area to provide some clothing for
5 them. So we consider it as an honor
6 that we are selected for it. And why
7 we are selected for it, the bridge
8 carries thousands of cars a day in
9 traveling public going in and out of
10 our city. For our city to be
11 selected for this I think speaks well
12 of our location. I am sure it's
13 something that our people are going
14 to show a great deal of support for.

15 Thank you, Mr. Chairman.

16 MR. ASTORINO: Thank you.
17 Seeing no other discussion on
18 suspension, we will the roll on
19 suspension.

20 THE CLERK: McCormick?

21 MS. MCCORMICK: Yes.

22 THE CLERK: Mencini?

23 MR. MENCINI: Yes.

24 THE CLERK: Salvatore?

25 MR. SALVATORE: Yes.

1 THE CLERK: Burgio?

2 MR. BURGIO: Yes.

3 THE CLERK: Scott?

4 MR. SCOTT: Yes.

5 THE CLERK: Powers?

6 MRS. POWERS: Yes.

7 MR. ASTORINO: Suspension has
8 been approved.

9 We will need a motion to
10 adopt.

11 **MR. MENCINI:** Motion to adopt.

12 **MR. SALVATORE:** Support.

13 MR. ASTORINO: Motion to
14 adopt, properly supported. Discussion
15 on adoption? Seeing none, we will
16 call the roll on adoption.

17 THE CLERK: Mencini?

18 MR. MENCINI: Yes.

19 THE CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 THE CLERK: Burgio?

22 Mr. Burgio: Yes.

23 THE CLERK: Scott?

24 MR. SCOTT: Yes.

25 THE CLERK: Powers?

1 MRS. POWERS: Yes.

2 THE CLERK: Troyer?

3 MR. TROYER: Yes.

4 MR. ASTORINO: Resolution

5 34-2016 has passed under Suspension of the
6 Rules. Adopted.

7 That concludes the items
8 under letter M. We have no items on
9 letter N, second reading of
10 ordinances and resolutions.

11 Move to letter O, which is
12 Third Reading of Ordinances and
13 Resolutions. Resolutions 13-2016.
14 Clerk.

15 THE CLERK: Introduced by
16 Councilwoman McCormick supporting
17 House Bill 523 to legalize Medical
18 Marijuana in the State of Ohio and
19 Declaring an emergency.

20 MR. ASTORINO: Council, what I
21 would suggest here, we have a motion
22 to adopt. Making a motion to adopt
23 and then the suggestion would be to
24 vote no.

25 MR. SCOTT: Motion to adopt.

1 **MR. TROYER:** Support.

2 **MR. ASTORINO:** Discussion on
3 adoption? Seeing none, we will call
4 the role.

5 Councilwomen McCormick.

6 **MS. MCCORMICK:** I just wanted
7 to state this is a Resolution that is
8 no longer relevant. It is going to
9 be voted down tonight, but I am going
10 to abstain from voting on it because
11 I do not want it to be misconstrued
12 that I do not support Medical
13 Marijuana. Thank you.

14 **MR. ASTORINO:** Thank you.
15 Please call the roll on adoption.

16 **THE CLERK:** Scott?

17 **MR. SCOTT:** No.

18 **THE CLERK:** Troyer?

19 **MR. TROYER:** No.

20 **THE CLERK:** Powers?

21 **Mrs. Powers:** Abstain.

22 **THE CLERK:** Mencini?

23 **MR. MENCINI:** No.

24 **THE CLERK:** Burgio?

25 **MR. BURGIO:** No.

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THE CLERK: Salvatore?

MR. SALVATORE: No.

THE CLERK: McCormick?

MS. MCCORMICK: Abstain.

MR. ASTORINO: Okay,

Resolution number 13-2016 has been defeated.

We will move to item To Ordinance No. 10035-2016. Clerk.

THE CLERK: Introduced by Councilman Troyer and Councilmembers Powers and McCormick. An emergency Ordinance amending Section 143.026 of the Codified Ordinances of the City of Brook Park regarding the staffing of the fire safety personnel within the city and declaring an emergency.

MR. TROYER: Move to adopt.

MS. POWERS: Support.

MR. ASTORINO: There has been a motion to adopt,, properly supported. Discussion on adoption? Seeing no discussion, we will call the roll on adoption.

1 THE CLERK: Troyer?

2 MR. TROYER: Abstain.

3 THE CLERK: Powers?

4 MRS. POWERS: Abstain.

5 THE CLERK: McCormick?

6 MS. MCCORMICK: Abstain.

7 THE CLERK: Mencini?

8 MR. MENCINI: No.

9 THE CLERK: Scott?

10 Mr. Scott: No.

11 THE CLERK: Burgio?

12 MR. BURGIO: No.

13 THE CLERK: Salvatore?

14 MR. SALVATORE: No.

15 MR. ASTORINO: Ordinance

16 Number 10035-2016 has been defeated.

17 We move to letter P on the agenda,

18 Remarks from the Audience on any subject matter.

19 If you have anything

20 to say. Please come up to the

21 podium, again give your name and

22 address for the record. Please keep your

23 comments relative to city business

24 and city matters. I'm sorry, go

25 ahead, name and address, please.

1 **MS. SAYERS:** Liz Sayers, 23065 Cedar
2 Point Road. Ms. Sayers
3 First of all,
4 Mr. Coyne was
5 very rude and inconsiderate when I
6 brought up the gentleman who wanted
7 to know what ward he was in and who was
8 the person in that ward. The only
9 question we asked, the gentleman was
10 also embarrassed, as how Coyne presented it
11 and all I wanted to do was ask one question
12 when you guys were all walking around
13 and yakking your heads off.
14 Mr. Troyer, I think that was very
15 rude and in considerate.

16 **MR. ASTORINO:** Your comments
17 have to be addressed to the chair.

18 **MS. SAYERS:** Maybe you should
19 follow those rules, too, everything has
20 to be your way and only your way.
21 Every time you talk up there it's got to
22 be your way, the only way and everybody
23 knows that. You know what,
24 what really makes me sad, if it isn't
25 your way, we keep repeating the same
26 thing at every Council meeting.

1 Okay. Read your book of your job
2 description. You know, I think you
3 are rude and inconsiderate. First of
4 all, this was rude and inconsiderate
5 of Tom T, Could have said this is the ward
6 and Mrs. Powers is his ward and let it go
7 at that instead of making a big
8 ordeal when I was up there talking to
9 him. It was a simple question And you are
10 inconsiderate, you are all rude
11 and inconsiderate. It's got to be
12 your what your way or no way in the city.
13 You can stare all you want, you know,
14 you don't follow anything that you
15 talk about, let's put it this way,
16 your other half --

17 MR. ASTORINO: Discussions
18 about city business.

19 **MS. SAYERS:** This is city
20 business.

21 MR. ASTORINO: Don't talk
22 about a private citizen.

23 **MS. SAYERS:** She is part of
24 you.

25 MR. ASTORINO: Liz, please,

1 make it about city business discussion.

2 MS. SAYERS: Please, please,
3 please, please. Your actions are
4 bad. Okay.

5 MR. ASTORINO: Not about a
6 private citizen.

7 MS. SAYERS: All right.
8 Okay. All right. So you need to
9 follow your own rules and
10 regulations. I was reading this and
11 everything, and you know what,
12 everybody makes remarks behind your
13 back, everybody says things, people
14 need to come up here and start
15 talking to you and how they really
16 feel about you and how you run things
17 in council. Okay, a lot of this stuff
18 that you guys talk about nobody gives
19 a rat's butt, they just want to know
20 how the city is doing to take care of
21 the residents, and how things are
22 going to get done. Hold on a minute,
23 I am going to be like you. That's
24 how I feel about you. I hope
25 everybody starts coming to these

1 meetings speaking their minds and
2 saying it like it is. You got people
3 that don't look up at you but you
4 want the them to respect you. Hold
5 on a minute.

6 MR. ASTORINO: **MS. SAYERS**, this
7 is your time to talk.

8 **MS. SAYERS**: When you talk you
9 want your respect, why don't you guys
10 show respect to us?

11 MR. ASTORINO: **MS. SAYERS**,
12 earlier in conversation you
13 complained that we were staring at
14 you. When I write a note you
15 complain I am looking down.

16 **MS. SAYERS**: You don't have to
17 stare like some zombie and write
18 notes and looking at other people and
19 just totally ignoring me.

20 Mr. Troyer needs to cool it
21 and relax and when somebody is asking
22 him a question when nobody else is
23 around and that gentleman has a
24 business and I was trying to be
25 nice. Okay. But, you know, you need

1 to go over your job description and
2 you need to be more considerate of
3 other people and some of these things
4 that you guys, you bring up, is
5 totally ridiculous. That's all I got
6 to say. But you know I pray that next
7 November you are not here. Yeah,
8 Tom, you are very rude and
9 inconsiderate.

10 **MR. LOHN: Ralph Lohn, 15960 Meigs**
11 in Brook Park, Ohio. What's
12 up, all you people. All right, first
13 off, I want to start off with yeah to
14 the law lady, Carol Horvath, she
15 stood up to all you guys, man, you
16 guys want to change the law and
17 interpret the law different than the
18 law. She held her ground. I had my
19 doubts about her, she came through
20 like a trooper. All right.

21 Through the chair we will go
22 to Tom Troyer first. Through the
23 chair, the question I have for you,
24 do you have something against female
25 authority, like the Statue of

1 Liberty, Lady Justice? There is a
2 pattern here, you got to follow the
3 law.

4 Through the chair to Jan
5 Powers. I still laugh about the joke
6 you told me at the car show, her joke
7 was she was afraid someone would see me be
8 with her because on social media there would be
9 a whole outroar that we were
10 smoking blunts in the parking lot at
11 Brookgate. That was funny, though.

12 Mrs. McCormick, I wasn't
13 surprised at you arguing with the law
14 lady, you were driving under
15 suspension, you have no respect for
16 the law and you should tighten that
17 up a little bit.

18 MR. ASTORINO: Okay, city
19 business.

20 MR. LOHN: Jimmy Mencini, I
21 was surprised at you arguing with the
22 law lady, she was full on, dude, how
23 would you like it in your basketball
24 game, watch the tape.

1 And clerk lady, I always see
2 you using a paper to fan yourself off
3 with. Since you represent Brook Park
4 I got you a fan.

5 THE CLERK: I have a fan.

6 MR. ZONE: We look cool, we
7 can't look ghetto up here, we are not
8 ghetto field. Jim Astorino, I was
9 cleaning out a -- I was cleaning out
10 a house here in Brook Park and it was
11 Mr. Diemert's, he was a fireman, so
12 nobody in the family wanted a photo
13 album of moments of a firefighter.
14 So that is for you, you put whatever
15 you want in there, I don't know what
16 you put in there, I don't know what a
17 firefighter does, wax a truck,
18 sleeps. I don't know, everybody
19 wants to have a drive along with the
20 police, you always wondered if you
21 had a thing with the fire department,
22 would it be a sleep over and you are
23 cooking smores, you know what I mean.
24 Mayor Coyne, now, hey, you
25 are only one I ever see doing

1 anything, dude, you know, you are
2 getting our cash together, you are
3 getting our city together, it's a
4 hard road, I know that, I have seen
5 it taking its toll. You went white
6 haired now, dude. I feel sorry for
7 you, dude, all time.

8 Richard Scott, you are not in
9 my thing, you are all cool, you are
10 doing great things over there, keep
11 it up, man.

12 Mr. Burgio, I couldn't agree
13 with you more, talking to you, you
14 guys should all get together, not
15 just at a Council meeting, meet for a
16 beer, not just here at an hour
17 Council meeting or something. Why
18 don't you guys meet for chicken wings
19 and a beer or something and discuss
20 some stuff, maybe we can move
21 forward. I cleaned a warehouse out,
22 dude, I got you nylon guitar strings
23 for your axe, since I know how you
24 guys like your axes, you know.

25 Mr. Salvatore, you are doing

1 a great job, I couldn't agree with
2 you more. Last week the Council
3 President should grow a pair and take
4 control of a meeting, not worry a
5 policeman, you don't need one, we are
6 in Brook Park, everybody knows each
7 other.

8 I got to give hats off with
9 the service department, we helped
10 Diemert clean out the garage and
11 clean their house out and everything,
12 you needed had a special pickup,
13 everything else, we went up to the
14 service department, everybody is
15 happy, everybody is cool. You guys
16 should all go party with the service
17 department, you are all happy and
18 they are cool, the guys come to do a
19 the special pickup, they are all
20 happy and all cool, what do they give
21 their guys in there donuts? Man, you
22 know, it's like, my gosh I never met
23 workers who got caught and they are
24 still happy and cool.

25 Money guy, you are cool, keep

1 track of our money, Mayor Coyne, give
2 us more money, money is always a good
3 thing, a lot different than Elliott.
4 The law guys, tell the law lady,
5 thumbs up, I am one of her new fans.

6 That's all I got to say, you
7 guys party on, man.

8 **MR. JEREB: Tim Jereb, 15661**
9 **Hocking Boulevard.**

10 First of all, hats off to the
11 gentleman in front of me, that's a
12 hard act to follow, his heart is in
13 the right place, I guess.

14 My little rant is not going
15 to be as humorous as his was.
16 Councilwoman McCormick, Councilman
17 Scott, you guys get a pass on this,
18 you guys weren't in the office when
19 this first came up. Every other,
20 through the chair, I'm sorry, every
21 others member on this Council knows
22 of my problem with the person who
23 lives next door to me for over two
24 years. I have taken every
25 recommendation that was given to me,

1 I did the mediation meeting, that
2 only poured gas on the fire.

3 Through the chair to
4 Mr. Burgio.

5 MR. ASTORINO: Mr. **Jereb**
6 comments don't go through the chair
7 and your comments are to the chair,
8 make your comments to me, we can all
9 hear.

10 MR. **JEREB**: I believe it was
11 last year, maybe a little bit longer,
12 I invited Council at-large Burgio and
13 D'Amico and Council at-large
14 Salvatore to my house with the
15 neighbor on my street to discuss the
16 problems we were having with this
17 person. Councilman Burgio and
18 D'Amico showed up; Councilman
19 Salvatore chose not to show up.st
20 Councilman Salvatore, I am still
21 waiting for a reply to a question
22 that I asked him a year ago this past
23 August 31st. A week ago Friday, I called
24 the Mayor at 12:30 in the morning
25 because one of the guests of my next door

1 neighbor, I heard a loud thump on the
2 side of my house, I looked out my
3 spare bedroom window, he is urinating
4 on my home. Then when he was done,
5 he made the comment; I just lost 5
6 pounds out of my bladder. I told this
7 to the Mayor. The Mayor said; what
8 do you want us to do? I said; I don't
9 know, you run the city, it's up to
10 you. Then he said, public urination
11 is a minor misdemeanor. I will make
12 anybody up on the dais the same
13 offer, everybody give your home
14 address, when I am driving around in
15 my car and I feel the need to relieve
16 myself, I will just pick an address
17 on your property and see how you
18 would like it. I would like a show
19 of hands of the audience
20 to anybody that would not have a
21 problem with that. I don't know what
22 I can do to take care of this
23 problem.

24 My life was threatened, my
25 personal safety was threatened.

1 Again today I had landscapers out,
2 she comes out barking at them. Makes
3 the comment, that my mother should
4 still be alive and I should be the
5 one that's dead. Then she proceeds
6 to say; God better take him, if God
7 doesn't I will. I perceive this as a
8 threat. I don't think I should live
9 like that, I don't think anybody else
10 in this city should live like that.

11 The only solution that these
12 people have for problem is violence.
13 I am a 63-year old ex-hippy, I don't
14 believe in violence, I ignore it like
15 cancer. They just amp it up every
16 day. I don't get no satisfaction from
17 this city. I know the Mayor said;
18 well, we are not going to get
19 involved in neighbor disputes. Maybe
20 it's time you did, because if this
21 keeps up it's not going to be a happy
22 ending, somebody is going to get
23 hurt. I think the person that get
24 hurts is me. If that happens, I am
25 coming after some of these people on

1 this dais through the legal system.

2 You are all aware of this
3 problem I have been having for two
4 years. Some of you are aware of the
5 same problem other people on this
6 street have been having with the same
7 person. Nothing gets done.

8 That's all I got to say.
9 Something better get done. Thank you
10 for your time.

11 MRS. ROBERTS: Jennifer
12 Roberts, 5368 West 151st Street.

13 I am going to address an
14 issue that I have with Councilwoman
15 Powers -- sorry I am looking at you.
16 Councilwoman Powers at the last Caucus
17 said; if you have nothing nice to
18 say, don't say anything at all. I
19 was also taught if you had nothing
20 nice to say, say nothing at all.

21 I almost fell out of my chair
22 when I heard those words come out of
23 your mouth. Why? Because you are on
24 a crusade to discredit me, my
25 children and other nameless people on

1 my street for over a year, well
2 before I even met you. You have gone
3 to great length to spread lies that
4 my neighbor, your friend has told
5 you. You went to the safety
6 director, the chief of police, the
7 Mayor, anyone else that would
8 listen. Furthermore, you attended
9 a Neighborhood Watch meeting in June and July
10 and August as well. You said some
11 awful things about families in your
12 ward making statement as fact, even
13 though you have no evidence to back
14 up these statement. The bulk of what
15 you said was outright lies, while the
16 rest was a grossly exaggerated
17 version of the truth.

18 This summer you and my
19 neighbor went door-to-door in the
20 Fairlawn area to plant the seeds of
21 distrust. I spoke to multiple
22 individuals who told me about your
23 endeavor. You came knocking at their
24 doors as a member of Brook Park
25 Neighborhood Watch, a group you never

1 joined as a member. Now, I can give
2 you the benefit of the doubt and we
3 can assume that the residents
4 misunderstood you and that you were
5 representing your own group. I was
6 under the impression that your group
7 was called neighbors helping
8 neighbors and not Neighbors bashing
9 Neighbors, and bashing is what you
10 did. Do you even know what the word
11 slander means.

12 By taking an active role in
13 the neighborhood watch group I am
14 trying to make a difference And I am
15 going to give back to my community.
16 Also I am working toward repairing
17 the damage done to the reputation of
18 my families on my street. My kids
19 are students and they are caring and
20 considerate. Anyone who knows my
21 children will vouch for them. They
22 don't deserve to be branded as
23 juvenile delinquents as a way to
24 further the agenda. And again, even
25 though I work full time and I have 2

1 children to be raised, I have chosen
2 to give hours of my life time to the
3 neighborhood watch group. I even
4 developed a monthly newsletter filled
5 with useful content to my block watch
6 area that I print and distribute at
7 my own expense. I am not looking for
8 accolades, however, a little support
9 from my Councilwoman would be nice.
10 However, you are trying to discredit
11 me along with the neighborhood watch
12 group, you even made a childish move
13 by booking the third Monday at the
14 church for your own group, even tough
15 you already knew the neighborhood
16 watch group was using the third
17 Monday. And on top of your behavior
18 as a leader of Brook Park's
19 Beautification and Pride Committee
20 had slandered the Neighborhood W
21 Group on Facebook. I don't and I
22 wouldn't have bad-mouthed either of
23 your groups, instead we should be
24 working together to improve our city.
25 It's obvious by your and this other

1 individual's actions that you don't
2 feel the same way.

3 In regard to the situation on
4 my street, it's no secret there has
5 been an on-going dispute with my
6 neighbor, your friend. Last year when
7 I found out about your involvement
8 with our neighbor's dispute, I tried
9 to call you to tell you our side of
10 the story, thinking that you would
11 want to hear from the other side, but
12 I was wrong, you hung up on me. I
13 have talked to several individuals
14 that told me that you hung up on them
15 as well when they called you for
16 other issues. It turns out that you
17 think you can pick and chose who you
18 represent in your ward. For
19 instance, after one of the August
20 meetings I witnessed you tell another
21 woman in your ward who was
22 questioning on why you abstained from
23 voting, that she is only one person,
24 that you chose not to represent her.
25 That's a strong statement. You choose

1 not to represent her. When did our
2 elected officials get to choose who
3 they represent? All of us
4 pay your salary, it doesn't matter if
5 we voted for you or if we agree with you,
6 you must represent us. You do not
7 have the right to deny any American
8 their right to representation as afforded
9 to us by the U.S. Constitution.

10 So in closing I am going to
11 ask two things from you, my
12 Councilwoman. First, I ask that you stop
13 The crusade against the families on the street
14 And you stop undermining the Neighborhood
15 Watch Group.

16 Second, if you don't feel
17 that like you are capable of
18 representing all of your
19 constituents, I suggest that you
20 chooseto represents none of them by
21 stepping down from your position.

1 Thank you.

2 MR. ROBERTS: Steve Roberts
3 5368 West 151st.

4 To the chair, two weeks ago I
5 came to this podium and discussed
6 some things with you. I asked for a
7 meeting to try to fix them. It's
8 been two weeks, all I have heard is
9 crickets. You said I can only talk
10 about city business. Was it city
11 business two Friday's ago when you and
12 a certain someone related to you that
13 were right across the street from me,
14 instead of coming and talking to me
15 like I asked you to at the meeting,
16 you just took pictures of my family
17 and my guests. Don't lie, one of the
18 witnesses is sitting here. I am going
19 to ask you again, are you willing to
20 meet with me to discuss with me the
21 infatuation of the Astorinos' with the
22 Robertsons? I will wait. I am still
23 hearing crickets.

24 MR. ASTORINO: Sir, we don't
25 have interchange like this.

1 MR. ROBERTS: You can't give
2 me a yes or no?

3 MR. ASTORINO: Sir, I won't
4 have the interchange like this.

5 MR. ROBERTS: You can't give
6 me a yes or no?

7 MR. ASTORINO: Usually a
8 Councilman will make a motion to
9 address the comments. It's not a
10 dialogue that we have here. It's
11 your turn.

12 MR. ROBERTS: I will wait
13 around afterwards, you will give me
14 an answer yes or no, it's yes or no,
15 50/50.

16 Thank you.

17 MR. ASTORINO: Anyone else
18 coming to the podium?

19 MR. ASTORINO: You need to
20 state your name and address once
21 again for the record.

22 MR. FULTZ: My name is Vaughn
23 Fultz. I live at 21890 Crestview

1 Drive.

2 MR. FULTZ: I live at 21890
3 Crestview Drive.

4 **MAYOR COYNE:** Mr. Chairman, motion to
5 Priveledge.

6 MR. ASTORINO: Can you wait
7 one second, please.

8 MR. ASTORINO: Go ahead.

9 **MAYOR COYNE:** Thank you. You
10 have a right to address the Council
11 at this meeting the issue that I think
12 that you are going to speak about
13 relative to the situation we had a
14 few weeks ago I would caution you
15 about the statements you make
16 publicly.

17 MR. FULTZ: Caution me about
18 what?

19 **MAYOR COYNE:** Caution you
20 about any statements you may make
21 publicly you don't incriminate
22 yourself, as a courtesy to you.

23 MR. FULTZ: Okay, Mayor.

24 **MAYOR COYNE:** As these issues

1 are under investigation, people could
2 be charged, not be charged. I don't
3 want you in any way not to understand
4 that is a possibility. You are free
5 to say what you want, I just thought it
6 was imperative after speaking to the
7 law department to at least advise
8 you of that.

9 MR. FULTZ: I am not afraid of
10 any scare tactic.

11 MAYOR COYNE: It is not a
12 scare tactic, it's concern for you as
13 a citizen. I am advising you this is
14 a public meeting, this is live
15 streamed to folks and I don't know what
16 you're going to talk about.

17 MR. FULTZ: Okay.

18 MAYOR COYNE: If you are going
19 to talk about anything relative to those
20 incidents that occurred. I would caution you
21 as to what you say to protect your right.

1 I am not trying to
2 intimidate you in any way.

3 MR. FULTZ: I don't feel that
4 should be brought up. I wanted to
5 talk about something going on --

6 MAYOR COYNE: That's fine.
7 Thank you, Mr. Chairman.

8 MR. ASTORINO: All right, sir.

9 MR. FULTZ: Do I need to say
10 my name and address?

11 MR. ASTORINO: No.

12 MR. FULTZ: I want to address
13 first a few things that's bothering
14 me about what happened. I do want to
15 share with everybody up there that I
16 am going to be totally honest. One
17 thing that bothered me today coming
18 to this meeting is I came in a little
19 late and you guys were on letter H, in
20 which I could see that there was no
21 respect while the Mayor was talking
22 and am

REVISED BY THE CLERK OF COUNCIL AS INSTRUCTED BY CITY COUNCIL.

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REGULAR MEETING OF THE
BROOK PARK CITY COUNCIL
- - - - -

Transcript of Regular Meeting of the Brook
Park City Council, commencing at 7 p.m.,
Tuesday, September 20, 2016 in the City
Council Chambers at 6161 Engle Road, Brook
Park, Ohio 44142.

1 TRANSCRIPT OF PROCEEDINGS

2 - - - - -

3 THE CLERK: Today is Tuesday,
4 September 20, we have a Council
5 meeting at 7:00 p.m.6 MR. ASTORINO: Good evening,
7 everyone, welcome to the September
8 20, 2016 Regular Council Meeting for
9 the City of Brook Park. I will ask
10 the clerk to please call you the
11 roll.

12 THE CLERK: Scott?

13 MR. SCOTT: Here.

14 THE CLERK: Burgio?

15 MR. BURGIO: Here.

16 THE CLERK: Salvatore?

17 MR. SALVATORE: Here.

18 THE CLERK: Troyer?

19 MR. TROYER: Here.

20 THE CLERK: Powers?

21 MRS. POWERS: Here.

22 THE CLERK: McCormick?

23 MS. MCCORMICK: Here.

24 THE CLERK: Mencini?

25 MR. MENCINI: Here.

1 MR. ASTORINO: Please stand
2 and join in the pledge of allegiance.
3 (Pledge of Allegiance.)

4 MR. ASTORINO: The next item
5 on the agenda is Approval of Minutes
6 of preceding meetings. We have
7 nothing under that.

8 Before we get to item D, I
9 would like to entertain a motion, we
10 have some Resolutions to be passed
11 out tonight, so I would like to
12 entertain a motion that we go out of
13 the Regular Order of Business for
14 items 4 through 7.

15 MR. TROYER: So made.

16 MR. MENCINI Supported.

17 MR. ASTORINO: Any
18 discussion? Seeing none, we will
19 call the roll

20 THE CLERK: Troyer?

21 MR. TROYER: Yes.

22 THE CLERK: Mencini?

23 MR. MENCINI: Yes.

24 THE CLERK: McCormick?

25 MS. MCCORMICK: Yes.

1 THE CLERK: Powers?

2 MRS. POWERS: Yes.

3 THE CLERK: Salvatore?

4 MR. SALVATORE: Yes.

5 THE CLERK: Burgio?

6 MR. BURGIO: Yes.

7 THE CLERK: Scott?

8 MR. SCOTT: Yes.

9 MR. ASTORINO: We are out of
10 the Regular Order of Business. The
11 first order of business is item
12 4.

13 THE CLERK: Resolution 29-2016
14 honoring Samantha Rocco Miss Brook
15 Park 2015 and declaring an
16 emergency. Introduced by Councilman
17 Salvatore, Councilmembers Troyer,
18 Mencini, Scott, Burgio, McCormick and
19 Council President Astorino.

1 **MR. SALVATORE** : Motion to suspend

2 **MR. MENMCINI** : Supported.

3 **MR. ASTORINO** : Properly
4 supported, we will call the roll for
5 suspension.

6 **THE CLERK** : Salvatore?

7 **MR. SALVATORE** : Yes.

8 **THE CLERK** : Mencini?

9 **MR. MENCINI** : Yes.

10 **THE CLERK** : McCormick?

11 **MS. MCCORMICK** : Yes.

12 **THE CLERK** : Powers?

13 **MRS. POWERS** : Abstain.

14 **THE CLERK** : Troyer?

15 **MR. TROYER** : Yes.

16 **THE CLERK** : Burgio?

17 **Mr. Burgio** : Yes.

18 **THE CLERK** : Scott?

19 **MR. SCOTT** : Yes.

20 **MR. ASTORINO** : Suspension has
21 been approved.

22 **MR. SALVATORE** : Motion to adopt

23 **MR. MENCINI** : Support.

1 MR. ASTORINO: A motion to
2 adopt, properly supported. Any
3 discussion on the adoption? Seeing
4 none, we will call the roll on
5 adoption.

6 THE CLERK: Salvatore?

7 MR. SALVATORE: Yes.

8 THE CLERK: Mencini?

9 MR. MENCINI: Yes.

10 THE CLERK: McCormick?

11 MS. MCCORMICK: Yes.

12 THE CLERK: Powers?

13 MRS. POWERS: Abstain.

14 THE CLERK: Troyer?

15 MR. TROYER: Yes.

16 THE CLERK: Burgio?

17 MR. BURGIO: Yes.

18 THE CLERK: Scott?

19 MRS. POWERS: Yes.

20 MR. ASTORINO: Resolution
21 number 29-2016 has been adopted under
22 suspension.

23 The next item is 5.

24 THE CLERK: Resolution number
25 30-2016 honoring Anna Marie Sulminski

1 Miss Brook Park 2016 and declaring an
2 emergency. Introduced by Councilman
3 Salvatore, Councilmembers Troyer,
4 Mencini, Powers, Scott, Burgio,
5 McCormick and Council President Astorino

6 MR. ASTORINO: Is there a
7 motion to suspend?

8 MR. MENCINI: Move to suspend.

9 MR. SCOTT: Support

10 MR. ASTORINO: Motion to
11 suspend. Discussion on suspension?
12 Seeing none, we will call the roll.

13 THE CLERK: Mencini?

14 MR. MENCINI: Yes.

15 THE CLERK: Scott?

16 MR. SCOTT: Yes.

17 THE CLERK: Burgio?

18 MR. BURGIO: Yes

19 THE CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 THE CLERK: Troyer?

22 MR. TROYER: Yes.

23 THE CLERK: Powers?

24 MRS. POWERS: Abstain.

25 THE CLERK: McCormick?

1 MS. MCCORMICK: Yes.

2 MR. ASTORINO: Suspension has
3 been approved.

4 MR. MENCINI: A motion to adopt.

5 MR. SCOTT: Support.

6 MR. ASTORINO: Properly
7 supported. Discussion on adoption?
8 Seeing none, we will call the roll.

9 THE CLERK: Mencini?

10 MR. MENCINI: Yes.

11 THE CLERK: Scott?

12 MR. SCOTT: Yes.

13 THE CLERK: Burgio?

14 MR. BURGIO: Yes.

15 THE CLERK: Salvatore?

16 MR. SALVATORE: Yes.

17 THE CLERK: Troyer?

18 MR. TROYER: Yes.

19 THE CLERK: McCormick?

20 MS. MCCORMICK: Yes.

21 THE CLERK: Powers?

22 MRS. POWERS: Abstain.

23 MR. ASTORINO: Resolution
24 number 30-2016 has been adopted under
25 Suspension of the Rules.

1 We move to item M-6.

2 THE CLERK: Resolution Number
3 31-2016 honoring Brooklyn Varga
4 Junior Miss Brook PARK 2016 and
5 declaring an emergency. Introduced by
6 Councilman Salvatore, Councilmembers
7 Troyer, Mencini, Powers, Scott,
8 Burgio, McCormick and Council
9 President Astorino

10 MR. MENCINI: Move to suspend.

11 MR. SCOTT: A motion to
12 suspend, properly supported.
13 Discussion on the motion? Seeing
14 none, we will call the roll.

15 THE CLERK: Mencini:

16 MR. MENCINI: Yes.

17 THE CLERK: Scott?

18 MR. SCOTT: Yes.

19 THE CLERK: Burgio?

20 MR. BURGIO: Yes.

1 THE CLERK: Salvatore?
2 MR. SALVATORE: Yes.
3 THE CLERK: Troyer?
4 MR. TROYER: Yes.
5 THE CLERK: Powers?
6 MRS. POWERS: Abstain.
7 THE CLERK: McCormick?
8 MS. MCCORMICK: Yes.
9 **MR. MENCINI:** Move to adopt.
10 MR. ASTORINO: It has been
11 approved, motion to adopt.
12 **MR. SCOTT:** Support.
13 MR. ASTORINO: Properly
14 supported. Discussion on adoption?
15 Seeing none, we will call the roll.
16 THE CLERK: Mencini?
17 MR. MENCINI: Yes.
18 THE CLERK: Scott?
19 MR. SCOTT: Yes.
20 THE CLERK: Burgio?
21 MR. BURGIO: Yes.
22 THE CLERK: Salvatore?
23 MR. SALVATORE: Yes.
24 THE CLERK: Troyer?
25 MR. TROYER: Yes.

1 THE CLERK: McCormick?

2 MS. MCCORMICK: Yes.

3 THE CLERK: Powers?

4 MRS. POWERS: Abstain.

5 MR. ASTORINO: Resolution

6 Number 30-2016 has been adopted under
7 Suspension of the Rules.

8 Move to item M 6.

9 THE CLERK: Resolution Number
10 31-2016 honoring Brooklyn Varga
11 Junior Miss Brook Park 2016 and
12 declaring an emergency. Introduced
13 by Councilman Salvatore, Council
14 members Troyer, Mencini, Powers,
15 Scott, Burgio, McCormick and Council
16 President Astorino.

17 MR. MENCINI: Move to Suspend.

18 MR. SCOTT: Support.

19 MR. ASTORINO: A motion to
20 suspend, properly supported.
21 Discussion on the motion? Seeing
22 none, we will call the roll.

23 THE CLERK: Mencini?

24 MR. MENCINI: Yes.

25 THE CLERK: Scott?

1 MR. SCOTT: Yes.
2 THE CLERK: Burgio?
3 MR. BURGIO: Yes.
4 THE CLERK: Salvatore?
5 MR. SALVATORE: Yes.
6 THE CLERK: Troyer?
7 MR. TROYER: Yes.
8 THE CLERK: Powers?
9 MRS. POWERS: Abstain.
10 THE CLERK: McCormick?
11 MS. MCCORMICK: Yes.
12 MR. ASTORINO: Suspension has
13 been approved.
14 MR. MENCINI: Motion to adopt.
15 MR. SCOTT: Support.
16 MR. ASTORINO: A motion to
17 adopt, properly supported. Any
18 discussion? Seeing none, we will
19 call the roll on adoption. Clerk,
20 call the roll.
21 THE CLERK: Mencini?
22 MR. MENCINI: Yes.
23 THE CLERK: Scott?
24 MR. SCOTT: Yes.
25 THE CLERK: Burgio?

1 MR. BURGIO: Yes.
2 THE CLERK: Salvatore?
3 MR. SALVATORE: Yes.
4 THE CLERK: Troyer?
5 MR. TROYER: Yes.
6 THE CLERK: Powers?
7 MRS. POWERS: Abstain.
8 THE CLERK: McCormick?
9 MS. MCCORMICK: Yes.
10 MR. ASTORINO: Resolution No.

11 31-2016 has been adopted under approved

12 Suspension of the Rules. Adopted

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We move to item M 7.

THE CLERK: Resolution Number
32-2016 honoring the Cleveland
Cavaliers 2016 National Basketball
Championship and declaring an
emergency. Introduced by Councilman
Salvatore, Councilmembers Troyer,
Mencini, Powers, Scott, Burgio,
McCormick and Council President
Astorino.

MR. MENCINI: Move to suspend.

MR. BURGIO: Support.

MR. ASTORINO: A motion to
suspend, properly supported.
Discussion on the suspension? Seeing
none, we will call the roll on

1 suspension.

2 THE CLERK: Mencini?

3 MR. MENCINI: Yes.

4 THE CLERK: Burgio.

5 MR. BURGIO: Yes.

6 THE CLERK: Scott?

7 MR. SCOTT? Yes.

8 THE CLERK: Salvatore?

9 MR. SALVATORE: Yes.

10 THE CLERK: Troyer?

11 MR. TROYER: Yes.

12 THE CLERK: Powers.

13 MRS. POWERS: Abstain.

14 THE CLERK: McCormick?

15 MS. MCCORMICK: Yes.

16 MR. ASTORINO: Suspension has

17 been approved.

18 MR. MENCINI: Moveto adopt.

19 MR. TROYER: Support.

20 MR. ASTORINO: A motion to

21 adopt, supported properly. A motion

22 to adopt, call the roll on adoption.

23 THE CLERK: Mencini?

24 MR. MENCINI: Yes.

25 THE CLERK: Troyer?

1 MR. TROYER: Yes.

2 THE CLERK: Powers.

3 MRS. POWERS: Abstain.

4 THE CLERK: McCormick?

5 MS. MCCORMICK: Yes.

6 THE CLERK: Scott?

7 MR. SCOTT: Yes.

8 THE CLERK: Burgio?

9 MR. BURGIO: Yes.

10 THE CLERK: Salvatore?

11 MR. SALVATORE: Yes.

12 MR. ASTORINO: Resolution
13 number 32-2016 has been adopted under
14 suspension. I believe, we have 3
15 of the 4 here. Councilman
16 Salvatore, would you like to make a
17 presentation? Councilman Salvatore,
18 it's your choice. The microphone is
19 on at the podium if you would like to
20 make it from the podium.

21 MR. SALVATORE: This is a very
22 proud moment for me to be able to be
23 in a position to honor the youth of
24 our community. I grew up here,
25 sometimes I feel like I am one of

1 youth of the community. Obviously I
2 am not. On behalf of the Mayor,
3 Council and all the residents of
4 Brook Park, we would like to present
5 you with this Resolution and
6 congratulate you for becoming
7 Miss Brook Park. At this time we
8 usually provide 30 to 35 minutes to
9 talk if you would like to start now,
10 you can do half now and half later.

11 MISS ROCCO: Thank you for
12 honoring me today, it's an honor
13 being Miss Brook Park and I love
14 representing the city.

15 MR. SALVATORE: Again it's
16 also an honor to be standing here in
17 front of you presenting you with a
18 Resolution on behalf of Mayor Coyne,
19 Members of City council, the entire
20 City of Brook Park, it a real
21 privilege to present this to you. I
22 understand you did a great job.

23 MISS ROCCO: Thank you for
24 inviting me and letting me be a
25 representative of the City.

1 MR. SALVATORE: Just for the
2 record, we didn't let you, you won
3 it. Anybody here for Samantha Rocco?
4 Last but not least, we have a
5 Resolution honoring the Cleveland
6 Cavaliers and I understand you are
7 the voice of the Cavaliers. One of
8 them. Again, on behalf of the City
9 of Brook Park, the Mayor, the
10 Council, you have really honored us
11 to be here today, the Cavaliers have
12 really demonstrated what it really
13 takes to be a champion, they have
14 every child in Brook Park on a path
15 of wanting to become champions just
16 like the Cleveland Cavaliers. You
17 certainly gave a big boost to the
18 economy, not just Brook Park but the
19 whole area. I will be going to
20 church every Sunday praying they do
21 it again, one more time.

22 **CAVS REPRESENTATIVE:** Sorry I can't be
23 pretty like these young ladies. On
24 behalf of our owner Dan Gilbert and
25 the entire Cavaliers organization it

1 is an honor to be here. Thank you
2 for the Resolution.

3 June 29, 2016 the Cavaliers
4 felt all the love the great City of
5 Brook Park and across Northeast
6 Ohio. Thank you for all the
7 support. Like you said, I can come
8 back here next year double time and
9 thank you very much.

10 MR. ASTORINO: Council, I
11 would like to entertain a motion to
12 go back to the regular order the of
13 business.

14 MR. BURGIO: Motion.

15 MR. TROYER: Support.

16 MR. ASTORINO: Council, we
17 have a motion to go back to the
18 regular order of business.

19 MR. ASTORINO: Call The roll
20 on the motion to go back to the
21 regular order of business.

22 THE CLERK: Burgio?

1 MR. BURGIO: Yes.

2 THE CLERK: Troyer?

3 MR. TROYER: Yes.

4 THE CLERK: Powers.

5 MRS. POWERS: Yes.

6 THE CLERK: Mencini?

7 MR. MENCINI: Yes.

8 THE CLERK: McCormick?

9 MS. MCCORMICK: Yes.

10 THE CLERK: Scott?

11 MR. SCOTT: Yes.

12 THE CLERK: Salvatore?

13 MR. SALVATORE: Yes.

14 MR. ASTORINO: We are going

15 back to the Regular Order of

16 Business, which is item number D,

17 letter D, reports of the Standing

18 Committees, going to Aviation and

19 Environmental, Councilmember Powers.

20 MRS. POWERS: Thank you

21 Mr. Chairman. There is no report

22 tonight. Thank you.

23 MR. ASTORINO: Thank you. We

1 will go to Finance Committee,
2 Councilwoman McCormick.

3 MS. MCCORMICK: Board of
4 Control met this evening at 6:30,
5 there were 19 items approved. On
6 First Reading the Finance Committee
7 has 3 items, we will have a chance to
8 explain them, and we can suspend this
9 evening to move them along.
10 They are somewhat time-sensitive.
11 That's all I have.

12 MR. ASTORINO: Does that
13 conclude your report?

14 MS. MCCORMICK: Yes, that's
15 all I have.

16 MR. ASTORINO: Legislative
17 Committee, Mr. Troyer.

18 MR. TROYER: Thank you,
19 Mr. Chairman. We have 5 items on the
20 agenda, 4 of them were already
21 passed. That's all I have to report
22 for now. Thank you.

23 MR. ASTORINO: Thank you.
24 Parks and Recreation, **Councilman**
25 Mencini.

1 MR. MENCINI: Thank you,
2 Mr. Chairman. Baseball, Softball, Tee
3 Ball, Adult Softball, these are all
4 over for this year, we had a great
5 season, hopefully you caught a lot of
6 games with family, friends and maybe
7 more. We are starting Mens' Softball,
8 that would be on Wednesday evening.
9 Football and cheerleading, the
10 opening day was Saturday, September
11 10TH. It went pretty good.
12 There was a little rain for games we
13 made up, there is games for
14 Saturday. If you get a chance, the
15 **Brooklyn** Youth Football Pprogram is
16 using our field. Middleburg Junior
17 High will be using it one more time,
18 I am not exactly sure of the day they
19 will be over there again, that would
20 a Wednesday or Tuesday. We have
21 currently have Dodgeball,
22 Volleyball, Womens' Volleyball.
23 October 1st we will start the sign up
24 for Dodgeball Volleyball, Womens'
25 Volleyball and October 1st we will

1 start the sign up for football and
2 cheerleading dance regulations will
3 also be accepted. This morning we had
4 a great turn out for the seniors for
5 there Tuesday morning Senior program
6 we had pop and lunch and the Mayor was there
7 and a couple of Councilmembers. Giant
8 Eagle will be holding its flu shots
9 on October 7th, okay, that will be I
10 believe at the rec center. We don't
11 have a specific time, but that will
12 be October 7th, I am sure they will be
13 in the morning. If you want to call
14 the center and find out, remember
15 that date, October 7th the flu shots I
16 believe at the rec center. Senior
17 social, that's my idea, I will get to
18 that in a minute, that would be
19 Thursday, October 13th at the rec
20 center from 9 a.m. to 11 a.m. It was
21 something that Maryann put into
22 operation for our seniors.

23 Our kids get a lot of
24 attention, we are starting to get a

1 lot of seniors, we definitely want as
2 well as yourself over at the rec
3 center. That would be October 13th a
4 Thursday, 9 a.m. to 11 a.m. The
5 minutes to win it that will be,
6 October 14th from 12:00 noon to 2:00 p.m.
7 the kids will be out of school that
8 day.

9 The annual Halloween party
10 will be Sunday, October 23rd from
11 11 a.m. to 2 p.m. The theme will be
12 the Disney characters. If Council
13 needs I can assign some Disney
14 character, if they get the costume in
15 the Disney character, I will look
16 around, and have a good time,

17 October 23rd from 11 a.m. to
18 2 p.m. This is kind of important,
19 putting all fires out, distribution,
20 some residents get it this week, take
21 your time to read it, it's about the
22 upcoming programs and events, things
23 we will be having in October, the
24 month of October. Look in there,
25 there is a lot of things going on

1 Saturday at the rec center, hopefully
2 a lot more bigger things we will be
3 taking a look in there and stay
4 aware. Also on Friday, September 9TH
5 that was this past week, Gary Baker
6 and 3 other members of the Browns, I
7 believe they are all tight-ends, they
8 had their back to school at the rec
9 center, they passed out backpacks and
10 school supplies to over 95 of our
11 student participants. I was there and
12 as well as police officer **KAZ**, **there was** pizza.
13 Hopefully, we will have more
14 things like that and many other
15 events. I appreciate it,
16 Mr. Chairman, that's all I have,
17 thanks for listening.

18 MR. ASTORINO: Thank you,
19 Councilman. Move to the Planning
20 Committee, Councilman Troyer.

21 MR. TROYER: The Planning
22 Committee, thank you, Mr. Chairman.
23 As I stated, 3 items on the meeting

1 coming up. We did have a meeting a
2 week from yesterday, a week before
3 yesterday, last week Monday, what we
4 did, we approved 3 requests for
5 aesthetics to construct a a roof over
6 porch at 15383 Harrison that very much
7 increases the value of their home and
8 hopefully help the neighborhood.

9 The second one was a request
10 for aesthetic approval to install
11 signage at 15320 Brookpark Road for Earl's
12 Collision Center, that was approved
13 With some landscaping that's going to
14 be nice over there.

15 And the third one is a
16 request approval to install an 80" by
17 15" canopy at Sun Plum Farmers Market
18 located in U3-A3, that's the old
19 market that's going to be
20 reopened. And again, that was
21 approved, the awning, it's not going
22 to look like the solid fabric one
23 that was blowing in the wind, this is
24 going to be a wood frame with a metal
25 roof that should last. This is going

1 to be a nice improvement and
2 hopefully everyone visits once that
3 market is up and running,
4 it is going to be another Brook Park
5 business.

6 That's all I have tonight.

7 I was at the seniors meeting
8 this morning and they did a Best of
9 Brook Park seniors. They are all the
10 seniors, and would have to agree
11 that was a great event.

12 Thank you.

13 MR. ASTORINO: Thank you. Move
14 to the Safety Committee, Councilman
15 Salvatore.

16 MR. SALVATORE: Thank you,
17 Mr. Chairman. I have no report this
18 evening.

19 MR. ASTORINO: Thank you.
20 Move to Service Committee.
21 Mr. Burgio.

22 MR. BURGIO: Thank you,
23 Mr. Chairman. The Service Committee
24 has no report to submit.

1 MR. ASTORINO: Thank you.
2 Board of Zoning Appeals, Councilman
3 Scott.

4 MR. SCOTT: Thank you,
5 Mr. Chairman. The Board of Zoning
6 Appeals met on Monday, September 12, we
7 had 3 items on our agenda. The first
8 one was a request that 11/2 foot wide
9 sidelot variance to install an
10 above ground swimming pool at 15556
11 Hocking Boulevard, and that was
12 approved.

13 The second one was a 5'
14 side lot variance, line variance to
15 install an above ground swimming pool
16 at 6450 Leslie Drive, and that one
17 was approved, too.

18 And to go on to Councilman
19 Troyer, a request for a variance to
20 operate an electronic message board
21 at 15320 Brook Park Road, Earl's
22 Collision Center and all 3
23 items were approved.

24 Thank you.

25 MR. ASTORINO: Thank you,

1 Council. That concludes the items
2 under letter D. We will move to
3 letter E, which is Report from
4 Special Committees. we will go to
5 Southwest General Health Center
6 Trustee, Councilman Salvatore.

7 MR. SALVATORE: Thanks again,
8 Mr. Chairman.

9 We haven't had a System Board
10 Meeting since my last report. I just
11 came from a Special Meeting of
12 planning our hospital's future and we
13 did identify 6 areas that we can
14 focus on. Our plans should be
15 completed sometime around the end of
16 November, early December to present
17 to the board and I will have more
18 information for Council then.

19 I will be in attendance at an
20 all days Board of Trustees Advance
21 meeting on Friday, October 7TH. The
22 next scheduled System Board meeting
23 will be held on October 12TH.

24 That concludes my report,
25 Mr. Chair.

1 MR. ASTORINO: Thank you. We
2 will move to the Berea Board of
3 Education Committee, Councilman
4 Burgio.

5 MR. BURGIO: Thank you,
6 Mr. Chairman. I have several items
7 to report on. Lots of things
8 happening in the school district. On
9 Monday, September 17th, I will start
10 with a School Board meeting that I
11 attended a week ago Monday. An
12 Appropriation modification change was
13 approved by the board to approve a
14 school bus for \$80,000.

15 The Monday, September 19th
16 meeting was changed to September
19 26th.
20 A new book is being published
21 by the District, the next booklet is
22 being published by district promoting
23 a more friendly welcome and friendly
24 environment at school events and will
25 be made available to all staff
26 members. A district technology was

1 also announced to begin on November
2 19th by the Assistant Superintendent,
3 on safety and security.
4 The Safety and Security Committee
5 updates its security procedures every
6 3 years and it's safety plan
7 annually. Assistant Grozek stated only 20
8 percent of school districts in Ohio
9 are in compliance. He tested the
10 software known as Navigate that every
11 teacher has on their smart phone,
12 as well as first responders such as police
13 and fire personnel. It teaches
14 proper protocol and procedures for
15 easy access should an emergency
16 situation arise. For instance, if a
17 situation developed, a perpetrator
18 was on the second floor of a
19 building, a floor plan could easily
20 be found with this and showing the
21 entire layout, saving time for first
22 responders to act. 4 police officers
23 also contributed to the presentation
24 in regards to the district school

1 resources policy program. The
2 officers in attendance cover Grindstone
3 Brook Park Elementary, Ford and
4 Brookview Elementary. Brook Park officer,
5 **KAZ** was named as the Greater
6 Cleveland Safety Committee Polish
7 Member of the year, hats off to him
8 for all his involvement locally as
9 well as the entire community. Board
10 member, retired Police Officer and
11 DARE Officer Fred **Szabo** personally
12 thanked all of these officers for
13 what they do in the school and
14 community. A presentation will be
15 held, called Internet Safety for
16 Parents, this will be held Thursday,
17 September 29th, it will be 7p.m. to 9 p.m.
18 An informational night for parents to

1 understand more about Internet
2 Safety, Cyberbullying, issues that
3 have to do with computers and
4 Internet. The speaker, his name is
5 Jesse **Weinberger**, a nationally
6 renowned internet safety presenter
7 and also an author. This will be
8 again on September 29, Thursday 7 p.m.
9 to 9 p.m.

10 November 16th one of the
11 persons that will be in attendance at the
12 school business meeting, Becky
13 Conrad, the PTA Council President
14 will talk about Let's Talk to our
15 kids about drug prevention and make a
16 presentation at Ford Intermediate
17 School, that will be November 16th at
18 6 p.m. a light dinner and 7 p.m. a
19 presentation. It's a little bit down
20 the road. I thought I would let you
21 know to get it out and also any
22 questions she can answer on this
23 at Bereacouncil@gmail.com.

24 Lastly, this will be the 8th
25 Annual Turkey Trot happening on

1 November 22nd and students
2 participated in nearly a 2-mile run
3 and all proceeds from the funds
4 raised will be divided equally
5 between food banks between the City
6 of Brook Park, Middleburg and Berea.
7 Last year 500 students and
8 staff participated in the event.

9 Lastly, there was an Executive
10 Session for evaluation of personnel.

11 That concludes my report.

12 MR. ASTORINO: Thank you,
13 Councilman. That concludes
14 everything under letter E.

15 Letter F is Reports of Boards
16 and Commissions. We have nothing
17 on the agenda.

18 Letter G, Introduction of
19 Resolutions of Commendation. There is
20 nothing to report.

21 Letter L, this is Reports and
22 Communications from the Mayor.
23 Mr. Mayor.

MAYOR COYNE: Thank you,

1 Mr. Chairman. Just to begin, I think
2 the world knows that we lost a State
3 Trooper who had an individual pulled
4 over for a traffic violation and was
5 killed by a driver who was under the
6 influence of something. Probably the
7 most uncomfortable duty we assign our
8 police officers are those radar guns
9 up on the highway. If I had my way
10 they would not be up there ever, and
11 I mean ever. But it is our job to
12 enforce the laws on interstates going
13 through our community. So we have to
14 put them at risk. So we ask you to
15 stay off your cell phones and pay
16 attention to what's happening when
17 you are driving so we don't lose
18 needlessly another outstanding law
19 enforcement officer. So please be
20 cautious of that whenever you are
21 traveling.

22 Mr. Healy and I met with
23 our financial advisor relative to
24 bonds and we will finalize it this
25 week about the analysis at the rec

1 center. The numbers seem to work and
2 finalize to make a presentation to
3 the Recreation Commission in October,
4 conduct public hearings thereafter
5 for the Members and citizens on the
6 rec center so that there is an
7 understanding what we are proposing
8 and we hope to have legislation
9 and beginning of discussion with Council
10 hopefully by the end of October. So
11 we can move forward on the Recreation
12 Center. It's probably one of
13 the most important decisions that we
14 are going to make since my return
15 here as to what is going to happen
16 with a vital asset to our city, one
17 that's draining assets as well. So
18 before Councilman Mencini asked me
19 that, I thought I would answer that
20 question.

21 Councilman Troyer, I have
22 good news, the dispatch center
23 without unforeseen tragedy, it
24 appears the first of October
25 there will be a transfer of personnel

1 from the dispatch, that's what the
2 director tells me. We have a little
3 bugs to work out with AT&T. That's a
4 load off my mind for that.

5 Following the social media,
6 there was a mention of some kind of a
7 restaurant coming into Bucci's in
8 Berea. The residents were raising
9 issue with what we do here in the
10 City of Brook Park. We have a full
11 time Economic Development Commissioner,
12 yes, he does visit with businesses
13 and we pride ourselves on retaining
14 jobs and creating as many as we can.
15 You may see on the Facebook page, we
16 visited Cuyahoga Machine and cut the ribbon
17 on this new machine and 20
18 employees. The gentleman that owns
company has purchased **BROM TRUCKING** on Engle
Road and is looking to bring
19 some more jobs there. At a
20 future Caucus meeting we will
21 have more information and give a full
22 report on the activities of the City.
23 It's because we have those

1 discussions with our business people
2 that we don't lose them and we keep
3 them as an investor. The assistance
4 we gave him in demolition or buying
5 machines retaining jobs and employment
6 generate taxes in our city. Two
7 gentlemen who left Poland who are
8 working there, two skilledmachinists
9 that came to a America. All I heard
10 from everybody today, why don't we
11 get our young people to go into the
12 skilled trades to see the equipment
13 and technology that's employed there
14 in doing their jobs. It's pretty
15 remarkable and it says and points out
16 what we can do as a nation if we put
17 our minds to it. Mothers will allow
18 their children to become millwrights
19 and electricians and other skilled
20 trades. They will find they have a
21 very good life and the country will
22 be better off for that.

23 Mr. Dolan runs the **HOME**
24 **Assistance Maintenance Program.** By the Board
25 Control we are awarding

1 those to needy people, we have some
2 pretty tragic stories of people
3 getting that assistance.

4 Also on social media I saw, I
5 will pass this on to Council, this is
6 of grave concern to me, in this
7 discussion there is an indication
8 here that some how I am controlling
9 and intimidating the law director. I
10 will give this to the Council
11 President. I think we have had some
12 discussion about this, particularly
13 all I heard about at the beginning of
14 the year how city employees were
15 interacting on social media. If we
16 are going to criticize folks for
17 using this, I don't think we should
18 be hypocritical. This is very
19 disturbing to Members of Council that
20 engage in that kind of talk. It's not
21 even close to being true.

22 Finally, we sat through about
23 4 hours of Council minutes and
24 Council changes in our rules. I wish
25 you luck on all of them, most of them

1 would be an improvement. We didn't
2 get some city business done, I would
3 like for Council in the future to
4 allow us to get our business done. I
5 have continually been criticizing the
6 operation here and I think with good
7 fair arguments. This week I sent
8 over a very simple request that we
9 have Verbal Approval of the
10 implementation of the 'MeToo' clauses
11 in the contract. I sent this over to
12 the Council Clerk. Today I got a memo
13 back from her it's not on the agenda
14 because the President of Council
15 thinks an Ordinance should be
16 passed,. I think he is wrong. We are
17 implementing the 'Me Too' already
18 passed by Council, we are simply
19 having Verbal Approval. The Council
20 is satisfied. The requirement of the
21 state is satisfied. This is
22 something we have done for years.
23 While I think the Council President
24 is wrong, the greatest error is not
25 bringing it forward for discussion,

1 because I believe this is his duty to
2 do and should not be interfered
3 with. This is another example of
4 problems we are having here. The
5 purpose of bringing it forward for
6 discussion for Verbal Approval for a
7 meeting is to air out those
8 differences. He was advised by the
9 law director it was proper and it
10 should be forwarded, there might be
11 some value to what I think. The
12 reality is, this should be processed
13 and there is no good reason why it
14 wasn't brought up for discussion this
15 evening for approval in my opinion.
16 We can't continue to operate this
17 way. This can't be about one
18 person's opinion. We have to move
19 forward in the process of getting our
20 business done, this is a very simple
21 implementation of a 'Me Too' clause in
22 an existing contract.

23 To remind Council what
24 occurred, we had arbitration this
25 year with the Firefighters and there

1 was an award from five to six weeks
2 vacation in their contract.
3 Therefore, it triggers all other
4 union contracts under this 'Me Too'
5 provision. I think five and six weeks
6 vacation for employees in today's day
7 and age is absolutely ludicrous.
8 Through the next negotiation process
9 we hope to address that. Our problem
10 is that why it's immediate and why we
11 would like to get it done as fast as
12 we can, we are probably going to have
13 to pay these employees because it's
14 too late in the scheduled year for
15 people to schedule a 5th or 6th week
16 of vacation here in November. So
17 there is no good reason for that not
18 to be up for discussion this evening
19 even if it was not approved. But it
20 should be on this agenda today for
21 this discussion. I want to make
22 Council aware of this. I believe all
23 of you got copies of that.
24 That is the end of my report.
25 Thank you, Mr. Chairman.

1 MR. ASTORINO: Thank you,
2 Mayor.

3 Any questions to the Mayor
4 from Council? Councilman Troyer.

5 MR. TROYER: Thank you,
6 Mr. Chairman. Mayor, you mentioned
7 the Cuyahoga Machine. How many of
8 those 20 employees are full-time?

9 MAYOR COYNE: To the best of
10 my knowledge, all of them. I would
11 have to check with Mike Dolan for
12 sure, but we have 20 employees there.

13 MR. TROYER: But you are not
14 sure if they are full-time?

15 MAYOR COYNE: I don't have the
16 answer to that question. I will have
17 to look and get the information from
18 Mr. Dolan.

19 MR. TROYER: Can you offer any
20 insight on the Quiet Zone on Sheldon
21 Road, because it was mentioned to me,
22 talking to the director?

23 MAYOR COYNE: Can you speak
24 into your microphone?

25 MR. TROYER: Can you offer any

1 time or anything on the Quiet Zone on
2 Sheldon Road.

3 MAYOR COYNE: We are working
4 as fast as we can. Work is at a
5 snails pace. It's a problem with the
6 Federal government. Locally we have done
7 all we can to move that forward, it is
8 in cooperation with the City of Berea.
9 I am looking for Mr. Dolan maybe at
10 the next Caucus and talk about
11 programs that we have going and maybe
12 it's something we can address at that
13 meeting.

14 MR. TROYER: Thank you.

15 MAYOR COYNE: You are welcome.

16 MR. ASTORINO: Council, any
17 other questions to the Mayor?
18 **Mr. Astorino:** Mayor, what I would like to
19 do is address your comment for no
20 good reason. We did receive
21 something from your office on
22 Wednesday about the 'Me Too'
23 agreement. On Thursday morning the
24 Clerk sent a memo over to the law
25 department asking legislation be

1 drafted for the adoption of this. We
2 did not receive anything until Friday
3 morning. The memo that we received
4 from the law department, states that the
5 Mayor's office has already requested
6 legislation on this matter. Our
7 rules on creating an agenda, anything
8 that's going to go on the agenda for
9 the next meeting we should have
10 by Thursday by 4:30. So when we
11 received the memo Friday morning, we
12 went forward with the preparation of
13 the **packet and packet for the Council**
14 meeting. It wasn't until about 2:30 p.m.
15 or 2:45 p.m. that we heard from the
16 law director basically saying it was
17 going to be just placed on Verbal
18 Approval. We already had the **packets**
19 prepared, it would have taken a lot
20 longer to do that and was outside of
21 our time. I did look at the 'Me Too',
22 I saw the payments, some of the
23 payments aren't going to be made
24 until December, so the planning can
25 be done. I have full confidence that

Council will move on it
1 appropriately. There is certain time
2 limits we have for the preparation of
3 packets and there is some concerns on
4 whether or not it can be done by
5 Verbal Approval. I had a previous
6 discussion with the law director
7 about that, told her I would look at
8 it. This became a situation if she
9 would have related on Thursday to
10 wait until Friday afternoon, there
11 wasn't enough time to get it on the
12 agenda. With it not being such an emergency
13 matter, I made the
14 decision to wait until the next
15 meeting to do that. That's the
16 reason I acted in the manner I did.

17 MAYOR COYNE: Why didn't you
18 call me?

19 MR. ASTORINO: Call you when?

20 MAYOR COYNE: Call me at any
21 time, when **the clerk** received it. I
22 requested something, it was timely
23 for this agenda. By the clerk's response
24 you were questioning whether that

1 Ordinance had been passed or not.
2 The law director asked me about your
3 requirement. I inquired technically I
4 don't think we have to have Verbal
5 Approval, Greg felt he would be more
6 comfortable if we do the
7 implementation of the 'Me Too'. As you
8 know, it is already in the contract.
9 The arbitrator's decision triggered
10 that, therefore, you should have
11 called me, I would explain that to
12 you. The law director really has no
13 role in what I present, therefore, it
14 was put on the agenda. We could have
15 had this discussion and a
16 determination made and acted on this
17 evening. So the point is you should
18 have conversed with me, it is my
19 proposal, it's my legislation, you
20 should have called me about this and
21 I believe in your knowledge and your
22 experience we could have resolved
23 this in about five seconds. There is no
24 reason why it wasn't on tonight's
25 Council agenda.

1 MR. ASTORINO: There is a
2 reason, it's not one you arrange in a
3 second.

4 MAYOR COYNE: What is the
5 reason?

6 MR. ASTORINO: When we put the
7 request on Thursday morning, that
8 legislation to be drafted, we
9 received a response on Friday morning
10 that your office already requested
11 legislation so we waited for
12 legislation.

13 MAYOR COYNE: Whose "We" and
14 WHY did you ask for anything from the
15 law department. I had requested as
16 the Mayor for a Verbal Approval of
17 this measure for discussion. The law
18 department has nothing to do with it,
19 it should have been on this agenda
20 and you could have asked your
21 questions, we could have had that
22 discussion. When I talked to Carol I
23 said I am not having legislation, we
24 talked about this, we are going to
25 have Verbal approval for

1 implementation of 'MeToo', and she
2 forgot about that conversation. Why
3 are you calling the law department
4 about something I proposed, you
5 should have called me. That's what
6 you think, that's fine. You maybe
7 right. I don't think in this case
8 that you are. You have no right to
9 question when you ask for something
10 to be put on there, I would disagree
11 with it, I will come to the meeting
12 and state my argument. You have no
13 right to arbitrarily interfere with
14 what I propose, you could have called
15 me and I could have explained it to
16 you. We still may have disagreed,
17 nonetheless, but you didn't. That's
18 my point. Hopefully we can get it
19 on the next one.

20 MR. ASTORINO: Council, any
21 other questions to the Mayor? Seeing
22 none, we will move to Letter I
23 Reports and Communications from
24 Departments, Commissions and other
25 Public Officials. We will move to the

1 City Engineer, Mr. Piatak.

2 MR. PIATAK: Thank you,
3 Mr. Chairman. A couple of items to
4 report on today. The 2016 Sidewalk
5 Repair Program, that's Smith Road
6 east all the way to West 130th.
7 Letters started going out last week,
8 I know the Service Department has
9 been receiving some calls about some
10 of the letters that were received.
11 Just for Councils' information, every
12 year we do this program, we go out to
13 bid for the sidewalk work and, you
14 know, the resident cost is going to
15 be based on bids that we receive in
16 this competitive bid process. The
17 blocks did go up, the resident cost
18 went up for the replacement, it went
19 up from \$100dollars to \$105 dollars
20 for the replacement. So we are not
21 doing the grinding or slab jacking
22 due to the issues that we came to in
23 the field and issues that were
24 brought to our attention by the
25 residents. If we are going, if

1 it's going to cost another \$40 bucks I
2 would have had it replaced. Those two
3 options were, have been eliminated
4 from the fall project.

5 The Smith Road Phase **IV** Sewer
6 Project, mainline installation is
7 well under way. If you go through
8 there, we have over 1400 linear
9 feet of four-inch in the ground.
10 At this pace we should have that
11 install completed by mid-to-late next
12 week, after which the contractor will
13 fall back and do the lateral
14 connections. That project is
15 definitely moving and we still
16 anticipate a December completion
17 date. Of the 24-inch pipe
18 underground

1 The Michael Drive reconstruction
2 **Phase V**, that's Snow Road to Hummel
3 Road. We had point repairs on the
4 storm and sanitary sewers over there,
5 those are
6 complete. The contractor is wrapping up
7 catch-basin replacement.

8 Starting next week is
9 tentative to start the pavement
10 removal operation, that will begin on
11 the westerly side of the pavement or
12 on the southbound lane. We will
13 maintain northbound traffic through
14 that construction zone as we
15 progress, mainline, first mainlane
16 concrete pour is tentatively
17 scheduled for the first week of
18 October. So a lot of activity going
19 on there.

20 Fry Road Reconstruction that's
21 that's Snow to Holland, **Phase 1**
22 section which is the 2016 section from
23 Holland to Sylvania, we anticipate some
24 sewer work and catch-basin work

1 starting next week and northbound
2 traffic will be maintained through
3 these construction zones as well.

4 The Brookdale Avenue Project,
5 the construction, the reconstruction
6 of the waterline project, plans are
7 just about wrapped up and we have
8 submitted the application for the
9 waterline through Cleveland
10 Water and are anticipating
11 some kind of notice from them in
12 October if that project was going to
13 be approved.

14 The NEORS, the Community
15 Waters project, the community cost
16 share fund, it's through the water-forum
17 program, they collect on behalf of
18 the city. The service department
19 and I are currently wrapping up some
20 of the paperwork on buying a chain
21 cutter, scraper to clean some of the
22 metal deposits out of the sewers that
23 we are looking to start to spend some
24 of those funds that are being
25 collected under that program. Also

1 the Sewer District has a new program
2 that was approved by their board late
3 last week. It's called the Member
4 Community Infrastructure Program.
5 They will provide **75%** of the
6 funds for an approved project that
7 addresses water quantity and quality
8 issues, that are associated with a
9 sewer infrastructure that adversely
10 impacts human health and
11 environment. So we have a couple of
12 projects, at least one project we
13 want to meet with them and talk
14 about. I can keep everyone up to date
15 as that process moves forward.

16 The Ohio Public Works
17 Commission, the State Capital
18 Infrastructure Program application,
19 for the Holland Reconstruction. Applications
20 is going down to the County Planning Commission
21 on Friday, September 23rd. The
22 application is just about done and I
23 know there is some companion piece of
24 legislation that is still under

1 discussion with City Council and I
2 think it's going to be on the next
3 Caucus agenda, But the application
4 will be submitted down to the county
5 and assuming that Council passes it,
6 we can submit that legislation after
7 the application is submitted. So
8 hopefully that will be forwarded in November.

9 Lastly, to address
10 Mr. Troyer's question on the Quiet
11 Zone over on Sheldon Road, I will
12 talk with Mike Dolan and we will come
13 up with some sort of presentation and
14 include some information when he
15 comes to speak at the Caucus meeting.

16 That's all I have this
17 evening.

18 MR. ASTORINO: Thank you,
19 Mr. Piatak.

20 Council, any questions to the
21 engineer? Councilman Burgio.

22 MR. BURGIO: Thank you,
23 Mr. Chairman. If the resident has
24 questions about basic programs, the

1 sidewalk that is marked and it looks
2 like it's in good shape, can they
3 talk to somebody about that and have
4 a discussion about that? Who can
5 they talk to?

6 MR. PIATAK: They should just
7 call down to the Service Department,
8 the phone number is on the letter received.
9 They should call down. The inspector has
10 been talking to the residents in the
11 evenings. He has been
12 meeting with people and talking to
13 them. If there is a question, have
14 them call down to the Service
15 Department and Ray will go out and
16 help them.

17 MR. BURGIO: That's on the
18 letter to call?

19 MR. PIATAK: Yes.

20 MR. BURGIO: That's all.

21 MR. ASTORINO: Councilman
22 Scott.

23 MR. SCOTT: When do you think

1 the sidewalk actual repair work will
2 be done?

3 MR. PIATAK: I would suspect --

5 MR. SCOTT: Just a ballpark.

6 MR. PIATAK: I would suspect
7 October probably for a few weeks,
8 depending on the weather, then we
9 will resume in the Spring.

10 MR. SCOTT: Those are all the
11 questions I have.

12 MR. ASTORINO: Councilman
13 Mencini.

14 MR. MENCINI: Thank you,
15 Mr. Chairman. That's a good report,
16 you covered a lot of things you
17 covered 2 weeks ago to keep us
18 informed of all of those projects
19 going on. The sidewalk inspector you
20 talked about, I get a lot of calls on
21 the sidewalk, a lot of them out of
22 ward, as I hear from the residents he
23 has done a pretty good job, if you
24 can give him props.

25 The Road projects, any chance

1 we will get that back into this year
2 instead of next year?

3 MR. PIATAK: 2016 versus 2017
4 you are asking?

5 MR. MENCINI: Yes.

6 MR. PIATAK: Inquiries to the
7 state went unresponded to.

8 MR. MENCINI: So 2017?

9 Mr. Piatak: Yes.

10 MR. MENCINI: On the Fry Road
11 project, obviously that is in my
12 ward, I am ecstatic that is going to
13 get started, a lot of residents they
14 are excited themselves. Just the one
15 question I have, the 2016 work
16 between Sylvia and Holland, obviously
17 in the mornings and afternoon that's
18 a heavily traveled roadway. Just out
19 of curiosity, we started with the
20 2016 again between Sylvia and
21 Holland, that's just going to be
22 catch-basins and things of that
23 sort?

24 MR. PIATAK: I'm sorry if I
25 wasn't clear, the phase that we are

1 going to complete this year would be
2 the catch-basins, the pavement tear-
3 out, new curbs, and under-drains. It
4 would be for all practical purposes a
5 complete project and will have new pavement.

6 MR. MENCINI: From Sylvania --

7 MR. PIATAK: Sylvania to
8 Holland.

9 MR. MENCINI: Okay, I will let
10 that one go. The only thing maybe I
11 am asking, I know with the school
12 buses and school going on in
13 the fall, in the winter it's just a
14 heavily traveled roads, anyway, I
15 guess it is 2016, 2017, why was the
16 reason picking 2016 there between
17 Sylvania and Holland?

18 MR. PIATAK: With the
19 construction phasing I felt the
20 project was too long so the fact is
21 when the authorization comes through
22 and plan development is approved and
23 complete and approvals are secured, I
24 didn't feel comfortable letting that

1 long of a project for now for the
2 entire project. So the plans
3 addressed breaking it up into 3
4 separate sections, the Sylvia to
5 Holland section was the first section
6 to go.

7 MR. MENCINI: I am all for
8 that answer, I am all for getting it
9 done. Thank you very much.

10 One of the other things I
11 kind of overlapped when Mr. Troyer
12 was going on, I got 3 calls within
13 the last 8 days about the train
14 traffic. I want to have a private
15 conversation with you about that.

16 MR. PIATAK: Sure.

17 MR. MENCINI: Thank you,
18 Mr. Chairman.

19 MR. ASTORINO: Councilwoman
20 Powers.

21 MRS. POWERS: Thank you,
22 Mr. Chairman. I had many calls
23 especially from the Fairlawn area
24 this past week and I went over and
25 drove and walked through the entire

1 Fairlawn area and those people are
2 very concerned and I am concerned, I
3 brought in pictures tonight of
4 sidewalks that were marked that they
5 have one small lift or sinking spot
6 on maybe one concrete block and there
7 are as many as 9 are being marked.
8 These are older residents and they
9 say; I don't have the money now, I am
10 not going to have it by October 18,
11 why does it need to be replaced.

12 And the other complaint was
13 that when there was a sidewalk that
14 needed to be replaced it was because
15 the City's treelawn tree had pushed
16 the sidewalk up. But I didn't bring
17 all the pictures that I made, but as
18 I said I walked every street, I must
19 have seen at least 50 blocks that
20 were not real problems, no cracks and
21 just a small lift where it looks to
22 me they could either be leveled or
23 just left alone because they are not
24 that serious. As one man said;
25 nobody walks down his sidewalk

1 anyway.

2 What can we do about these
3 people that are getting these blocks
4 marked that are perfectly good blocks.
5 Why would we want to talk to
6 these people and spend the money that
7 it would cost to lift them, to
8 dispose of them, to put them in a
9 landfill where they will be there
10 forever, just to put down new
11 concrete when the concrete that's
12 there is perfectly good.

13 Thank you, Mr. Chairman.

14 MR. PIATAK: I would be
15 shocked if there were perfectly good
16 blocks that were marked. So the
17 inspector had some reason to mark a
18 block, if its marked its to be
19 replaced. I would be happy to meet
20 you, I would be happy to meet with
21 the residents, I would be happy to
22 get the inspector over there to
23 explain to all his logic on why
24 certain blocks were marked. We can
 do that at any time. I would be

1 happy to do that. The inspector who
2 had been doing that, and he did that
3 in the last program and he is doing
4 it in this program. It is an
5 optional program, if the resident
6 does not want to participate, the
7 resident does not have to
8 participate. If the resident wants
9 less blocks, when we meet with the
10 inspector, maybe the inspector was
11 overzealous on what he had marked. I
12 don't know, we would have to evaluate
13 it on a case by case basis.

14 Let me know when you are
15 available, I will be happy to meet
16 you and we will look at each of them.

17 MRS. POWERS: If the resident
18 chooses not to participate what is
19 the consequence?

20 MR. PIATAK: At this point I
21 am not aware of any consequences.

22 MRS. POWERS: When would you
23 like to make this date and go over
24 there? I am available tomorrow and
25 just about any date next week.

1 MR. PIATAK: I can check my
2 calendar and talk with you after.

3 MRS. POWERS: Thank you,
4 Mr. Chairman.

5 MR. ASTORINO: Mr. Mayor.

6 MAYOR COYNE: I will explain
7 this again. The sidewalks in the
8 City of Brook Park are the
9 responsibility of the homeowner,
10 period, and, therefore, if they are
11 in violation they could either
12 participates in this program or can
13 be assessed in accordance. The
14 reason we started with the 50/50
15 program, we recognized, as I
16 explained to the seniors today and I
17 will explain to the general public.
18 The trees on the treelawns, the
19 treelawns are not substantial enough
20 to retain those trees that are
21 planted. So we recognize some
22 responsibility on our part because of
23 these conditions, therefore, it is a
24 50/50 program. This year if you
25 don't have the money, we will be back

1 again next year with another phase.
2 Save the money, it only went up \$35.00
3 a block. If you had 3 blocks
4 it would have been \$315.00, then
5 next year it will be \$320.00; you can use
6 Visa or MasterCard. If they go
7 through the program 3 times and fail
8 to respond, they would have to be
9 assessed, they will have to pay \$200.00
10 hundred dollars a block, or whatever
11 the cost may be. We hope to keep this
12 ongoing and get these sidewalks
13 repaired.

13 For the folks that say; we
14 don't ever walk on the sidewalk,
15 that's one of the things we get all
16 the time, we don't walk on the
17 sidewalks, blah, blah, blah. And we
18 will have the inspector go out and
19 determine that. So everyone is
20 clear, the sidewalks belong to the
21 residents of the city.

22 MR. ASTORINO: Thank you.
23 Councilman Troyer.

24 MR. TROYER: Thank you,

1 Mr. Chairman. I would like to make a
2 comment, if I can get a comment back
3 that would be fine.

4 I would just like to
5 recommend, if at all possible, we
6 inspect Phase 1 for next year before
7 the end of the year so we can have a
8 good count on what we need to
9 appropriate in the budget for Phase 1
10 next year. That's it. Thank you.

11 MR. ASTORINO: Council, seeing
12 no other questions for the City
13 Engineer, we can move to the Service
14 Director, Mr. Cayet.

15 MR. CAYET: Thank you,
16 Mr. Chairman. There is a few things
17 to discuss.

18 In the last couple of weeks
19 the timbers have been taken down and
20 stainless brackets have been put in
21 place on the lights at the football
22 field. The cords have been changed
23 on those lights, they have been
24 rotting out and the lights, there is
25 about 5 of them that were burned out,

1 they have been repaired. All the
2 junction boxes under the doors are
3 rotten and falling off the box
4 and have been repaired.

5 Next we will be looking at
6 the practice field. The Mayor asked
7 me to take a look at that and see
8 what we can do with that.

9 The pavilions out at Kennedy
10 Park, if you went by there, notice the
11 new steel roofs are done and that job
12 is complete. I think it dressed up the
13 park very nice, it looks good over
14 there. Next crews will be starting on
15 concession stands or the score booth
16 over at the Forbes-Hufsey fields and
17 the painting of the streets were done
18 with the painting of the lines, we
19 had to do crosswalks and stop bars.
20 I just ask the residents to be
21 careful, these are guys are out on
22 the streets, they do put up cones and
23 they do block the trucks with arrows,
24 so did the police officer up on 90
25 that got killed. I ask that you be

1 patient, you might be inconvenienced
2 for a little bit, it takes about 15
3 minutes for that paint to dry, then
4 they could open those lanes back up.

5 One last thing, tomorrow the
6 bridge, the train bridge over an
7 intersection that we share with
8 Middleburg Heights and Berea at
9 Sheldon and **Eastland**, that will be
10 closed from 8:00 a.m. until they are done
11 they say 8:00 a.m. to 4:00 p.m. but might be
12 done earlier than that. They are doing a
13 thorough inspection of the rail
14 bridge that goes over that road.
15 There are detour signs that have been
16 put up, they are covered right now,
17 tomorrow morning they will be opened
18 up and detours will be set for those
19 trucks and people that are passing
20 through our city.

21 That's all I have,
22 Mr. Chairman.

23 MR. ASTORINO: Thank you.
24 Council, any questions for the
25 Service director? Councilwoman

1 McCormick.

2 MS. MCCORMICK: Through the
3 chair to the service director, I
4 wanted to thank and commend the
5 service department for the work on
6 the catch-basin they did on Park
7 Drive, The residents
8 complained about that and recently
9 yourguys were out and fixed that up.
10 I am sure everybody was happy about
11 that. Thank you.

12 MR. CAYET: Through the chair,
13 I will pass that along.

14 MR. ASTORINO: Mr. Mencini.

15 MR. MENCINI: Lou, as you
16 mentioned on this Kennedy Park area,
17 I will kind of take that to another
18 area, it was the lot, the playground,
19 a lot of our municipality and a lot
20 of compliments to a lot of residents
21 how good they look. It is now trimmed
22 and cut. They look very good. Kennedy
23 Park in particular. You can see the
24 activity going on there most evenings

1 and most weekends. So you can pass
2 that compliment on. Compared to last
3 year, how are we doing with the
4 rubbish disposal, the yard waste and
5 rubbish disposal down at the garages
6 during the week days and Saturday, is
7 it about the same or has it
8 increased this year?

9 MR. CAYET: Through the chair
10 to the Councilman. The yard waste
11 dumpsters have worked out very well
12 for the city. It was kind of hard
13 for the people to get used to it.
14 Now, we are getting more compliments
15 from the residents that are bringing
16 stuff down, because they cut their
17 grass on Tuesday and their rubbish is
18 picked up on Friday, they can bring
19 their grass down on Tuesday.

20 Also we have seen a lot of
21 large stuff they are bringing down,
22 like shrubbery, cutting trees down,
23 limbs, stuff like that. They wouldn't
24 have necessarily done that or put it
25 on the lawn because it would be too big

1 for our guys to pick it up. So it's
2 been going very well. Probably, if
3 we get 10 visitors down there,
4 probably 7 of them are bringing rubbish
5 down to put in the rubbish
6 truck that is provided. Once again,
7 we will continue to do yard waste
8 once the grass stops growing and we
9 are going to the leaf pickup program
10 soon here. I just talked to the
11 service director yesterday at
12 Middleburg Heights, we are going to
13 share again with them the disposal of
14 our leaves. We take them over to
15 their old sewage plant over there on
16 Sheldon and will be sharing the cost
17 to transport them to Kurtz Brothers
18 for to be recycled.

19 The Parks and Playgrounds,
20 these 2 fellows that work on those
21 weekly and fellows that fill in for
22 them when they go on vacation, the
23 football field looks terrific. I saw
24 on social media some pictures, a lot
25 of people were happy with the way

1 they looked. We will be using the
2 pink ribbons again and pink numbers
3 next month due to Breast Cancer
4 Awareness. There is some other things
5 that will be going on with that
6 through the city.

7 MR. MENCINI: Thank you. It
8 almost looks like Spring.

9 That's all I have,
10 Mr. Chairman, thank you.

11 MR. ASTORINO: Councilman
12 Salvatore.

13 MR. SALVATORE: Thank you,
14 Mr. Chairman. Some of the other
15 comments, I received a couple of
16 phone calls from residents that
17 complimented the Service Department
18 on a job well done in the park area.
19 It really looks nice.

20 MR. CAYET: Thank you, through
21 the chair. Thank you Councilman.

22 I would like to ask the
23 residents, it's a peeve of ours, we
24 put up signs "Don't Park on the
25 Grass" over there, I don't want them

1 to get a ticket or be towed or get
2 stuck over there. There is signs up
3 there and posts up not to park on the
4 grass. Every night I go by and
5 people park on the grass. I ask the
6 residents, if you don't want a ticket
7 or be towed, please don't park on the
8 grass. There is plenty of parking
9 down at the football parking lot back
10 here and where the bathrooms are
11 also. So I ask the residents, please
12 stay off the grass. Thank you.

13 MR. ASTORINO: Councilman
14 Troyer.

15 MR. TROYER: Thank you,
16 Mr. Chairman. Through the chair to
17 the Service Director. Mr. Cayet,
18 there has been a lot of changes, I
19 read some something on one of
20 committees about employees in the service
21 department. I am just wondering how
22 many full time employees you have now
23 in the whole Service Department?

24 MR. CAYET: What's your
25 question?

1 Mr. Troyer: How many full
2 time employees do you have in the
3 Service Department?

4 MR. CAYET: Everybody that
5 works there is full-time.

6 MR. TROYER: How many
7 employees do you have in the Service
8 Department?

9 MR. CAYET: I believe we have 43.

11 MR. TROYER: Thank you.

12 MR. ASTORINO: Seeing no other
13 questions for the Service Director.
14 Move to the Safety Director,
15 Mr. Byrnes.

16 MR. BYRNES: Thank you,
17 Mr. Chairman. I want to report
18 tonight we are still operating the
19 speed monitoring trailer. A couple
20 of Council people have requested some
21 locations and file those requests. If
22 anybody has any requests, go through
23 the Mayor's office because it's
24 Presidential Election Season, we are
25 still getting airplanes at Hopkins

1 for candidates. We have another one
2 coming tomorrow. It's takes time for
3 our police department to protect the
4 west end of the airport, it's a
5 hectic situation at least,
6 they are covering it very well.

7 I would like to take a moment
8 and thank you, Mr. Burgio, for mentioning
9 the Brook Park Officer **KAZ**, who has
10 done an excellent job with this
11 program, he has poured himself into
12 it. He teaches at the school, he is
13 busy all year long and has resurrected
14 that program; thank you for noticing.
15 That's my
16 report for tonight.

17 MR. ASTORINO: Any questions
18 for the Safety Director?
19 Mr. Mencini.

20 MR. MENCINI: I am one of
21 the Councilmen you talked about, I
22 know the speed trailers are out, I
23 have seen our police force out the
24 past two, three weeks, they are out there
25 watching the speeds. I know that

1 first hand. So they are out there,
2 they are doing a great job. I know
3 the fire department, they have helped
4 out very, very often, so the safety
5 force is doing a great job also.

6 This is not really to you,
7 it's to everybody here. I would ask
8 the Members of Council, our audience,
9 and we have a former Councilperson who is
10 going through a tough time right now.
11 I know the Mayor, Councilman
12 Salvatore, Councilman Burgio. **Ray**
13 **Barr's** daughters' are in Fairview
14 Hospital, in the ICU. Please keep
15 them in your prayers. The mother is
16 Tina so keep them in our prayers. They'll
17 appreciate that.

18 That's all I have,
19 Mr. Chairman, Thank you.

20 MR. ASTORINO: Councilman
21 Scott.

22 MR. SCOTT: Through the
23 chair. The residents of Middleburg,
24 are not pleased about the signs.

1 and appreciate the complaining has
2 stopped. I appreciate it put over
3 there.

4 Thank you.

5 MR. BYRNES: Thank you.

6 MR. ASTORINO: Councilman
7 Burgio.

8 MR. BURGIO: Thank you,
9 Mr. Chairman. Dave, I would add to
10 that that Officer **KAZ**, as he is
11 affectionately known as, in his
12 ability he has shown in the
13 community. We see him involved in
14 Brook Park Watch, a lot of valuable
15 information for residents. They
16 appreciate him, too. He does a good
17 job. He is authentic, he loves to do
18 it.

19 MR. BYRNES: Well, great.

20 **MR. BURGIO:** Thank all of you.

21 MR. ASTORINO: Councilman
22 Troyer.

23 MR. TROYER: Thank you,
24 Mr. Chairman. I also have an
25 affinity for Officer **KAZ**. I do attend

1 the **Neighborhood Watch Programs** and
2 speak at almost every one of them.
3 Through the chair to Safety
4 Director, Mr. Byrnes. I just have a
5 couple of questions, I don't know
6 what you can tell me, maybe you have
7 to tell me off mic later. How many
8 police officers do we have on the
9 force? How many firemen do we have on
10 the force? As far as the police go
11 what is the annual crew on the police
12 force? Can you answer those three
13 questions.

14 MR. BYRNES: I can tell you on
15 the fire department we have 30
16 members; the chief, assistant chief
17 fire inspector and 3 shifts of 9
18 fire suppression personnel over
19 there.

20 The police department, off
21 the top of my head, 36, 38 counting
22 the chief and captain. We have I
23 think about a dozen auxiliaries that
24 are helping out and sever office people.

1 So how much more detail do
2 you want, Councilman? I can meet you
3 afterwards and tell you.

4 MR. TROYER: I figured you
5 wouldn't want to give that out.
6 Thank you.

7 MR. ASTORINO: No others questions
8 thank you, Mr. Byrnes. Go to the Assistant
9 Law Director, Mr. Sackett Sackett.

10 MR. SACKETT: No report,
11 Mr. Chairman.

12 MR. ASTORINO: Council, any
13 questions of the law
14 department? Seeing none, we will move
15 to the Finance Director, Mr. Cingle.

16 MR. CINGLE: The Finance
17 Department is in the processes now of
18 preparing an Ordinance amending the
19 2016 Appropriations. We hope to
20 finalize that tomorrow and over to
21 the Mayor to introduce to the Council and
22 hope to have it discussed at next weeks' Caucus
23 meeting. Mr. Chairman, I don't know if

1 you want me to go through the
2 Resolutions that are on First
3 Reading that are on tonight's agenda
4 or do you want me to wait until --

5 MR. ASTORINO: You can do
6 that, I would appreciate if you do it now.

7 MR. CINGLE: Under First
8 Reading, **the first Resolution, they**
9 **are all time-sensitive.** The first
10 Resolution is 26-2016, it designates
11 the Depositories of the Active Funds
12 of the City of Brook Park, Ohio for a
13 period of 5 years beginning October
14 7, 2016. Active funds are the bank
15 accounts for the city, so it would be
16 similar to your checking account,
17 your home checking account. So again
18 active funds are the bank accounts
19 for the city and they will provide
20 banking related items on a daily
21 basis.

22 Resolution 27-2016
23 Designating the Depositories of the
24 Interim funds of the City of Brook
25 Park, Ohio for a period of 5 years

1 beginning October 7, 2016.

2 These are deposits of Interim
3 Funds, these are investments, think of a
4 CD you purchase, they
5 are investment funds of the city.
6 Please note that for Resolutions No's
7 26-2016 and 27-2016; under Resolution No.
8 26-2016, the depositories are
9 collateralized to **105% of value plus**
10 insurance. So the dollars are
11 collateralized. The interim funds,
12 the financial institutions that we do
13 business with, they do sign the
14 investment policy that the city has
15 in place, that was approved by
16 Council. That investment policy
17 was prepared in accordance with
18 Senate Bill 81, so all funds that are
19 invested by the city are again
20 protected.

21 Resolution No.28-2016 sets the he
22 amounts and rates determined by the
23 Budget commission. This item is also
24 time-sensitive. These amounts and
25 rates were established once the

1 Council approved the 2016 Tax Budget
2 earlier in the year. This is another
3 housekeeping item that Council approves
4 each year. There is no change from
5 the previous years, so again, all three
6 items are time-sensitive and I
7 appreciate Council's consideration for
8 **hopeful passage later this evening.**

9 That concludes my report,
10 Mr. Chairman.

11 MR. ASTORINO: Thank you,
12 Mr. Chairman. I appreciate the
13 explanation on numbers one and two. Based
14 on our conversation today, you are
15 okay with Council changing them from
16 Resolutions to Ordinances?

17 MR. CINGLE: Yes, sir.

18 MR. ASTORINO: Council, we
19 will be changing two Resolutions to
20 Ordinances under First Reading.

21 Council have any questions to
22 the Finance Director? Councilman
23 Troyer.

1 MR. TROYER: Thank you,
2 Mr. Chairman. Through the chair
3 to the Finance Director. Mr. Cingle,
4 getting back to the **Resolution No.**
5 **26-2016 and 27-2016**, you have
6 an amount of \$20 million dollars;
7 is that per year, is that
8 split up, over five years? How does that
9 work?

10 MR. CINGLE: Through the chair
11 to Councilman Troyer. That is per
12 year.

13 MR. TROYER: Thank you.

14 MR. ASTORINO: That concludes
15 the items under letter I. We will
16 move to letter J, Other
17 Communications and Petitions and Verbal Approval
18 Introduction of New Legislation: J-1
19 is an amendment to Council Rule No. 5. Council
20 these rule amendments were provided
21 in your packet, they are under verbal
22 approval for tonight's agenda. If
23 you have any questions or we can
24 just make a motion to approve Rule
25 No. 5.

1 MR. ASTORINO: On this portion the
2 the clerk inserted at the bottom of the page
3 of the page amendment, the pagenumber.

4 MS. McCORMICK: Motion to approve
5 the Council amendment for Rule No. 5.

6 MR. TROYER: Support.

7 MR. ASTORINO: Any discussion
8 on the motion for Verbal Approval?
9 Seeing none, we will call
10 the roll.

11 THE CLERK: McCormick?

12 MS. MCCORMICK: Yes.

13 THE CLERK: Troyer?

14 MR. TROYER: Yes.

15 THE CLERK: Powers?

16 MRS. POWERS: Yes.

17 THE CLERK: Mencini?

18 MR. MENCINI: Yes.

19 THE CLERK: Scott?

20 MR. SCOTT: Yes.

21 THE CLERK: Burgio?

22 MR. BURGIO: Yes.

23 THE CLERK: Salvatore?

24 MR. SALVATORE: Yes.

1 MR. ASTORINO: Okay, the
2 amendment to Rule number 5 has been
3 approved, we move to item J-2, which
4 is an amendment to Council number 11.

5 MS. McCORMICK: Motion to approve
6 Council Rule number 11.

7 MR. TROYER: Support.

8 MR. ASTORINO: There has been
9 a motion to approve the amendment to
10 Council rule number 11. Is there any
11 discussion? Seeing none, we will call
12 the roll.

13 THE CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 THE CLERK: Troyer?

16 MR. TROYER: Yes.

17 THE CLERK: Powers?

18 MRS. POWERS: Yes.

19 THE CLERK: Mencini?

20 MR. MENCINI: Yes.

21 THE CLERK: Scott?

22 MR. SCOTT: Yes.

23 THE CLERK: Burgio?

24 MR. BURGIO: Yes.

25 THE CLERK: Salvatore?

1 MR. SALVATORE: Yes.

2 MR. ASTORINO: Okay, the amendment
3 to Council Rule number 11 has been
4 approved under Verbal Approval. We
5 will move to J-3, which is an
6 amendment to Council Rule number 25.

7 MS. McCORMICK: Motion to approve
8 the amendment to Council Rule number
9 25.

10 MR. SCOTT: Support.

11 MR. ASTORINO: There has been
12 a motion to give Verbal Approval to
13 Council Rule number 25, properly
14 supported. Any discussion? Seeing
15 none, we will call the roll.

16 THE CLERK: McCormick?

17 MS. MCCORMICK: Yes.

18 THE CLERK: Scott?

19 MR. SCOTT: Yes.

20 THE CLERK: Burgio?

21 MR. BURGIO: Yes.

22 THE CLERK: Salvatore

23 MR. SALVATORE: Yes.

24 THE CLERK: Troyer?

25 MR. TROYER: Yes.

1 THE CLERK: Powers?

2 MRS. POWERS: Yes.

3 THE CLERK: Mencini?

4 MR. MENCINI: Yes.

5 MR. ASTORINO: Amendment to
6 Rule number 25 has been approved
7 under Verbal Approval. We will move
8 to J-4 which is a proposal for
9 Council Rule number 29.

10 MS. McCORMICK: Motion to approve
11 Council Rule 29. rule number 29 --

12 MR. TROYER: Support.

13 MR. ASTORINO: There has been
14 a motion to accept the new proposal
15 for Council Rule number 29, properly
16 supported. Any discussion? Seeing no
17 discussion, we will call the
18 roll.

19 THE CLERK: McCormick?

20 MS. MCCORMICK? Yes.

21 THE CLERK: Troyer?

22 MR. TROYER: Yes.

23 THE CLERK: Powers?

24 MRS. POWERS: Yes.

1 THE CLERK: Mencini?

2 MR. MENCINI: No.

3 THE CLERK: Scott?

4 MR. SCOTT: No.

5 THE CLERK: Burgio

6 MR. BURGIO: No.

7 THE CLERK: Salvatore?

8 MR. SALVATORE: No.

9 MR. ASTORINO: Okay, 3 to 4
10 Council Rule number 29 does not
11 pass.

12 We have several items that
13 are being introduced as a new
14 legislation. We have an Ordinance
15 Introduced by Councilwoman McCormick,
16 An Ordinance creating Brook Park Charitable
17 Program. We will place in the Legislative
18 Committee.

19 We have an Ordinance that's
20 been introduced by Councilmembers
21 McCormick, Troyer, Powers, and
22 Council President Astorino. An Ordinance
23 Authorizing the renewal of the Brook Park
24 Home Maintenance Assistance Program, the
25 data map for 2017. We will place this in
26 the Finance Committee.

1 We have an Ordinance
2 Introduced by Mayor Coyne. An
3 Ordinance enacting Section 529.022
4 of the Brook Park Codified Ordinances
5 entitled 'Unauthorized Sale to
6 Underage Person on Private Property
7 and declaring an emergency. We will
8 place that in Legislative Committee.
9 We have an Ordinance
10 Introduced by Council President
11 Astorino. An Ordinance enacting
12 Section 509.15 of the Brook Park
13 Codified Ordinances entitled
14 'Prohibiting Nuisance Parties'
15 and declaring an emergency. We
16 will put that in Legislative
17 Committee.
18 We have a Resolution
19 Introduced by Councilwoman
20 McCormick. A Resolution to
21 reinstate the Assault Weapons
22 Ban, to institute a new Federal
23 Assault Weapons Ban and to
24 Support Universal Background
25 Checks and stricter gun control measures
26 And declaring an emergency. We will place
27 In Legislative Committee.

1 The last one we have is a
2 Resolution Introduced by Councilwoman
3 McCormick. A Resolution to provide
4 For a process of the implementation
5 Of 131 Sub. H.B 523 and the assessment
6 Of community issues, needs and concerns
7 relating to legalizing Medical
8 Marijuana
9 in the State of Ohio and ensuring
10 the safe, responsible implementation
11 in Brook Park and declaring an
12 emergency. The Councilwoman instructed
13 me that she
14 wants this introduced under Council
15 Rule 12 that permits it to go the
16 floor tonight. As we handled this in
17 the past, this will be placed on
18 First Reading tonight and will appear on the
 Agenda under L-8 as

1 Resolution Number 33-2016.

2 Anyone else have any
3 legislation?

4 **MR. SALVATORE:** Mr. Chairman, you
5 say under Rule 12?

6 **MR. ASTORINO:** Yes. We have a
7 Resolution Introduced by Councilmembers
8 Salvatre, Scott, Burgio and Mencini putting
9 designating the month of October 2016
10 as Breast Cancer Awareness in the
11 City of Brook Park, Ohio, and
12 declaring an emergency. Councilman
13 Salvatore has asked it to be
14 introduced under Council Rule 12 per
15 Charter provision. So we will mark
16 that as under item L 9 which is
17 Resolution No. 34-2016/

18 Anyone else have any
19 legislation to be introduced
20 tonight?

21 **MR. TROYER:** Mr. Chairman, I just
22 wonder if we can get a copy of that,
23 we don't have a copy of that. Can we
24 take a break and get a copy of that

1 and read it.

2 MR. ASTORINO: A five-minute recess
3 Make a motion for a five-minute recess.

4 MR. SALVATORE: Motion for a five-minute recess.

5 MR. TROYER: Support.

6 MR. ASTORINO: Call the roll on the motion
7 For a five-minute recess.

8 MR. ASTORINO: Call the roll,
9 please.

10 THE CLERK: Salvatore?

11 MR. SALVATORE: Yes.

12 THE CLERK: Troyer?

13 MR. TROYER: Yes.

14 THE CLERK: Powers?

15 MRS. POWERS: Yes.

16 THE CLERK: McCormick?

17 MS. MCCORMICK: Yes.

18 THE CLERK: Mencini?

19 MR. MENCINI: Yes.

20 THE CLERK: Scott?

21 MR. SCOTT: Yes.

22 THE CLERK: Burgio?

23 MR. BURGIO: Yes.

24 MR. ASTORINO: Okay, we will
25 take a 5 minute recess. It's 8:23 p.m.

1 now, we will reconvene at 8:28 p.m. for
2 the purpose of making copies.

3 MR. ASTORINO: Alright,
4 Council that concludes the items
5 under letter J. We have no items
6 under letter K, which is
7 Miscellaneous Business, Appointments
8 Confirmations:

9 MR. TROYER: Mr. Chairman, I
10 wonder if I could have the floor for
11 a moment. I have a concern over the
12 break about the Sunshine Laws I would
13 like to ask the law director to
14 address.

15 MR. ASTORINO: Go ahead,
16 Councilman.

17 MR. TROYER: My concern is, we
18 are in the middle of a meeting,
19 generally you can't go in the middle
20 of a meeting, have discussion and go
21 out and talk, I know we needed a
22 break to have the legislation.

23 Through the chair to the law
24 director, can you address that

1 situation. I am kind of concerned
2 if it is proper if we have a break to
3 go out and talk to people or
4 should we come up with a some kind of
5 a procedure for that during a break.

6 **MR. SACKETT:** Through the chair to
7 the Councilperson, are you asking,
8 if there was discussions among
9 Councilmembers or just Councilpersons
10 talking to members of audience? I am
11 confused.

12 **MR. TROYER:** Either or.

13 **MR. SACKETT:** There is nothing --

14 **MR. ASTORINO:** Please speak
15 into the microphone.

16 **MR. SACKETT:** There is no problem
17 with the Councilperson talking to
18 the audience or talking to the Mayor,
19 that would never be any issue. What
20 you are raising is the issue of more
21 than three or four Councilmembers discussing
22 legislation, that would be something
23 different. For most of the five or six
24 minute break I don't think I saw any
25 groups of three or four Council people

1 meeting or discussing anything, other
2 than maybe how warm it is outside. I
3 don't know of any information that
4 would lead me to believe there is a
5 problem with the meeting.

6 **MR. TROYER:** We are fine, no
7 Sunshine laws were broke, we are
8 good with that?

9 **MR. SACKETT:** From what I heard I
10 didn't see anybody attempting to
11 violate any Sunshine laws.

12 **MR. TROYER:** It's usually a
13 perception, there is even a
14 perception there, it's okay when we
15 have a break, as long as it's not three
16 members coming up with a vote or
17 whatever, we can have a discussion.
18 Because basically during a meeting --
19 my point is, we are just taking a
20 brief break from a meeting,
21 we are taking a brief break,
22 we are still in the meeting. It is my
23 concern we are not breaking any
24 Sunshine laws talking to anybody,
25 that we are doing the right thing.

1 **MR. SACKETT:** It would be a concern
2 If there was actually any information
3 that might say you are right. I am
4 not a police officer, I wasn't
5 observing, I was trying to get keep
6 cool like everybody else in this
7 room. I saw no evidence, myself, of the
8 meeting of an appropriate number of
9 Councilmen other than maybe again to
10 discuss the score of the Indians game.
11 If there was discussions about
12 legislation or other matters on the
13 agenda that would certainly be a
14 concern. I don't know of any
15 meeting, I think the chair was either
16 seated or making copies. The
17 gentleman behind me was more in the
18 audience. I believe of the three of you,
19 they didn't even leave their chairs,
20 I didn't realize that but I didn't see
21 anything that would lead me to
22 believe there was a violation, sir.

23 **MR. TROYER:** I'm not saying actual violation
24 This evening I'm just saying should we do things
25 differently so there's no perception of that?

1 **MS. SAYERS:** Can I defend myself
2 with Mr. Troyer?

3 **MR. ASTORINO:** **MS. SAYERS,** we
4 are in the middle of a Council
5 meeting. Please sit down.

6 **MR. MEMCINI:** Liz, there will be time.

7 **MS. SAYERS:** There will be time, I will sit down.

8 **MR. ASTORINO:** Please sit down
9 and listen to the law director, is
10 explaining.

11 **MS. SAYERS:** Yes, I understand.

12 **MR. SACKETT:** The issue with the
13 Sunshine laws, is certainly something that all
14 seven Councilpersons and President of Council are
15 very well aware of I'm sure. I'm sure as elected
16 officials everybody up here
17 knows there shouldn't be any
18 violation of Sunshine law provisions
19 and have meetings that aren't
20 appropriate. I don't believe we need
21 to be concerned of what happens during a
22 five-minute break, again I think it
23 would be fine to talk about what's
24 going on. I don't think we can come to any
25 agreement in the limited time that we have.

1 **MR. TROYER:** Okay, thank you.

2 **MR. ASTORINO:** Councilman
3 Mencini.

4 **MR. MENCINI:** Through the
5 chair to the law director. Is there
6 anything in the Sunshine laws that would
7 stop I can go to the bathroom room
8 during a break and have a discussion
9 on the break, is there anything in
10 the sunshine laws, between Caucus and
11 Council, is there that we have to be
12 locked in our chairs?

13 **MR. SACKETT:** Through the chair to
14 the Councilman. We all have rights,
15 freedom of speech, we have a right to
16 speak to members of the audience, we
17 have a right to speak to fellow
18 Councilmembers, any member of the
19 Administration; the Mayor can speak to anybody.
20 The issue with the Sunshine law is an
21 inappropriate meeting to discuss city
22 business that hasn't been noticed or
23 being kept private for a reason. In five
24 minutes or six minutes that we had a break. I
25 can't think of anything even coming to a

1 violation of the Sunshine Laws.

2 MR. ASTORINO: Thank you. We
3 will move to letter L, Remarks from
4 the Audience on the Ordinances and/or
5 Resolutions that pertain to items on
6 the agenda. Anybody from the
7 audience care to come up and talk
8 about items on the agenda, come to
9 the podium and give their name and
10 address for the record.

11 MR. FULTZ: My name is **Vaughn**
12 **Fultz**, I live at 21890 **Crestridge Drive**.

13 I asked Council President, Jim
14 Astorini, when was the next meeting, which
15 that was in August next month.

16 MR. ASTORINO: Sir, can you
17 lift the microphone, it's hard to
18 hear.

19 MR. FULTZ: Okay. I asked
20 Council President, Jim Astorini,

21 MR. FULTZ: Okay, sorry

22 MR. ASTORINO: That's okay you're
23 not the first and you won't be the

1 last.

2 MR. FULTZ: I asked him at the
3 last Council meeting, it was
4 involving something which I just
5 noticed about a nuisance party, in
6 which you said; we will get to that.
7 But anyhow, you told me September 6.
8 I couldn't make it, I remember you
9 put on the card, which was Tom
10 Troyer, Councilman Troyer, it was
11 September 20th also. Now, I have a
12 couple of things that I want to share
13 with everybody and I want to make it
14 short. But I am disappointed with
15 something.

16 MR. ASTORINO: Sir, this is
17 the time for audience participation
18 on items that are on our agenda,
19 which the two items that were
20 introduced are not on our agenda.

21 MR. FULTZ: But you said
22 nuisances.

23 MR. ASTORINO: That was an
24 Ordinance that was introduced and it
25 was place in a committee, it is not

1 on our agenda, if you want to talk
2 about it and save it for the end of
3 the meeting, under letter P on our
4 agenda we have remarks from the
5 audience.

6 MR. FULTZ: Yes, P.

7 MR. ASTORINO: If you want to
8 stickaround.

9 MR. FULTZ: Yes, I will.

10 MR. ASTORINO: Thank you.

11 MR. FULTZ: You are welcome.

12 MR. ASTORINO: Seeing no one
13 coming forward to the podium, we are
14 under letter M. M 1 is titled as
15 Resolution Number 26-2016 Designating
16 the Depositories of the Active Funds
17 of the City of Brook Park, Ohio for a
18 period of five years beginning October
19 7, 2016 and declaring an emergency.
20 This was introduced by Mayor Coyne.

21 What we need, Council, I
22 would like to entertain a motion that
23 we change this to an Ordinance. It
24 would be Ordinance 10036-2016. We
25 have to change the title where it

1 says a Resolution, we have to change
2 that to an Ordinance. In section 5
3 you can see on the second line toward
4 the end of this Council concerning the
5 rate to go with this Resolution we
6 have to change Resolution to
7 Ordinance. Then under section 6 it
8 says; this Resolution, we would have
9 to change that to Ordinance also. I
10 believe those are the only amendments
11 we have to do to make this an
12 Ordinance.

13 To explain to Council, the
14 reason for the Ordinance, I had a
15 conversation with Mr. Cingle this
16 afternoon pointing out section in the
17 Charter that talks about custody and
18 deposits of our funds, it says the
19 Council shall by Ordinance, provide
20 for depositories of the city. The charter
21 language says we shall do it by ordinance it
22 is really not that big of a difference,
23 it's a simple change.

24 I would like to entertain a

1 motion and make the amendment that I
2 suggested changing this to an
3 ordinance. Mr. Cingle.

4 MR. CINGLE: Mr. Chairman,
5 just for point of clarification,
6 maybe you did say this, I didn't
7 hear, in Section 6 there are two areas
8 where it says Resolution, the first
9 sentence this Resolution and four or five
10 lines down this Resolution refers to
11 a permanent vote of at least; there
12 are two areas in that section.

13 MR. ASTORINO: The amendment,
14 the motion to amend changing anywhere
15 it says Resolution in this document to change
16 it to Ordinance.

17 MR. TROYER: Mr. Chairman, What
18 was the Ordinance number?

20 MR. ASTORINO: 10036-2016.

21 MS. McCORMICK: Motion to amend
22 Resolution No. 26-2016 to Ordinance No.
10036-20016 and change instances of the
word 'Resolution' to 'Ordinance'.

23 MR. MENCINI: Support.

1 MR. ASTORINO: A motion to
2 amend, properly supported. Any
3 discussion, Council? Seeing no
4 discussion, we will call the roll on
5 the amendment.

6 THE CLERK: McCormick?

7 MS. MCCORMICK: Yes.

8 THE CLERK: Mencini?

9 MR. MENCINI: Yes.

10 THE CLERK: Powers?

11 MRS. POWERS: Yes.

12 THE CLERK: Troyer?

13 MR. TROYER: Yes.

14 THE CLERK: Scott?

15 MR. SCOTT: Yes.

16 THE CLERK: Burgio?

17 MR. BURGIO: Yes.

18 THE CLERK: Salvatore?

19 MR. SALVATORE: Yes.

20 **MS. MCCORMICK:** Motion to suspend.

21 **MR. BURGIO:** Support.

22 MR. ASTORINO: Council there
23 is a motion to suspend properly
24 supported. Discussion on the
25 suspension? Seeing none, we will

1 call the roll.

2 THE CLERK: McCormick?

3 MS. MCCORMICK: Yes.

4 THE CLERK: Burgio?

5 MR. BURGIO: Yes.

6 THE CLERK: Scott?

7 MR. SCOTT: Yes.

8 THE CLERK: Salvatore?

9 MR. SALVATORE: Yes.

10 THE CLERK: Troyer?

11 MR. TROYER: Yes.

12 THE CLERK: Powers?

13 MRS. POWERS: Yes.

14 THE CLERK: Mencini?

15 MR. MENCINI: Yes.

16 MR. ASTORINO: Suspension has
17 been approved.

18 **MS. McCORMICK:** Motion to adopt.

19 **MR. SCOTT:** Support.

20 MR. ASTORINO: Motion to
21 adopt, properly supported. No
22 discussion, we will call the roll.

23 THE CLERK: McCormick?

24 MS. MCCORMICK: Yes.

25 THE CLERK: Scott?

1 Mr. Scott: Yes.

2 THE CLERK: Burgio?

3 MR. BURGIO: Yes.

4 THE CLERK: Salvatore?

5 MR. SALVATORE: Yes.

6 THE CLERK: Troyer?

7 MR. TROYER: Yes.

8 THE CLERK: Powers?

9 MRS. POWERS: Yes.

10 THE CLERK: Mencini?

11 MR. MENCINI: Yes.

12 MR. ASTORINO: Ordinance

13 number 10036-2016 has been passed
14 under Suspension of the Rules. Adopted.

15 We will move to item number M
16 2, which is Resolution Number
17 27-2016. Council, I would like to
18 entertain the motion we make the same
19 type of amendments, where it
20 references "Resolution" we change it
21 to "Ordinance". It will be Ordinance
22 10037-2016.

23 **MS. McCORMICK:** Motion to amend
24 Resolution No. 27-2016 to Ordinance No.
25 10037-2016 and change all instances of the

1 word "Resolution" to Ordinance'.

2 **MR. MENCINI:** Support.

3 **MR. ASTORINO:** Any discussion
4 on the motion to amend?

5 **MR. SALVATORE:** Mr. Chairman, just a
6 quick question. In the title where
7 you are changing from a Resolution to
8 An Ordinance, it's just a typo.

9 **MR. ASTORINO:** It would just
10 be a matter of grammar. When we
11 change the Resolution to Ordinance,
12 we will change A to An.

13 **MR. SALVATORE:** Thank you.

14 **MR. ASTORINO:** Any other
15 discussion on the amendment? Seeing
16 none, we will call the roll on the
17 amendment.

18 **THE CLERK:** McCormick?

19 **MS. MCCORMICK:** Yes.

20 **THE CLERK:** Mencini?

21 **MR. MENCINI:** Yes.

22 **THE CLERK:** Powers?

23 **MRS. POWERS:** Yes.

24 **THE CLERK:** Troyer?

25 **MR. TROYER:** Yes.

1 THE CLERK: Salvatore?

2 MR. SALVATORE: Yes.

3 THE CLERK: Burgio?

4 MR. BURGIO: Yes.

5 THE CLERK: Scott?

6 MR. SCOTT: Yes.

7 MR. ASTORINO: Ordinance

8 Number 10037-2016 Designating the
9 Depositories of the Interim Funds of
10 The City of Brook Park, Ohio for a
11 Period of five years beginning October 7, 2016 and
12 Declaring an emergency. Introduced by Mayor Coyne

13

14 **MR. BURGIO:** Motion to suspend.

15 **MR. MENCINI:** Supported.

16 MR. ASTORINO: Motion to
17 suspend, properly supported. Any
18 discussion on the suspension?
19 Councilman Troyer.

20 MR. TROYER: Thank you,
21 Mr. Chairman. Through the chair to
22 the Finance Director, Mr. Cingle. On
23 this one, the \$20 million is that at any
24 time or is it up to that amount

1 amount for Interim Funds?

2 MR. CINGLE: Through the
3 chair to Councilman Troyer, at any time.

4 MR. TROYER: Thank you, that's it.

5 MR. ASTORINO: Seeing no other
6 questions, we will call the roll on
7 suspension.

8 THE CLERK: Burgio?

9 MR. BURGIO: Yes.

10 THE CLERK: Mencini?

11 MR. MENCINI: Yes.

12 THE CLERK: McCormick?

13 MS. MCCORMICK: Yes.

14 THE CLERK: Powers?

15 MRS. POWERS: Yes.

16 THE CLERK: Troyer?

17 MR. TROYER: Yes.

18 THE CLERK: Salvatore?

19 MR. SALVATORE: Yes.

20 THE CLERK: Scott.

21 MR. SCOTT: Yes.

22 MR. ASTORINO: Suspension has
23 been approved.

1 MR. MENCINI: Move to adopt.
2 MR. SCOTT: Support.
3 MR. ASTORINO: Motion to
4 adopt, properly supported. Any
5 discussion on adoption? Seeing none.
6 We will call the roll on adoption.
7 THE CLERK: Mencini?
8 MR. MENCINI: Yes.
9 THE CLERK: Scott?
10 MR. SCOTT: Yes.
11 THE CLERK: Burgio?
12 MR. BURGIO: Yes.
13 THE CLERK: Salvatore?
14 MR. SALVATORE: Yes.
15 THE CLERK: Troyer?
16 MR. TROYER: Yes.
17 THE CLERK: Powers?
18 MRS. POWERS: Yes.
19 THE CLERK: McCormick:
20 MS. MCCORMICK: Yes.
21 MR. ASTORINO: Ordinance
22 number 10037-2016 has been adopted
23 under Suspension of the Rules. **Adopted**
24 We will move to item M-3, Resolution
25 number 28-2016. Accepting the

1 Amounts and Rates as determined by the
2 Budget Commission and authorizing the
3 necessary tax levies and certifying
4 Them to the County Fiscal Office and
5 Declaring an emergency. Introduced by Mayor Coyne
6 Council, what's your
7 pleasure?

8 MS. McCORMICK: Are we amending
9 this to an Ordinance?

10 MR. ASTORINO: This stays as a
11 Resolution.

12 MS. McCORMICK: Motion to suspend.

13 MR. BURGIO: Support.

14 MR. ASTORINO: There is a
15 motion to suspend, properly
16 supported. Discussion on the
17 suspension? Seeing no discussion, we
18 will call the roll on suspension.

19 THE CLERK: McCormick?

20 MS. MCCORMICK: Yes.

21 THE CLERK: Burgio?

22 MR. BURGIO: Yes.

23 THE CLERK: Scott?

24 MR. SCOTT: Yes.

1 THE CLERK: Salvatore?
2 MR. SALVATORE: Yes.
3 THE CLERK: Troyer?
4 Mr. Troyer: Yes.
5 THE CLERK: Powers?
6 MRS. POWERS: Yes.
7 THE CLERK: Mencini?
8 MR. MENCINI: Yes.
9 MR. ASTORINO: Suspension has
10 been approved.
11 **MR. TROYER:** Move to adopt.
12 **MR. SCOTT:** Support.
13 MR. ASTORINO: Motion to
14 adopt, properly supported.
15 MR. SALVATORE: Mr. Chairman,
16 just for a point of clarification are we going
17 to dispose of Resolution numbers 26
18 and 27 and keep Resolution No. 28, or
19 will we still have numbers 26 and 27.
20 MR. ASTORINO: We can keep
21 this Resolution number 28, we don't
22 need to change it, will indicate
23 the history of the legislation that we have made
24 that change to numbers 26 and 27.
25 MR. SALVATORE: 26 and 27 we

1 will just dispose of. Thank you.

2 MR. ASTORINO: Yes. The motion has
3 been made to adopt, properly
4 supported. Any other discussion?
5 Seeing none, we will call the roll on
6 adoption.

7 THE CLERK: Troyer?

8 MR. TROYER: Yes.

9 THE CLERK: Scott?

10 MR. SCOTT: Yes.

11 THE CLERK: Burgio?

12 MR. BURGIO: Yes.

13 THE CLERK: Salvatore?

14 MR. SALVATORE: Yes.

15 THE CLERK: Powers?

16 MRS. POWERS: Yes.

17 THE CLERK: McCormick?

18 MS. MCCORMICK: Yes.

19 THE CLERK: Mencini?

20 MR. MENCINI: Yes.

21 MR. ASTORINO: Resolution No.

22 28-2016 has been adopted under

23 Suspension of the Rules. Adopted.

24 Earlier this evening we went

25 out of the Regular Order of

1 Business and took care of items 4, 5,
2 6, and 7. We added item M-8 to the
3 agenda which, is Resolution Number
4 33-2016. And since this was
5 introduced tonight and placed on the
6 agenda it was posted, we will need to
7 read it in its entirety. So the
8 clerk will please read Resolution
9 Number 33-2016.

10 THE CLERK: Introduced by
11 Councilwoman McCormick, to Provide
12 for a process for implementing of 131
13 Sub House Bill 523 and an assessment
14 of the community's issues and needs
15 and concerns as it relates to
16 legalizing of Medical Marijuana in the
17 State of Ohio and to assure security and
18 safe responsible implementation in
19 Brook Park and declaring an
20 emergency, Whereas as 131 Sub House
21 bill 523 was adopted by the Ohio
22 General Assembly and signed into law
23 on June 8, 2016, and
Whereas, Sub House Bill 523 goes into effect
90 days

1 after being signed into law on
2 September 8, 2016 and will legalize
3 marijuana use for individuals with qualifying
4 medical conditions with a doctors
5 recommendation,

6 Whereas, the City Council has a
7 vested interest in assuring Brook
8 Park residents have access to all
9 viable medical options that could
10 address symptoms associated with a
11 chronic, painful or chronic diseases
12 and it would be legal for Ohioans to
13 use Medical Marijuana for qualifying
14 conditions effective September 8,
15 2016. The State of Ohio and it's
16 Medical Marijuana Advisory Board have
17 yet to establish all of the
18 regulations governing authorization,
19 process and retail sale of Medical
20 Marijuana.

21 Whereas, the City Council
22 recognizes the potential for
23 Economic Development opportunity that
24 may arise as a result of State's
25 marijuana laws

1 Whereas, the City Council
2 also has an interest and
3 responsibility to be sure the
4 quality, vision and processing of
5 Medical Marijuana is held safely and
6 responsibly in Brook Park,
7 Whereas, the City Council
8 adopted on September 6, 2016
9 Resolution No. 25-2016 which imposes
10 effective immediately a six-month
11 moratorium on building permits,
12 certificate of occupancy, or any other
13 permits for businesses seeking to be
14 involved in cultivation, processing
15 or retail sale of Medical Marijuana.
16 The moratorium was adopted to allow
17 Council and the city time to fully
18 investigate the impact of 131 Sub'
19 House Bill 523 will have on the city and to
20 determine its local response.
21 Therefore, be it resolved by the Council of the
22 City of Brook Park, State of Ohio; Section 1:
23 The Council of City of Brook Park
24 supports the rights of residents to

1 access medical care to alleviate the
2 pain and suffering from qualified
3 medical condition as determined by
4 the State of Ohio and the State's
5 Medical Marijuana Advisory Board.

6 Section 2, Council will
7 consider the economic opportunity the
8 new Medical Marijuana will offer to
9 the City of Brook Park as well as the
10 medical needs of the community.

11 Section 3, the
12 moratorium previously imposed by
13 Council shall in no way effect the
14 ability of residents to legally
15 obtain and use Medical Marijuana in
16 the City of Brook Park, State of
17 Ohio.

18 Section 4, Council reaffirms
19 the provisions of 131; Sub House Bill 523
20 that created an affirmative defense
21 for citizens from obtaining Medical
22 Marijuana from alternative sources
23 before it is available from regulated
24 Ohio sources. It is important to

1 note for the affirmative defense to
2 be used the Medical Marijuana must
3 still be informed an only used by the
4 131 Sub House Bill 523.

5 Section 5, Council encourages
6 the State of Ohio and its Medical
7 Marijuana Board to adopt regulations
8 to protect consumers and the State's
9 communities.

10 Section 6, Council will
11 conduct a series of public hearings
12 to assess community needs as well as
13 issues that may be derived from the
14 presentations, including physicians,
15 pharmacists, employers and other
16 Medical Marijuana industry experts.
17 The goal of holding public meetings is to
18 gather information and determine how
19 Brook Park will respond to the
20 State's legalization of medical
21 Marijuana.

22 Section 7, the Clerk of
23 Council is hereby authorized
24 To forward a certified copy Of this Resolution
25 To be posted on the city's website.

Section 8, All the formal actions of this Council and relating to this Resolution were adopted in open meetings of this Council and all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public; in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

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Section 9, this Resolution is hereby declared to be an emergency measure immediately necessary for the preservation of the public health, safety and welfare of said city therefore, this Resolution receives the affirmative vote of at least five Members elected to Council. It shall take effect and be in force immediately upon its passage and approval by the Mayor or otherwise from and after its earliest period allowed by law.

MR. ASTORINO: Councilwoman McCormick.

1 MS. MCCORMICK: I would like
2 to offer the opportunity to other
3 Councilmembers who would like to
4 also sponsor and to the Mayor.
5 Everybody has a copy of this, not
6 exactly in this form, I initially
7 wanted to amend a previous resolution.
8 You have had this probably about ten
9 days, I hope that's enough time for
10 you to read over it and consider it.
11 We have a plan of how we are going to
12 respond to the State legalizing
13 Medical Marijuana holding public
14 hearings and recognizing that our
15 residents have the right to use this
16 and we need to be responsible in how
17 we implement this in Brook Park. So
18 I would like to make a motion to
19 suspend.

20 MR. TROYER: Support.

21 MR. ASTORINO: There has been
22 a motion to suspend, properly
23 supported. Discussion on the
24 suspension? Seeing no discussion, we
25 will call the roll on suspension.

1 MR. TROYER: Mr. Chairman.

2 MR. ASTORINO: I'm sorry,
3 Councilman Troyer.

4 MR. TROYER: I am going to
5 vote to suspend on this because I
6 seconded it. I wanted to clear some
7 things up. I want everybody to
8 understand that Medical Marijuana is not
9 anybody smoking down their basement or in the
10 garage, that's not what this is about.
11 There a people there that I know of that
12 can really use this. The only reason
13 I'm going to suspend tonight is this piece of
14 Legislation compliments more to come or
15 That have already passed. Also, gives us a
16 chance to come up with our own rules and
17 regulations concerning this and the moratorium
18 on this could be in place until we can
19 implement our own rules
20 and come up within our regulation to
21 regulate this. So, like I said, this
22 compliments the moratorium we already

1 passed. The moratorium puts the breaks on this
2 until we implement our own rules and come up w
3 with our own legislation to regulate this. It
4 compliments the moratorium we already have and is
5 not for recreational use, this is for medical
6 use and is important that it can help people.
7 So I am in support of suspending the rules and
8 Passing this tonight. Thank you.

9 MR. ASTORINO: Any other
10 discussion on suspension? Seeing
11 none, we will call the roll on
12 suspension.

13 THE CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 THE CLERK: Troyer?

16 MR. TROYER: Yes.

17 THE CLERK: Powers?

18 MRS. POWERS: Yes.

19 THE CLERK: Mencini?

20 Mr. Mencini: Yes.

21 THE CLERK: Scott?

22 MR. SCOTT: Yes.

23 THE CLERK: Burgio?

24 MR. BURGIO: Yes.

25 THE CLERK: Salvatore?

26 MR. SALVATORE: Yes.

27 Mr. Astorino: Suspension HAS

1 been approved. Motion to adopt.

2 **MR. MENCINI:** Move to adopt.

3 **MRS. McCORMICK:** Support.

4 MR. ASTORINO: A motion to
5 adopt, properly supported. Discussion
6 on adoption. Seeing no discussion, we
7 will call the roll on adoption.

8 THE CLERK: Mencini?

9 MR. MENCINI: Yes.

10 THE CLERK: McCormick?

11 MS. MCCORMICK: Yes.

12 THE CLERK: Powers?

13 MRS. POWERS: Yes.

14 THE CLERK: Troyer?

15 MR. TROYER: Yes.

16 THE CLERK: Salvatore?

17 MR. SALVATORE: No.

18 THE CLERK: Burgio?

19 MR. BURGIO: No.

20 THE CLERK: Scott?

21 MR. SCOTT: Yes.

22 MR. ASTORINO: Resolution
23 Number 13-2016 has been passed
24 under Suspension of the Rules.
25 Adopted.

26

1 MR. ASTORINO: We will move to M-9, clerk,
2 please read it.

3 THE CLERK: Introduced by
4 Councilman Salvatore, Mayor Coyne, Councilmembers Scott,
5 Burgio and Mencini. Designating the month of October,
6 2016 as Breast Cancer Awareness month in the City
7 Of Brook Park, Ohio; and Whereas, Breast Cancer
8 is the most common cancer in women in the United
9 States and the second cause of death in women. Is

10 Whereas, the City of Brook
11 Park is designating the month of
12 October 2016 as Breast Cancer
13 Awareness month in the City of Brook Park.

14 Whereas, the city along
15 with Southwest General Health Center
16 urges women to schedule a mammogram
17 screening, and
18 Whereas, on Friday, September 30, 2016 the annual
19 seventh annual Celtic Club Fight Cancer will
20 display an exhibit along the Snow Road bridge

1 overpass between Engle Road and Route
2 237 and the Ford Motor Company
3 Cleveland Engine Plant.

4 Therefore, be it resolved, by
5 the City of Brook Park, State of
6 Ohio, Section 1, that this Council does
7 hereby designate
8 the Month of October, 2016 as Breast
9 Cancer Awareness month in the City
10 of Brook Park and will show our support in
11 lighting up our pavilion with pink lights.

12 Section 2 , We encourage our
13 residents to join us in the
14 witnessing of the Bras Across American Bridge
15 exhibit in Brook Park on September 30, 2016
16 beginning in the morning and ending in the
17 evening to show our support of Breast Cancer
18 Awareness. Section 3, it is found and
19 Determined that all formal actions of this Council
20 Relating to this Resolution was adopted in
21 Meetings of this Council and all deliberations
22 Of this Council and any of its committees
23 That resulted in such formal actions in
24 Meetings open to the public in compliance

25

1 with all legal requirements
2 including Section 121.22
3 of the Ohio Revised Code.

4 Section 4, this Resolution is
5 hereby declared to be an emergency
6 measure immediately necessary for the
7 preservation of the public's peace,
8 health, safety and welfare of said city and
9 to show support provided that this Resolution
10 receive the affirmative vote of at least five
11 members elected to Council and shall take effect
12 and be in force immediately upon passage and
13 approval by the Mayor, otherwise, after the
14 earliest period allowed by law.

15 MR. TROYER: Mr. Chairman.

16 MR. ASTORINO: Councilman Troyer:

17 MR. TROYER: I was wondering if Councilman
18 Salvatore is accepting co-sponsors?

19 MR. SALVATORE: Absolutely, I hope everybody
20 co-sponsors.

21 **MR. TROYER:** I would like to be a co-sponsor
22 on this.

23 **MS. McCORMICK:** I would also like to be a
24 co-sponsor.

1 MR. ASTORINO: It indicates
2 everybody would like to be a
3 co-sponsor. Councilman McCormick.

4 MS. MCCORMICK: I was just
5 reading this over for the first time,
6 I was wondering if you would
7 consider, where in the past it
8 recognizes this is something that
9 also effects men, too, not just
10 women, would you be able to accept an
11 amendment to put something in there.

12 MR. SALVATORE: I would be
13 more than glad to look at something, but
14 this is set for a ceremony and the
15 hospital is involved in this, this is ready
16 to go in its present form. I prefer to leave
17 it the way it is and we can do another one the
18 way it is, we can do another one later on.

19 MS. MCCORMICK: I would be
20 willing to support it either way. I
21 thought we could include men too.

22 MR. SALVATORE: It's a good
23 idea, this is all set in stone.

24 MS. MCCORMICK: Motion to suspend.

1 **MR. MENCINI:** Support.

2 **MR. ASTORINO:** Councilwoman
3 Powers?

4 **MRS. POWERS:** I had a question
5 about section 2.

6 **MR. ASTORINO:** Councilwoman,
7 can you wait until after we take the
8 vote on suspension? I apologize for
9 that. There is a motion to suspend,
10 I will allow you the question before
11 we take a vote on suspension.

12 **MRS. POWERS:** My question is,
13 we haven't made a good impression on
14 the communities at large lately and this business
15 about Bras Across the Bridge is that just going
16 to give people something to laugh about? Or has
17 this been done before, it just seems a little
18 ridiculous to me.

19 **MR. SALVATORE:** Can I answer
20 that?

22 **MRS. POWERS:** Please do.

23 **MR. SALVATORE:** I would be
24 shocked if one person laughs. This is
25 not the first time this Celtic

1 organization has done this. They are
2 extremely proud at what they do.
3 They have women in there standing in
4 line to donate their bras to this
5 organization to get the -- it's to
6 create awareness and nothing more.
7 The more people that are aware that this
8 is going on and that will draw attention. This
9 gentleman that we met with in the Mayor's office,
10 he has over 2,000 bras and can't even put them all
11 on, he has so many. The minute we started talking
12 about this we had people calling and
13 asking where do I make my donation, I
14 want to donate one.
15 This is not a laughing
16 matter, nor will anyone show up with
17 a grin on their face, I guarantee
18 it.

19 MRS. POWERS: Thank you.

20 MR. ASTORINO: Councilman
21 Mencini.

22 MR. MENCINI: Thank you,
23 Mr. Chairman. Honestly, this disease
24 if I were to ask the audience and

1 even on this dais who has been
2 effected, it's effected all of us.
3 This is a disease, this is a disease
4 they are working hard everyday to
5 cure. I remember at Ford, you got
6 professional football guys that are
7 doing this. I concur with my
8 colleague, Mr. Salvatore, this is one
9 disease I don't know anything that is
10 laughable about it. If we get the
11 funds for this disease it is a plus
12 for everybody. That's all I have,
13 Mr. Chairman. Thank you.

14 MR. ASTORINO: Councilman
15 Troyer.

16 MR. TROYER: Thank you,
17 Mr. Chairman. I am going to vote for
18 suspension. I could say I understand
19 the Councilwoman's concern with that,
20 but anybody that would make light of
21 this, shame on them. Because of
22 breast cancer I haven't met my one
23 grandmother. Thank you, that's it.

24 MR. ASTORINO: Okay.
25 Councilman Burgio.

1 MR. BURGIO: Thank you,
2 Councilman Troyer for your words on
3 that. This hits close to home with
4 me, my wife is a breast cancer
5 survivor and there isn't too much
6 that we can do to spread awareness of
7 this disease. It effects a lot of
8 people, if it hasn't effected anyone
9 yet, it will affect you in some way,
10 spouse, relative or something,
11 somebody close to you; there isn't much
12 we can do but the more the message gets out
13 the more we get to fight the disease. I think
14 this is a disease that has affected
15 a lot of women; as Councilwoman McCormick said a
16 lot of men, also. That is
17 another consideration too, but there
18 isn't too much we can do but to spread more
19 awareness of this disease. I am grateful to
20 be a co-sponsor of this.
21 That's all I have, Mr. Chairman.

22 MR. ASTORINO: Councilwoman
23 Powers.

24 MRS. POWERS: I did not in any

1 way intend this to be construed as a
2 laughable matter. In my family you
3 either die of cancer or you die of
4 heart problems, and that is through
5 generations. I, myself, am a cancer
6 survivor and no I will never laugh about
7 anyone with cancer. Thank you.

8 MAYOR COYNE: Mr. Chairman.

9 MR. ASTORINO: Mr. Mayor.

10 MAYOR COYNE: It is an honor
11 to be selected as a city for this
12 recognition. We are taking a step
13 further to also provide parking for
14 folks, you will be reading on our
15 website and in media about it.

16 Mrs. Powers, can you pay
17 attention because I am addressing
18 your question?

19 At any rate, we will provide
20 parking for people who want to make
21 donations and also donate bras.
22 As Councilman Salvatore said, they
23 have more than enough bras that they
24 need to transcend the bridge and
25 other demonstrations that they are

1 doing, and those people who donate
2 the bras they will be given to
3 battered women in shelters around the
4 area to provide some clothing for
5 them. So we consider it as an honor
6 that we are selected for it. And why
7 we are selected for it, the bridge
8 carries thousands of cars a day in
9 traveling public going in and out of
10 our city. For our city to be
11 selected for this I think speaks well
12 of our location. I am sure it's
13 something that our people are going
14 to show a great deal of support for.

15 Thank you, Mr. Chairman.

16 MR. ASTORINO: Thank you.

17 Seeing no other discussion on
18 suspension, we will the roll on
19 suspension.

20 THE CLERK: McCormick?

21 MS. MCCORMICK: Yes.

22 THE CLERK: Mencini?

23 MR. MENCINI: Yes.

24 THE CLERK: Salvatore?

25 MR. SALVATORE: Yes.

1 THE CLERK: Burgio?
2 MR. BURGIO: Yes.
3 THE CLERK: Scott?
4 MR. SCOTT: Yes.
5 THE CLERK: Powers?
6 MRS. POWERS: Yes.
7 MR. ASTORINO: Suspension has
8 been approved.
9 We will need a motion to
10 adopt.
11 **MR. MENCINI**: Motion to adopt.
12 **MR. SALVATORE**: Support.
13 MR. ASTORINO: Motion to
14 adopt, properly supported. Discussion
15 on adoption? Seeing none, we will
16 call the roll on adoption.
17 THE CLERK: Mencini?
18 MR. MENCINI: Yes.
19 THE CLERK: Salvatore?
20 MR. SALVATORE: Yes.
21 THE CLERK: Burgio?
22 Mr. Burgio: Yes.
23 THE CLERK: Scott?
24 MR. SCOTT: Yes.
25 THE CLERK: Powers?

1 MRS. POWERS: Yes.

2 THE CLERK: Troyer?

3 MR. TROYER: Yes.

4 MR. ASTORINO: Resolution

5 34-2016 has passed under Suspension of the
6 Rules. Adopted.

7 That concludes the items
8 under letter M. We have no items on
9 letter N, second reading of
10 ordinances and resolutions.

11 Move to letter O, which is
12 Third Reading of Ordinances and
13 Resolutions. Resolutions 13-2016.
14 Clerk.

15 THE CLERK: Introduced by
16 Councilwoman McCormick supporting
17 House Bill 523 to legalize Medical
18 Marijuana in the State of Ohio and
19 Declaring an emergency.

20 MR. ASTORINO: Council, what I
21 would suggest here, we have a motion
22 to adopt. Making a motion to adopt
23 and then the suggestion would be to
24 vote no.

25 **MR. SCOTT:** Motion to adopt.

1 **MR. TROYER:** Support.

2 **MR. ASTORINO:** Discussion on
3 adoption? Seeing none, we will call
4 the role.

5 Councilwomen McCormick.

6 **MS. MCCORMICK:** I just wanted
7 to state this is a Resolution that is
8 no longer relevant. It is going to
9 be voted down tonight, but I am going
10 to abstain from voting on it because
11 I do not want it to be misconstrued
12 that I do not support Medical
13 Marijuana. Thank you.

14 **MR. ASTORINO:** Thank you.
15 Please call the roll on adoption.

16 **THE CLERK:** Scott?

17 **MR. SCOTT:** No.

18 **THE CLERK:** Troyer?

19 **MR. TROYER:** No.

20 **THE CLERK:** Powers?

21 **Mrs. Powers:** Abstain.

22 **THE CLERK:** Mencini?

23 **MR. MENCINI:** No.

24 **THE CLERK:** Burgio?

25 **MR. BURGIO:** No.

1 THE CLERK: Salvatore?

2 MR. SALVATORE: No.

3 THE CLERK: McCormick?

4 MS. MCCORMICK: Abstain.

5 MR. ASTORINO: Okay,

6 Resolution number 13-2016 has been
7 defeated.

8 We will move to item

9 To Ordinance No. 10035-2016.

10 Clerk.

11 THE CLERK: Introduced by
12 Councilman Troyer and Councilmembers Powers
13 and McCormick. An emergency Ordinance
14 amending Section 143.026 of
15 the Codified Ordinances of the City
16 of Brook Park regarding the staffing
17 of the fire safety personnel within
18 the city and declaring an emergency.

19 **MR. TROYER:** Move to adopt.

20 **MS. POWERS:** Support.

21 MR. ASTORINO: There has been
22 a motion to adopt,, properly
23 supported. Discussion on adoption?
24 Seeing no discussion, we will call
25 the roll on adoption.

1 THE CLERK: Troyer?
2 MR. TROYER: Abstain.
3 THE CLERK: Powers?
4 MRS. POWERS: Abstain.
5 THE CLERK: McCormick?
6 MS. MCCORMICK: Abstain.
7 THE CLERK: Mencini?
8 MR. MENCINI: No.
9 THE CLERK: Scott?
10 Mr. Scott: No.
11 THE CLERK: Burgio?
12 MR. BURGIO: No.
13 THE CLERK: Salvatore?
14 MR. SALVATORE: No.
15 MR. ASTORINO: Ordinance
16 Number 10035-2016 has been defeated.
17 We move to letter P on the agenda,
18 Remarks from the Audience on any subject matter.
19 If you have anything
20 to say. Please come up to the
21 podium, again give your name and
22 address for the record. Please keep your
23 comments relative to city business
24 and city matters. I'm sorry, go
25 ahead, name and address, please.

1 **MS. SAYERS:** Liz Sayers, 23065 Cedar
2 Point Road. Ms. Sayers
3 First of all,
4 Mr. Coyne was
5 very rude and inconsiderate when I
6 brought up the gentleman who wanted
7 to know what ward he was in and who was
8 the person in that ward. The only
9 question we asked, the gentleman was
10 also embarrassed, as how Coyne presented it
11 and all I wanted to do was ask one question
12 when you guys were all walking around
13 and yakking your heads off.
14 Mr. Troyer, I think that was very
15 rude and in considerate.

16 **MR. ASTORINO:** Your comments
17 have to be addressed to the chair.

18 **MS. SAYERS:** Maybe you should
19 follow those rules, too, everything has
20 to be your way and only your way.
21 Every time you talk up there it's got to
22 be your way, the only way and everybody
23 knows that. You know what,
24 what really makes me sad, if it isn't
25 your way, we keep repeating the same
26 thing at every Council meeting.

1 Okay. Read your book of your job
2 description. You know, I think you
3 are rude and inconsiderate. First of
4 all, this was rude and inconsiderate
5 of Tom T, Could have said this is the ward
6 and Mrs. Powers is his ward and let it go
7 at that instead of making a big
8 ordeal when I was up there talking to
9 him. It was a simple question And you are
10 inconsiderate, you are all rude
11 and inconsiderate. It's got to be
12 your what your way or no way in the city.
13 You can stare all you want, you know,
14 you don't follow anything that you
15 talk about, let's put it this way,
16 your other half --

17 MR. ASTORINO: Discussions
18 about city business.

19 **MS. SAYERS:** This is city
20 business.

21 MR. ASTORINO: Don't talk
22 about a private citizen.

23 **MS. SAYERS:** She is part of
24 you.

25 MR. ASTORINO: Liz, please,

1 make it about city business discussion.

2 MS. SAYERS: Please, please,
3 please, please. Your actions are
4 bad. Okay.

5 MR. ASTORINO: Not about a
6 private citizen.

7 MS. SAYERS: All right.
8 Okay. All right. So you need to
9 follow your own rules and
10 regulations. I was reading this and
11 everything, and you know what,
12 everybody makes remarks behind your
13 back, everybody says things, people
14 need to come up here and start
15 talking to you and how they really
16 feel about you and how you run things
17 in council. Okay, a lot of this stuff
18 that you guys talk about nobody gives
19 a rat's butt, they just want to know
20 how the city is doing to take care of
21 the residents, and how things are
22 going to get done. Hold on a minute,
23 I am going to be like you. That's
24 how I feel about you. I hope
25 everybody starts coming to these

1 meetings speaking their minds and
2 saying it like it is. You got people
3 that don't look up at you but you
4 want the them to respect you. Hold
5 on a minute.

6 MR. ASTORINO: **MS. SAYERS**, this
7 is your time to talk.

8 **MS. SAYERS**: When you talk you
9 want your respect, why don't you guys
10 show respect to us?

11 MR. ASTORINO: **MS. SAYERS**,
12 earlier in conversation you
13 complained that we were staring at
14 you. When I write a note you
15 complain I am looking down.

16 **MS. SAYERS**: You don't have to
17 stare like some zombie and write
18 notes and looking at other people and
19 just totally ignoring me.

20 Mr. Troyer needs to cool it
21 and relax and when somebody is asking
22 him a question when nobody else is
23 around and that gentleman has a
24 business and I was trying to be
25 nice. Okay. But, you know, you need

1 to go over your job description and
2 you need to be more considerate of
3 other people and some of these things
4 that you guys, you bring up, is
5 totally ridiculous. That's all I got
6 to say. But you know I pray that next
7 November you are not here. Yeah,
8 Tom, you are very rude and
9 inconsiderate.

10 **MR. LOHN:** **Ralph Lohn, 15960 Meigs**
11 in Brook Park, Ohio. What's
12 up, all you people. All right, first
13 off, I want to start off with yeah to
14 the law lady, Carol Horvath, she
15 stood up to all you guys, man, you
16 guys want to change the law and
17 interpret the law different than the
18 law. She held her ground. I had my
19 doubts about her, she came through
20 like a trooper. All right.

21 Through the chair we will go
22 to Tom Troyer first. Through the
23 chair, the question I have for you,
24 do you have something against female
25 authority, like the Statue of

1 Liberty, Lady Justice? There is a
2 pattern here, you got to follow the
3 law.

4 Through the chair to Jan
5 Powers. I still laugh about the joke
6 you told me at the car show, her joke
7 was she was afraid someone would see me be
8 with her because on social media there would be
9 a whole outroar that we were
10 smoking blunts in the parking lot at
11 Brookgate. That was funny, though.

12 Mrs. McCormick, I wasn't
13 surprised at you arguing with the law
14 lady, you were driving under
15 suspension, you have no respect for
16 the law and you should tighten that
17 up a little bit.

18 MR. ASTORINO: Okay, city
19 business.

20 MR. LOHN: Jimmy Mencini, I
21 was surprised at you arguing with the
22 law lady, she was full on, dude, how
23 would you like it in your basketball
24 game, watch the tape.

1 And clerk lady, I always see
2 you using a paper to fan yourself off
3 with. Since you represent Brook Park
4 I got you a fan.

5 THE CLERK: I have a fan.

6 MR. ZONE: We look cool, we
7 can't look ghetto up here, we are not
8 ghetto field. Jim Astorino, I was
9 cleaning out a -- I was cleaning out
10 a house here in Brook Park and it was
11 Mr. Diemert's, he was a fireman, so
12 nobody in the family wanted a photo
13 album of moments of a firefighter.
14 So that is for you, you put whatever
15 you want in there, I don't know what
16 you put in there, I don't know what a
17 firefighter does, wax a truck,
18 sleeps. I don't know, everybody
19 wants to have a drive along with the
20 police, you always wondered if you
21 had a thing with the fire department,
22 would it be a sleep over and you are
23 cooking smores, you know what I mean.

24 Mayor Coyne, now, hey, you
25 are only one I ever see doing

1 anything, dude, you know, you are
2 getting our cash together, you are
3 getting our city together, it's a
4 hard road, I know that, I have seen
5 it taking its toll. You went white
6 haired now, dude. I feel sorry for
7 you, dude, all time.

8 Richard Scott, you are not in
9 my thing, you are all cool, you are
10 doing great things over there, keep
11 it up, man.

12 Mr. Burgio, I couldn't agree
13 with you more, talking to you, you
14 guys should all get together, not
15 just at a Council meeting, meet for a
16 beer, not just here at an hour
17 Council meeting or something. Why
18 don't you guys meet for chicken wings
19 and a beer or something and discuss
20 some stuff, maybe we can move
21 forward. I cleaned a warehouse out,
22 dude, I got you nylon guitar strings
23 for your axe, since I know how you
24 guys like your axes, you know.

25 Mr. Salvatore, you are doing

1 a great job, I couldn't agree with
2 you more. Last week the Council
3 President should grow a pair and take
4 control of a meeting, not worry a
5 policeman, you don't need one, we are
6 in Brook Park, everybody knows each
7 other.

8 I got to give hats off with
9 the service department, we helped
10 Diemert clean out the garage and
11 clean their house out and everything,
12 you needed had a special pickup,
13 everything else, we went up to the
14 service department, everybody is
15 happy, everybody is cool. You guys
16 should all go party with the service
17 department, you are all happy and
18 they are cool, the guys come to do a
19 the special pickup, they are all
20 happy and all cool, what do they give
21 their guys in there donuts? Man, you
22 know, it's like, my gosh I never met
23 workers who got caught and they are
24 still happy and cool.

25 Money guy, you are cool, keep

1 track of our money, Mayor Coyne, give
2 us more money, money is always a good
3 thing, a lot different than Elliott.
4 The law guys, tell the law lady,
5 thumbs up, I am one of her new fans.

6 That's all I got to say, you
7 guys party on, man.

8 **MR. JEREB: Tim Jereb, 15661**
9 **Hocking Boulevard.**

10 First of all, hats off to the
11 gentleman in front of me, that's a
12 hard act to follow, his heart is in
13 the right place, I guess.

14 My little rant is not going
15 to be as humorous as his was.

16 Councilwoman McCormick, Councilman
17 Scott, you guys get a pass on this,
18 you guys weren't in the office when
19 this first came up. Every other,
20 through the chair, I'm sorry, every
21 others member on this Council knows
22 of my problem with the person who
23 lives next door to me for over two
24 years. I have taken every
25 recommendation that was given to me,

1 I did the mediation meeting, that
2 only poured gas on the fire.

3 Through the chair to
4 Mr. Burgio.

5 MR. ASTORINO: Mr. **Jereb**
6 comments don't go through the chair
7 and your comments are to the chair,
8 make your comments to me, we can all
9 hear.

10 MR. **JEREB**: I believe it was
11 last year, maybe a little bit longer,
12 I invited Council at-large Burgio and
13 D'Amico and Council at-large
14 Salvatore to my house with the
15 neighbor on my street to discuss the
16 problems we were having with this
17 person. Councilman Burgio and
18 D'Amico showed up; Councilman
19 Salvatore chose not to show up.st
20 Councilman Salvatore, I am still
21 waiting for a reply to a question
22 that I asked him a year ago this past
23 August 31st. A week ago Friday, I called
24 the Mayor at 12:30 in the morning
25 because one of the guests of my next door

1 neighbor, I heard a loud thump on the
2 side of my house, I looked out my
3 spare bedroom window, he is urinating
4 on my home. Then when he was done,
5 he made the comment; I just lost 5
6 pounds out of my bladder. I told this
7 to the Mayor. The Mayor said; what
8 do you want us to do? I said; I don't
9 know, you run the city, it's up to
10 you. Then he said, public urination
11 is a minor misdemeanor. I will make
12 anybody up on the dais the same
13 offer, everybody give your home
14 address, when I am driving around in
15 my car and I feel the need to relieve
16 myself, I will just pick an address
17 on your property and see how you
18 would like it. I would like a show
19 of hands of the audience
20 to anybody that would not have a
21 problem with that. I don't know what
22 I can do to take care of this
23 problem.

24 My life was threatened, my
25 personal safety was threatened.

1 Again today I had landscapers out,
2 she comes out barking at them. Makes
3 the comment, that my mother should
4 still be alive and I should be the
5 one that's dead. Then she proceeds
6 to say; God better take him, if God
7 doesn't I will. I perceive this as a
8 threat. I don't think I should live
9 like that, I don't think anybody else
10 in this city should live like that.

11 The only solution that these
12 people have for problem is violence.
13 I am a 63-year old ex-hippy, I don't
14 believe in violence, I ignore it like
15 cancer. They just amp it up every
16 day. I don't get no satisfaction from
17 this city. I know the Mayor said;
18 well, we are not going to get
19 involved in neighbor disputes. Maybe
20 it's time you did, because if this
21 keeps up it's not going to be a happy
22 ending, somebody is going to get
23 hurt. I think the person that get
24 hurts is me. If that happens, I am
25 coming after some of these people on

1 this dais through the legal system.

2 You are all aware of this
3 problem I have been having for two
4 years. Some of you are aware of the
5 same problem other people on this
6 street have been having with the same
7 person. Nothing gets done.

8 That's all I got to say.
9 Something better get done. Thank you
10 for your time.

11 MRS. ROBERTS: Jennifer
12 Roberts, 5368 West 151st Street.

13 I am going to address an
14 issue that I have with Councilwoman
15 Powers -- sorry I am looking at you.
16 Councilwoman Powers at the last Caucus
17 said; if you have nothing nice to
18 say, don't say anything at all. I
19 was also taught if you had nothing
20 nice to say, say nothing at all.

21 I almost fell out of my chair
22 when I heard those words come out of
23 your mouth. Why? Because you are on
24 a crusade to discredit me, my
25 children and other nameless people on

1 my street for over a year, well
2 before I even met you. You have gone
3 to great length to spread lies that
4 my neighbor, your friend has told
5 you. You went to the safety
6 director, the chief of police, the
7 Mayor, anyone else that would
8 listen. Furthermore, you attended
9 a Neighborhood Watch meeting in June and July
10 and August as well. You said some
11 awful things about families in your
12 ward making statement as fact, even
13 though you have no evidence to back
14 up these statement. The bulk of what
15 you said was outright lies, while the
16 rest was a grossly exaggerated
17 version of the truth.

18 This summer you and my
19 neighbor went door-to-door in the
20 Fairlawn area to plant the seeds of
21 distrust. I spoke to multiple
22 individuals who told me about your
23 endeavor. You came knocking at their
24 doors as a member of Brook Park
25 Neighborhood Watch, a group you never

1 joined as a member. Now, I can give
2 you the benefit of the doubt and we
3 can assume that the residents
4 misunderstood you and that you were
5 representing your own group. I was
6 under the impression that your group
7 was called neighbors helping
8 neighbors and not Neighbors bashing
9 Neighbors, and bashing is what you
10 did. Do you even know what the word
11 slander means.

12 By taking an active role in
13 the neighborhood watch group I am
14 trying to make a difference And I am
15 going to give back to my community.
16 Also I am working toward repairing
17 the damage done to the reputation of
18 my families on my street. My kids
19 are students and they are caring and
20 considerate. Anyone who knows my
21 children will vouch for them. They
22 don't deserve to be branded as
23 juvenile delinquents as a way to
24 further the agenda. And again, even
25 though I work full time and I have 2

1 children to be raised, I have chosen
2 to give hours of my life time to the
3 neighborhood watch group. I even
4 developed a monthly newsletter filled
5 with useful content to my block watch
6 area that I print and distribute at
7 my own expense. I am not looking for
8 accolades, however, a little support
9 from my Councilwoman would be nice.
10 However, you are trying to discredit
11 me along with the neighborhood watch
12 group, you even made a childish move
13 by booking the third Monday at the
14 church for your own group, even tough
15 you already knew the neighborhood
16 watch group was using the third
17 Monday. And on top of your behavior
18 as a leader of Brook Park's
19 Beautification and Pride Committee
20 had slandered the Neighborhood W
21 Group on Facebook. I don't and I
22 wouldn't have bad-mouthed either of
23 your groups, instead we should be
24 working together to improve our city.
25 It's obvious by your and this other

1 individual's actions that you don't
2 feel the same way.

3 In regard to the situation on
4 my street, it's no secret there has
5 been an on-going dispute with my
6 neighbor, your friend. Last year when
7 I found out about your involvement
8 with our neighbor's dispute, I tried
9 to call you to tell you our side of
10 the story, thinking that you would
11 want to hear from the other side, but
12 I was wrong, you hung up on me. I
13 have talked to several individuals
14 that told me that you hung up on them
15 as well when they called you for
16 other issues. It turns out that you
17 think you can pick and chose who you
18 represent in your ward. For
19 instance, after one of the August
20 meetings I witnessed you tell another
21 woman in your ward who was
22 questioning on why you abstained from
23 voting, that she is only one person,
24 that you chose not to represent her.
25 That's a strong statement. You choose

1 not to represent her. When did our
2 elected officials get to choose who
3 they represent? All of us
4 pay your salary, it doesn't matter if
5 we voted for you or if we agree with you,
6 you must represent us. You do not
7 have the right to deny any American
8 their right to representation as afforded
9 to us by the U.S. Constitution.

10 So in closing I am going to
11 ask two things from you, my
12 Councilwoman. First, I ask that you stop
13 The crusade against the families on the street
14 And you stop undermining the Neighborhood
15 Watch Group.

16 Second, if you don't feel
17 that like you are capable of
18 representing all of your
19 constituents, I suggest that you
20 chooseto represents none of them by
21 stepping down from your position.

1 Thank you.

2 MR. ROBERTS: Steve Roberts
3 5368 West 151st.

4 To the chair, two weeks ago I
5 came to this podium and discussed
6 some things with you. I asked for a
7 meeting to try to fix them. It's
8 been two weeks, all I have heard is
9 crickets. You said I can only talk
10 about city business. Was it city
11 business two Friday's ago when you and
12 a certain someone related to you that
13 were right across the street from me,
14 instead of coming and talking to me
15 like I asked you to at the meeting,
16 you just took pictures of my family
17 and my guests. Don't lie, one of the
18 witnesses is sitting here. I am going
19 to ask you again, are you willing to
20 meet with me to discuss with me the
21 infatuation of the Astorinos' with the
22 Robertsons? I will wait. I am still
23 hearing crickets.

24 MR. ASTORINO: Sir, we don't
25 have interchange like this.

1 MR. ROBERTS: You can't give
2 me a yes or no?

3 MR. ASTORINO: Sir, I won't
4 have the interchange like this.

5 MR. ROBERTS: You can't give
6 me a yes or no?

7 MR. ASTORINO: Usually a
8 Councilman will make a motion to
9 address the comments. It's not a
10 dialogue that we have here. It's
11 your turn.

12 MR. ROBERTS: I will wait
13 around afterwards, you will give me
14 an answer yes or no, it's yes or no,
15 50/50.

16 Thank you.

17 MR. ASTORINO: Anyone else
18 coming to the podium?

19 MR. ASTORINO: You need to
20 state your name and address once
21 again for the record.

22 MR. FULTZ: My name is Vaughn
23 Fultz. I live at 21890 Crestview

1 Drive.

2 MR. FULTZ: I live at 21890
3 Crestview Drive.

4 **MAYOR COYNE** : Mr. Chairman, motion to
5 Priveledge.

6 MR. ASTORINO: Can you wait
7 one second, please.

8 MR. ASTORINO: Go ahead.

9 MAYOR COYNE: Thank you. You
10 have a right to address the Council
11 at this meeting the issue that I think
12 that you are going to speak about
13 relative to the situation we had a
14 few weeks ago I would caution you
15 about the statements you make
16 publicly.

17 MR. FULTZ: Caution me about
18 what?

19 MAYOR COYNE: Caution you
20 about any statements you may make
21 publicly you don't incriminate
22 yourself, as a courtesy to you.

23 MR. FULTZ: Okay, Mayor.

24 MAYOR COYNE: As these issues

1 are under investigation, people could
2 be charged, not be charged. I don't
3 want you in any way not to understand
4 that is a possibility. You are free
5 to say what you want, I just thought it
6 was imperative after speaking to the
7 law department to at least advise
8 you of that.

9 MR. FULTZ: I am not afraid of
10 any scare tactic.

11 MAYOR COYNE: It is not a
12 scare tactic, it's concern for you as
13 a citizen. I am advising you this is
14 a public meeting, this is live
15 streamed to folks and I don't know what
16 you're going to talk about.

17 MR. FULTZ: Okay.

18 MAYOR COYNE: If you are going
19 to talk about anything relative to those
20 incidents that occurred. I would caution you
21 as to what you say to protect your right.

1 I am not trying to
2 intimidate you in any way.

3 MR. FULTZ: I don't feel that
4 should be brought up. I wanted to
5 talk about something going on --

6 MAYOR COYNE: That's fine.
7 Thank you, Mr. Chairman.

8 MR. ASTORINO: All right, sir.

9 MR. FULTZ: Do I need to say
10 my name and address?

11 MR. ASTORINO: No.

12 MR. FULTZ: I want to address
13 first a few things that's bothering
14 me about what happened. I do want to
15 share with everybody up there that I
16 am going to be totally honest. One
17 thing that bothered me today coming
18 to this meeting is I came in a little
19 late and you guys were on letter H, in
20 which I could see that there was no
21 respect while the Mayor was talking
22 and am

1 just going to put it bluntly when he
2 is talking everybody should somebody
3 looking at him, just like when we are
4 talking you guys should be looking at
5 us out of respect. I feel it's
6 disrespectful whether he is talking,
7 Tom Troyer is talking, whether it's
8 Jimmy Mencini talking, you guys
9 represent us, you guys were voted in
10 by us and you guys should be showing
11 that respect. If you guys don't
12 agree with me, that's fine, but
13 that's my piece.

14 Now, going back to why I am
15 here. Something happened in which we
16 had a few parties. I think Tom Troyer
17 is a good man, I am going to be
18 honest with you, I think he is a good
19 man. We had a disagreement. We had
20 a disagreement.

21 MR. ASTORINO: Sir, talk to
22 me.

23 MR. FULTZ: Okay, we had a
24 disagreement, he wasn't looking at me
25 and I wanted to let him acknowledge

1 that I am talking to him. Any how,
2 we had a disagreement, which I was
3 telling the young lady and a kid that
4 they had to go home, the party was
5 over with. He said, he thought I
6 guess I was talking to him in which
7 he came back and turned around and
8 said; well, I am a Councilmember.
9 Truthfully, my exact words were, I
10 wasn't talking to you, I don't give a
11 **crap (word replaced)** that you are a Council
12 member,
13 and I am just being honest. Then I
14 guess Officer George told him to go.
15 So that being said, what **aggravates (word**
16 **Replaced)** me about that, to be honest with
17 you, Astorino, was an incident that
18 happened two days after the party in
19 which you showed up and your wife, I
20 didn't know who you were, I didn't
21 know who your wife were, or was, I
22 should say, and I saw you doing like
23 this. So I was talking to the **Chief of**
24 **Police** then and I was saying;
25 who is that gentleman, what's that
 man, whose that, why is he filming me

1 or taking pictures of me. I just
2 thought it was, I didn't like it,
3 just put it that way. Then to see,
4 truthfully, I called Debbie Horner
5 and Ann Culter, I called her a **(BAD**
6 **NAME FOR A WOMAN)** I am going to be honest,
7 I called her
8 husband, David Duke a punk **(words stated**
9 **should not be included in minutes)** I am just
10 being honest, I just want to say.

11 MR. ASTORINO: Sir, we don't
12 Need to hear the words.

13 MR. FULTZ: Okay, I
14 understand. I didn't understand why
15 you were there. I just felt that you
16 were there because you got called by
17 the Horners', not realizing what they
18 do and to me I don't think that's
19 right. Like the one gentleman or one lady said
20 you pick and choose who you want to believe
21 you only hear one side of the story and
22 you are going by that. I am not going
23 into some of the things that were said in
24 which one of the police officers told
25 the chief of police, who was right

1 next to me, and the captain who was next to me.
2 After all that crap that happened with
3 the shooting and I heard one of the..I don't
4 remember who he was, but I heard him saying by
5 Debbie Horner, it's involving the parties in
6 which it had nothing to do with the party.
7 I wasn't going to say nothing until I
8 heard you read off about this
9 nuisance stuff. Since you read off
10 this nuisance stuff, what do you mean
11 about this nuisance stuff because to
12 me you are bringing this up about
13 that matter. I am asking you a
14 question right now.

15 MR. ASTORINO: Sir, it's the
16 same answer as before, we don't get
17 into a dialogue, you get to ask your
18 questions, we come back here --

19 MR. FULTZ: When are you going
20 to know something about this nuisance
21 party, that's what I am talking
22 about, this as a nuisance? I will
23 make sure I will be back here for
24 that. You don't know when?

1 MR. ASTORINO: Sir, as I
2 explained before, it's audience
3 participation, you get to make your
4 comments, ask your questions, we do
5 not get involved in dialogue. After
6 the audience participation is done,
7 usually one of the Council people
8 makes a motion that we can address
9 the questions or comments that were
10 made. At that point, Councilmen and
11 Councilwoman and the Mayor are free
12 to address the comments. I don't
13 want to get involved in the
14 procedure. This is maybe your first
15 meeting.

16 MR. FULTZ: Yes, sir, it is.

17 MR. ASTORINO: If you ask me a
18 question, I am usually writing a note
19 down, after audience participation is
20 done we will address this.

21 MR. FULTZ: Now, let me ask,
22 this goes for everyone up here,
23 ladies and gentlemen, after a party
24 every morning my sons would get up
25 along with their friends, get up in

1 the morning and get them up at
2 8:00 a.m. they eat early and they be
3 out the door by 8:30 a.m. they picked
4 up all the trash in the street. Russ Horner
5 decides--is this on the Internet because I'm glad
6 if it is. Russ Horner decides to walk past my son
7 when he has a trash bag and throws garbage, the
8 beer cans, the bottles in his yard and my youngest
9 son ended up getting upset with him and called
10 him a name. He called the police, the
11 police come out to our
12 house and the policeman read
13 off their text message of what Russ
14 Horner said.

15 MR. ASTORINO: Sir, it's a private
16 Resident, if you can just mention the
17 Neighbor.

18 MR. FULTZ: I just did, it's
19 Russ Horner.

20 MR. ASTORINO: You don't need
21 to mention a name, it's a neighbor.

22 MR. FULTZ: I'm sorry, this
23 is my first one, a meeting, so.

1 Well, the neighbor read off a text to
2 my wife and I, what he said what my
3 son called him in which he said is
4 the B word. I will give \$10.00
5 for every cuss word I use, it will be
6 for doughnuts. I read off this text
7 message from our neighbor saying that
8 My son called him the B word and then
9 he said the Fultz, F-a-u-l-t-s, we
10 are doing this, the Fultz are doing
11 that, more than four times. Now, he
12 knows our last name, F-u-l-t-z
13 because I coach his son. I mention
14 that to you but it still seems like
15 you said identify him.

16 He texted my son after a
17 party. Now, I don't know about
18 anyone of you, we are all adults, I
19 am going to be **aggravated (word replaced)**
20 if someone texted my son saying
21 something negative. I think everyone
22 of you would be the same way, text a
23 teenager. His wife said something
24 about my oldest son on the day of
25 this incident that happened with that

1 shooting, you were out there for that
2 and you heard me saying a lot of
3 negative things, which I don't
4 normally do, but I feel when we are
5 all a little T'd off that we say a
6 lot of things we don't mean as well
7 lots of things we regret. I did
8 say a lot of mean things, but I still
9 don't understand if it his ward why
10 you were there. It is a free country to
11 go any where you want, but I just
12 don't understand why he was there and
13 then you showed up, none of the other
14 Councilmen or Councilwomen showed up.

15 If this nuisance thing, I am
16 just being honest, if it's going to
17 be directed at me or my family, it
18 should be directed to everybody in the
19 City of Brook Park. Like this Myor
20 said something about whatever he
21 said, truthfully I am a little bent
22 out of shape right now, I know how to
23 get an attorney, too. So I just hope
24 whatever you have going with this

1 nuisance thing is for everybody.
2 Because last week I videotaped a
3 family having a party and I didn't
4 see Tom Troyer over there and I
5 didn't see you there. So I am going
6 to be on the lookout. I know a
7 lot of people in Brook Park, too, so
8 this better go for everybody in Brook
9 Park.
10 One more thing, I like to observe things
11 and if this thing is what I think it is, I just
12 hope it's not. The last thing I was trying to say
13 at this little get-together in
14 which it was supposed to be in front
15 of my house. The Mayor called me and said it's
16 going to be in front of my house and the next
17 day Ted Hurst is passing out a brochure and
18 it was in front of the **neighbor's** house. I
19 just wanted to let everybody know, especially with
20 the Mayor there. The morning or the day before
21 we had this meeting, our neighbor got cameras
22 put in and when we went down for this meeting
23 I told my wife to video the whole

1 thing and she videotaped to when
2 the **Mayor** spoke, when I spoke, to
3 When the **Mayor** spoke again. So I am just a
4 little disappointed that I feel you
5 are taking sides with people that you
6 don't know that I deal with. I am
7 going to be honest, there is two
8 neighbors they got issues with me
9 being black and my wife being white.
10 I made this little statement, which
11 The Mayor cut me off and I think he
12 wasn't cutting me off because he was
13 being disrespectful, he was just
14 cutting me off. Like he said, he
15 wanted us to respect everybody that
16 is there and we just, you know, talk
17 respectfully. But I did mention
18 about one gentleman who I told when I
19 look at him I don't see a white man, I see
20 a man. When I see a gentleman or a
21 neighbor Danny, I don't look at him

1 as being Puerto Rican, I look at him
2 being a man. I look at Debbie Horner
3 and I told her how I don't look at
4 her as a white woman, I look at her
5 as a woman. Where I was going with
6 this, when I did say I was going with
7 this, we have a couple of people on
8 our street, they don't look at me as
9 a man, they view me as a black man,
10 that's where we have problems. For
11 people in 2016 there is no racist
12 things going on, it is a bunch of BS, we
13 have a 6 foot 2 looking like a cheese
14 doodle, running for president
15 and he is a racist. I just hope it's
16 not what I think it is. I hope this
17 is what you are doing for this
18 nuisance thing. I hope it for
19 everybody in the City of Brook Park.
20 And I going to keep coming to your
21 meetings, the next one is 2 weeks
22 from right now.

23 MR. ASTORINO: The next
24 Council meeting?

25 MR. FULTZ: Yes.

1 MR. ASTORINO: October 4th is
2 the next Council meeting.

3 MR. FULTZ: If anybody have
4 any questions for me, that's fine,
5 because I will answer anything. Thank you

6 MR. ASTORINO: Thank you, sir.

7 Seeing no one else coming to
8 the podium, make a motion to address
9 the audience.

10 MR. MENCINI: Motion to address the audience.

11 MR. SCOTT: Support.

12 MR. ASTORINO: Please call the roll.

13 THE CLERK: Mencini?

14 MR. MENCINI: Yes.

15 THE CLERK: Scott?

16 MR. SCOTT: Yes.

17 THE CLERK: Burgio?

18 MR. BURGIO: Yes.

19 THE CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 THE CLERK: Troyer?

22 MR. TROYER: Yes.

23 THE CLERK: Powers?

24 MRS. POWERS: Yes.

25 THE CLERK: McCormick?

1 MS. MCCORMICK: Yes.

2 MR. ASTORINO: Okay, Council,
3 Councilman Mencini.

4 MR. MENCINI: Thank you,
5 Mr. Chairman, thank you for letting
6 me go first.

7 It's pretty contentious up
8 there with the audience participation
9 tonight. I am going to say this, I
10 was born and raised in Brook Park, my
11 parents have been here since 1958, you
12 probably heard me say that a lot, you
13 will probably hear me say it again. I
14 am here for the city, I am going to
15 defend myself, I am going to defend
16 you, if I can't defend myself and
17 defend you, how would you expect to
18 defend the city. We are in an time I
19 think we are starting to move, we are
20 starting to do some good things, we
21 still have some rough ways to go. I
22 think that we are moving ahead, but I
23 believe the communication on this
24 Council has got to be better,
25 absolutely. I am going to get the

1 audience participation, you guys have
2 your right to come up and speak, you
3 guys were very good tonight and you
4 are very to the point. You all hear
5 me, that's everybody in this room,
6 everybody out there in livestream land,
7 and everybody around the city, I teach a
8 million kids, I talk to a lot of
9 seniors, I get called a lot. I love.
10 Someone can take it any way they
11 want. I mean it. I am not going any
12 where, I am going to defend myself, I
13 want to defend myself to show you I
14 defend the City. Ralph, I'm going to go
15 to you and I love Liz, she left but I want to
16 address her personally but she left. Ralph
17 you come up there and sometimes you
18 compliment me I like you, Ralph, because
19 you tell it the way it is. The one
20 time we said about an ODOT gate,
21 actually its an ODOT gate, tonight
22 you brought up with the law
23 director, I did. But watch that
24 again, we will watch it. I love you,
25 you know that, but I will defend

1 myself. I did not get into it with
2 the law director as well.

3 Tim Jereb, Tim, I had a
4 rough incident in my ward
5 about two months ago as you well know,
6 unfortunately two people in the city,
7 we don't take that stuff lightly.

8 I will speak for everybody up
9 there here. You have been to my
10 house, I have been to your house. We
11 know that situation, it's been
12 wholeheartedly with the law
13 department. Tim, I think you are a
14 great guy, I wouldn't encourage you
15 to come to my house and suggest what
16 you do.

17 **MR. JEREB:** I wouldn't do it.

18 **MR. MENCINI:** I know you
19 wouldn't. My point to you, we care
20 about this situation, hopefully
21 that's something you have to tell the
22 safety director, I know you do, the
23 police chief, we don't want that
24 stuff, we see what it leads too, not good.

1 Vaughn, your brother, we go
2 back a long time, we coached against
3 each other, we have talks it's been every
4 which way. I hope it gets better
5 from here on out.

6 **MR. FULTZ:** I do, too.

7 Mr. Mencini: I hope you do.
8 You talk about your kids collecting
9 garbage, that's probably not a good
10 thing. It was probably a pretty good
11 party, maybe I missed some of it, we
12 don't want to stop graduations, we
13 don't want to stop these big parties.
14 The **Mayor** may say something, we
15 don't want to stop that stuff, you
16 don't want to move if your neighbor
17 were weird, that's the big problem,
18 you hear a judge say when you involve
19 other then there is some problems, I
20 will address it real quick.

21 MR. ASTORINO: One thing --

22 **MR. FULTZ:** Hello, okay.

23 MR. ASTORINO: We are done
24 with audience participation.

25 MR. MENCINI: Vaughn, that's

1 how I feel on that. Hopefully that's
2 over, we do not want to discourage
3 anybody from their lifestyle in their
4 home. Again when you start getting
5 other people involved, other people
6 angry, there is going to be others
7 that are going to be involved, They
8 get paid to handle that.

9 Steve, Jennifer I understand the
10 frustration, what's sad about that
11 street over there, you got a lots of
12 kid, you got some people, I thought
13 the Mayor said it best, there will be
14 a time when you wish you had kids
15 over there. There is residents in
16 our ward, there is no kids on our
17 street. I miss it. I want adopt some
18 if it will make you feel birth. I
19 understand your frustration, this
20 stuff over there I agree 100% has got to
21 stop, you have a right to live.
22 Everybody over there has a right to
23 live, the kids have, the seniors have
24 a right to peace. Brook Park is a big
25 community, we want to make it better,

1 the only way to make it better are
2 the people in it. We have a good
3 neighborhood. If you took anything
4 you said my number is 216 267 4132.
5 Thank you guys for coming to this
6 microphone. Thank you.

7 MR. ASTORINO: Councilman
8 Salvatore.

9 MR. SALVATORE: Thank you,
10 Mr. Chairman. Through the chair, I
11 would like to address the gentleman
12 from Hocking, I don't recall you
13 inviting me over to your home. I do
14 recall a conversation, as a Chairman
15 through the Safety Committee, I
16 turned it over to our Safety Director
17 to involve the police because based on
18 the conversation, the dialogue we had, it sounded
19 like it was a police matter, that's proper
20 procedure in my view. Being a long time
21 Councilman, and long time resident as a person
22 in the business world if that was a police matter
23 that's' where it should be not two or three
24 Councilmembers coming to your house persons. We
25 had two of them there

1 anything change? It belongs in the
2 police department, that is where,
3 where you get a resolution to your
4 situation. As far as you are asking
5 me a question sometime ago, I didn't
6 answer, I would ask you to stick around after
7 the meeting because I would like to know what
8 that questions was. I do get
9 back to people and I do answer
10 questions. I will get it for you. I
11 will get back to you.

12 Thank you, Mr. Chairman.

13 MR. ASTORINO: Councilwoman Powers.

14 MRS. POWERS: Thank you,
15 Mr. Chairman. First I would like to
16 address Mr. **Jereb's** problem because I
17 have addressed it many times in the
18 past. We have gone to mediation,
19 mediation is supposed to be where he
20 and his neighbors sit down and talk
21 to the mediator. His neighbor
22 refused to talk with us, so we
23 talked, I explained to the mediator
24 what was happening. When we left then

1 his neighbor checked in with the
2 mediator. So we did everything that
3 we could. I have turn in complaints,
4 I have advised him to call the police
5 and finally I have advised him to get
6 a camera and recorder because she
7 makes verbal threats to him and she
8 makes verbal threats to the people
9 that he has to come and do work on
10 his property; so something needs to
11 be done, nobody should have to live
12 like that.

13 And as far as Mrs. Roberts, I
14 do not believe, I honestly do not
15 believe that one word she had to say
16 was true. I have never talked to
17 those people. I talked to, yes, I
18 did when I was campaigning I walked
19 the whole neighborhood. This problem
20 came up, it was brought to my
21 attention and is an ongoing problem.

22 And Mr. **Jereb**, I would like
23 you to know that there is a person in
24 this room who is on camera urinating
25 on his neighbor' house. It does

1 happen to other people. Yes, I am
2 just as disgusted as you are. That
3 being said, the only way I can prove
4 any discrepancy in Mrs. Robert's
5 statement is when she said I
6 deliberately went to the library and
7 took her Mondays. Well, this is how
8 it works at the library. For well
9 over a year, probably almost two years
10 now I have had this Neighbor Helping
11 Neighbor going, it's called Neighbor
12 Meet Your Neighbor. We invite
13 people, we put it out there on the
14 Internet, come to the meeting and
15 meet your neighbor and the whole idea of
16 Neighbor Helping Neighbor is that. Number one
17 you get to know your neighbors, the same
18 as you knew them when your children
19 were young growing up. That way you know
20 what's happening in the neighborhood, you
22 know who belongs in the neighborhood,
23 you know when there is a stranger
24 around and you know when your
25 neighbor needs help and what other

1 problems they are having. The
2 neighbor helping neighbor part of it
3 is, because we have so many senior
4 citizens now in this community, some
5 of them are just not able to keep up
6 with yard work or do minor repairs
7 around the house, and I know from my
8 own experience if you have a small
9 job and you call a contractor they
10 won't come out, they don't want to be
11 bothered coming to your house and
12 doing something that's going to take
13 an hour to do. They just don't want
14 to do it, it's just not worth the
15 time. That's the kind of thing that
16 we have been doing and we are still
17 doing. I do have people and I am
18 looking for volunteers, anybody that
19 wants to go out and be a part of
20 neighbor helping neighbor, go to
21 it.

22 When I started booking my
23 meetings at the library, the way it
24 works, you go online, the library
25 shows you their calendar every month

1 and it shows what is already booked,
2 so you have to choose what time you
3 want around whatever is booked before
4 you. That's how I happened to choose
5 this last Monday as my meeting day
6 because this was available. Before I
7 was doing it on Wednesday, that's the
8 middle of week, it seemed like a good
9 day. Now, I did not take anybody's
10 day, I looked at the calendar that
11 the library posts and whoever is
12 first-come, first-serve, whatever
13 day that's available that you want
14 that you book your time.

15 Oh, and Ralph, please come
16 back to car show and we will have a
17 drink or something.

18 **MR. LOHN:** That will work.

19 **MRS. POWERS:** It's probably
20 going to be a coke, okay, maybe it
21 should be a Pepsi.

22 **MR. LOHN:** It should be a coke.

23 **MRS. POWERS:** That's all I
24 have, Mr. Chairman. Thank you

25 **MR. ASTORINO:** Mr. Mayor.

1 MAYOR COYNE: Thank you,
2 Mr. Chairman. Most of it wasn't
3 directed at me, at this meeting I am
4 a little bit relaxed. I always enjoy
5 Ralph's monologue they are
6 entertaining and I think they bring
7 us back to whatever we are supposed
8 to be doing.

9 Mr. **Jereb**, I feel for you,
10 you did call my at 12:30 a.m. in the
11 morning and I spent a considerable time
12 on the telephone with you. Unfortunately,
13 the resolution to your problem is you have to
14 gather evidence and file a complaint. You can
15 come up here and talk if your neighbor won't
16 participate in mediation, as I told
17 you, the resolution with your problem
18 basically lies with you.
19 Unfortunately, what I think I said to
20 you is, we can't waive a magic wand
21 and make it go away. The thing that
22 concerns me most, Vaughn, thank you for
23 coming. I hope you take my counsel to you
24 the way it was meant so you don't put yourself in
25 a difficult position. I

1 hope you did record that meeting,
2 because I would like you to show it
3 to folks all over. Your community is
4 probable the most diverse community
5 street in our city and you make a
6 couple of statements here this
7 evening about your race and think my
8 opening statement to you, there is no
9 color to the law in this city, it's
10 color blind. I have known you for a
11 long time, I thought the most telling
12 thing of the evening, you were
13 standing behind me and a young black woman
14 came up and put her arm next to yours and she
15 asked you what color she is? Do
16 you remember that. I think that was
17 the most telling moment of the
18 evening, because it demonstrates what
19 this community is all about. You can
20 sit down, I am addressing this
21 generally, okay. She has been on
22 this street since she was three years
23 olds, I believe she graduated from
24 Safety Town and she is raising her
25 family there. So this issue has

1 nothing to do with the color of
2 anyone's skin at all.

3 As the Chairman will tell
4 you, I don't know what Mr. Astorino's
5 legislation entails because I haven't
6 read it, but I will tell you, we
7 cannot arbitrarily apply any
8 legislation to any particular person,
9 to any particular neighborhood. It
10 must be uniform across the city. I
11 as well have brought legislation
12 forward and told everybody this
13 evening that I would. It places more
14 liability on the nationwide movement
15 I talked about before. The parents
16 who host, lose the most.

17 Okay, the fact of the matter
18 is, that neighborhood has been there,
19 I have known the people there, it's
20 been a long time including yourself,
21 you know what the issues are, we are
22 going to address those issues. We
23 don't discriminate against anybody,
24 we don't want any woman to walk down
25 your street and be talked to in an

1 adverse fashion. We don't want women
2 carrying children to be knocked
3 down. We don't want gun shots in our
4 neighborhoods whether they ever fired
5 a firearm. We got that character
6 pretty quick and I told you that
7 evening we are going to enforce the
8 law equally to everyone. And my
9 caution to you, the behavior of
10 everyone there that evening, everyone
11 and how they acted and who was
12 responsible and who was not. At the
13 end we will come up with a fair
14 resolution, the law department is
15 reviewing this painstakingly and I
16 applaud them for that. So we want
17 your rights protected and everyone in
18 the city's rights protected and we like
19 our entertainment in the city, we
20 like to have a good time, we like a
21 nice party as I suggested that
22 evening. In the meantime I think you
23 just have it for immediate friends
24 and family. As you said to me that
25 evening, you said; it appears that I

1 am, what I am doing is the problem.
2 That's what you said and I accepted
3 that, based on the reports it appears
4 that way, how are we going to resolve
5 it. The resolutions are in the hands
6 of the people in the neighborhood.
7 That's where we hope to keep it
8 there. Okay, again there no racial
9 component to this whatsoever, because
10 everyone on the street, and by their
11 own admission, things got a little
12 bit out of hand. Reports well tell
13 otherwise, all I am saying to you, we
14 will resolve it, the Council enacted
15 the law and it will be enforce as far
16 as able to everybody in the city, so
17 no one is picking on you. The only
18 resolution to the problem, yours
19 might be easy to resolve.

20 It appears to me in that
21 neighborhood meeting Council was
22 respectful. The corner was close in
23 because it's on the corner of all the
24 streets over there and I didn't invite
25 anybody, any elected official because

1 I felt it was my responsibility to
2 protect you, that's my number one, my
3 job. The number one job of the Mayor
4 is to conserve the peace in the
5 community, that is my job, that's why
6 I went right in your neighborhood to
7 address the problem. That's where I
8 like it resolved, that's where I hope
9 it stays. Other than these incidents
10 it's been a pretty great place to
11 live. Okay, that's my statement. We
12 can't direct the dialogue, I will be
13 more than happy to talk to you after
14 the meeting. I thought it was
15 important for the people of the city
16 to understand what you are talking
17 about. Okay, thank you.

18 MR. ASTORINO: Seeing no one
19 else, Ok Council I am going to
20 address the comments. They asked me
21 some direct questions, I will give
22 some answers to Mr. Fultz.
23 You asked me why I was there and will
24 Refresh you memory because we had a conversation
25 while I was there. You

1 asked me why I was there. You asked
2 me at this point why I was there. I
3 was called not just by the neighbor
4 you are concerned about, there is
5 another neighbor that lives in this
6 area that called me about things. I
7 am elected-at-large, as I told you
8 this night, I don't go by what
9 somebody is going to tell me what is
10 going on. I will, you may not
11 remember it, as you said you were a
12 little excited that day and I tried
13 to calm you down a little bit. Your
14 brother was there and I said I came
15 here to see what is going on so I can
16 be a witness to it rather than make
17 my judgment based on what other
18 people tell me. That's why I was
19 there. I will answer that question
20 for you.

21 As far as Mr. Roberts, at
22 this point I am not looking to have a
23 meeting with you, I don't see where
24 there would be any productivity to
25 it. I base that on comments that you

1 make and comments that are made to
2 me. As Mr. Fultz talked about
3 respect, I don't see any productivity
4 to meeting with you, because I am
5 really not involved in this situation
6 there as a Councilman-at-large, as
7 President of Council, so that's the
8 answer to your question. At some
9 point I might depending on how things
10 play out in the future.

11 The last one I would like to
12 address is **MR. LOHN**, your comments
13 toward me. I was a little
14 disappointed about, if I remember
15 what you said right, it kind of
16 showed a little bit of disrespect for
17 the job that firefighters do. You
18 were more than willing to see a use
19 for ride along with police, but you
20 comically tried to say that while
21 maybe they would have a sleep over
22 and cooking smores which you may find
23 funny. But I spent over 32 years in
24 that career I worked with many, many
25 people, they are probable the most

1 honorable men and devoted to their
2 careers to the city. So for you to
3 make light of that in the manner that
4 you did, I view it as being
5 disrespectful to firefighters and the
6 job they do. You may not. You may
7 like to have a good laugh or chuckle
8 with it. That's my response to your
9 comments toward me.

10 That concludes my remarks for
11 tonight. So I would like to,
12 everyone has had a chance to address
13 Council.

14 **MR. SALVATORE:** Motion to adjourn.

15 **MS. McCORMICK:** Support.

16 **MR. ASTORINO:** Please call the
17 roll on the motion to adjourn.

18 **THE CLERK:** Salvatore?

19 **MR. SALVATORE:** Yes.

20 **THE CLERK:** McCormick?

21 **MS. MCCORMICK:** Yes.

22 **THE CLERK:** Powers?

23 **MRS. POWERS:** Yes.

24 **THE CLERK:** Troyer?

25 **MR. TROYER:** Affirmative.

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THE CLERK: Mencini?

MR. MENCINI: Yes.

THE CLERK: Scott?

MR. SCOTT: Yes.

THE CLERK: Burgio?

MR. BURGIO: Yes.

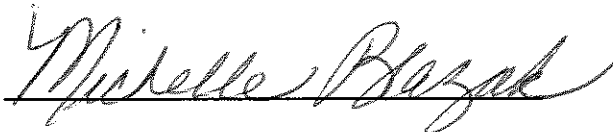
MR. ASTORINO: This meeting is
adjourned at 10:13 p.m.. Thank you.

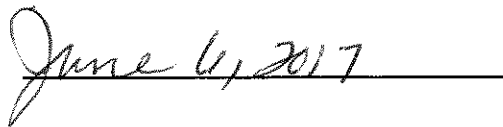
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(Meeting adjourned.)

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PER CITY COUNCIL'S INSTRUCTION TO INSERT THE NAME OF THE
SPEAKER OR A VOICE.


Michelle Blazak, Clerk of Council

APPROVED: 

1 C E R T I F I C A T E
2 I, Joseph S. Corsillo, Court Reporter
3 in and for the State of Ohio, do hereby
4 certify that the above and foregoing is a
5 true and accurate transcript of the
6 proceedings herein.

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Joseph S. Corsillo,
Court Reporter

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