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

IN RE: 11/01/2016

TAPE RECORDED  
COUNCIL MEETING

CITY OF BROOK PARK

- - - -

TRANSCRIBED BY: LISA M. WRIGHT

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1     Appearances:  
2     COUNCIL PRESIDENT - MR. ASTORINO  
3     COUNCILMAN TROYER  
4     COUNCILMAN MENCINI  
5     COUNCILWOMAN POWERS  
6     COUNCILMAN SCOTT  
7     COUNCILMAN BURGIO  
8     COUNCILWOMAN MCCORMICK  
9     COUNCILMAN SALVATORE  
10    CLERK - MICHELLE BLAZAK  
11    MAYOR COYNE  
12    LAW DIRECTOR - MRS. HORVATH  
13    FINANCE DIRECTOR - MR. HEALY  
14    SERVICE DIRECTOR - MR. CAYET

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1 P R O C E E D I N G S

2 CLERK: Testing, testing. Today is Tuesday,  
3 November 1st. We have a council meeting at 7:00.  
4 Sounds good.

5 COUNCIL PRESIDENT: Good evening, everyone.  
6 Welcome to the Tuesday, November 1, 2016, regular  
7 council meeting for the City of Brook Park. I'll ask  
8 the clerk to please call the roll.

9 CLERK: Scott?

10 MR. SCOTT: Here.

11 CLERK: Burgio?

12 BURGIO: Here.

13 CLERK: Salvatore?

14 MR. SALVATORE: Here.

15 CLERK: Troyer?

16 MR. TROYER: Present.

17 CLERK: Powers?

18 MRS. POWERS: Here.

19 CLERK: McCormick?

20 MS. MCCORMICK: Here.

21 CLERK: Mencini?

22 MR. MENCINI: Here.

23 COUNCIL PRESIDENT: Okay. Would everyone  
24 please stand and join in the Pledge of Allegiance.

25 (Pledge of Allegiance recited.)

1 COUNCIL PRESIDENT: Thank you. We'll move  
2 to letter C which is approval of minutes of preceding  
3 meetings. We have a Special Council Meeting and  
4 Executive Session that was held on April 26, 2016.

5 MR. MENCINI: Motion to approve those  
6 minutes.

7 MS. MCCORMICK: Support.

8 COUNCIL PRESIDENT: We have a motion made to  
9 approve those minutes. Under discussion. Seeing no  
10 discussion, clerk, please call the roll.

11 CLERK: Mencini?

12 MR. MENCINI: Yes.

13 CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 CLERK: Powers?

16 MRS. POWERS: Yes.

17 CLERK: Troyer?

18 MR. TROYER: Yes.

19 CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 CLERK: Burgio?

22 MR. BURGIO: Yes.

23 CLERK: Scott?

24 MR. SCOTT: Yes.

25 COUNCIL PRESIDENT: Okay. The meeting

1 minutes have been approved for April 26, 2016. We'll  
2 move to letter D which is reports of standing  
3 committees. Aviation and Environmental. Councilwoman  
4 McCormick. Oh, I'm sorry. Councilwoman Powers.

5 MRS. POWERS: Thank you, Mr. President. I  
6 have one resolution on First Reading tonight.

7 COUNCIL PRESIDENT: Okay. Thank you. We'll  
8 move to the Finance Committee, Councilwoman McCormick.

9 MS. MCCORMICK: The Board of Control met  
10 this evening at 6:30, there were eight items for approval.  
11 The Finance Committee has three on First  
12 Reading, and one item on Third Reading, that's all I have.

13 COUNCIL PRESIDENT: Okay. Thank you. We'll  
14 move to the Legislative Committee. Councilman Troyer.

15 MR. TROYER: Thank you, Mr. Chairman.  
16 Legislative committee has one item on tonight's agenda.  
17 That's it.

18 COUNCIL PRESIDENT: Okay. Thank you. We'll  
19 move to Parks and Recreation. Councilman Mencini.

20 MR. MENCINI: Thank you, Mr. Chairman. I  
21 would like to welcome some of our regulars out today. I  
22 know there's a lot going on downtown, but we're glad  
23 you're here.

24 The rec center programs they've been booming

1 and I'm going to cover that a little bit in number seven  
2 over here. Participation and memberships are up.  
3 Hopefully everybody could start getting up there,  
4 signing up. Use the new equipment.

5 Number one, the Halloween party was a huge  
6 success. We had over 544 participants. There is a big  
7 thank you to all the volunteers who helped make it such  
8 a great event. It was really an amazing event. It was  
9 really good. Everyone dressed up and the theme was  
10 Disney theme. The volunteers included the Recreation  
11 Commission, The Neighborhood Watch, Susan **BARBOUR**, Miss  
12 Brook Park **SAMANTHA** Rocco, 2015, Miss Brook Park Anna Marie  
13 **SULMINSKI** 2016, and the Junior Miss Brook Park  
14 Brooklyn Varga, 2016. Dan **EBERHARDT** helped out,  
15 Councilman Jimmy Mencini helped out. I would like to  
16 think I did, I didn't really dress up. Maybe I looked  
17 like Goofy, but it was a good time, it was. Rich  
18 Scott, Councilman Salvatore, Councilwoman Jan Powers and  
19 Ron Fields.

20 We had a great football and cheerleading  
21 season. Conclusion with the finals this past weekend  
22 which was Sunday in Strongsville at Pat Catan's stadium.  
23 We had three of our teams making it to the championship.  
24 The first one was the Little Titans. We, and I mean we,  
25 lost 21 to nothing to Strongsville. We lost to a very

1 good team. But we had, basically only got three kids  
2 back and my little guys did a great, great job, so I'm  
3 very proud of them. The JV Titan Thunder lost 13 to 6  
4 in a really fine played game, and the Varsity Thunder  
5 won eight nothing against Parma. All great games and  
6 congratulations to everybody for participating and even  
7 our cheerleaders. They had a wonderful season.

8 Our youth football program was selected by  
9 the Cleveland Gladiators, as the football program of the  
10 month.

11 This evening Mayor Coyne was awarded a \$500.00  
12 check, and each of our football players and cheerleaders  
13 received a ticket to a 2017 Gladiators game. It was  
14 very nice. The Mayor gave a good speech and Glen  
15 from the Gladiators gave a really good speech to the kids  
16 about, you know, your parents, why you're here, your  
17 coaches and it was a good little emotional speech.

18 Co-ed Youth Volleyball started on Tuesdays  
19 and Thursday evenings. Our program has expanded and  
20 we've added additional teams. Women's Volleyball began  
21 last Wednesday and we also added an additional team  
22 there also. We have ten teams now and they're really  
23 following and spiking all this winter so come up and see  
24 them play. Dodgeball last year was such a huge success  
25 that we added an additional group this season. We now

1 have four new teams. Games start next week on Monday  
2 and Wednesday in the mini gym. Basketball and Cheer  
3 Dance registration was the month of October. We're  
4 going to extend that one week. So if anyone wants to  
5 play basketball or be on that little cheer dance team,  
6 you got an extra week. So don't let them miss out on  
7 that.

8           The month of October was half off for yearly  
9 registration and hundreds of residents and new members  
10 came in and took advantage of this great sale. And it  
11 was. I mean, yesterday was the last day of October and  
12 they were lining up out the door there. So very good.  
13 The much anticipated new weight and cardio equipment is  
14 in. Our members are absolutely loving it. I've seen it  
15 up there myself and I encourage you to do it also. If  
16 you haven't seen it, please come on up and hopefully  
17 there is going to be a lot more to come. And on that we  
18 want to thank the Service Director, Lou Cayet, and the  
19 Service Department for the beautiful paint job they  
20 did up there in the weight and cardio rooms. It was a  
21 job well done. And that's all I have Mr. Chairman. So  
22 thank you and play ball.

23           COUNCIL PRESIDENT: Thank you, Councilman.  
24 We'll move to the Planning Committee. Councilman  
25 Troyer.

1 MR. TROYER: Thank you, Mr. Chairman. The  
2 Planning Committee has one item. I'm sorry. There is a  
3 Planning Committee meeting for Monday, this coming Monday.  
4 There is one item going to be on that.  
5 It's an addition on the Penske building over  
6 there on Diana. So if anybody would like to get  
7 information on that they can call me or look at my  
8 website or shoot me an e-mail, or show up at that  
9 meeting, and I would like to conclude that in my report  
10 by saying go Tribe. Thank you.

11 COUNCIL PRESIDENT: Okay. Thank you. We'll  
12 move to the Safety Committee. Councilman Salvatore.

13 MR. SALVATORE: Thank you, Mr. Chairman.  
14 The Safety Committee does not have a legislation on  
15 tonight's agenda.

16 COUNCIL PRESIDENT: Okay. Thank you. We'll  
17 move to the Service Committee. Councilman Burgio.

18 MR. BURGIO: Thank you, Mr. Chairman. The  
19 Service Committee has one item on tonight's agenda.

20 COUNCIL PRESIDENT: Thank you. And Board of  
21 Zoning Appeals. Councilman Scott.

22 MR. SCOTT: Thank you, Mr. Chairman. The  
23 Board of Zoning Appeals meeting scheduled on Monday  
24 November 7th has been cancelled because no applications  
25 have been submitted. So the November 7th meeting is

1 cancelled. That's all, thank you.

2 COUNCIL PRESIDENT: Thank you. We'll move  
3 to item E, Reports of Special Committee. Southwest  
4 General Health Center Trustee, Councilman Salvatore.

5 MR. SALVATORE: Thank you, Mr. Chairman.  
6 Very briefly I'll just give you a quick update.  
7 Progress continues on reducing our first-year employee  
8 turnover, our retention rate for the new employees hired  
9 in 2016 is up to 90 percent and we have maintained  
10 improvements in our patient experience scores. They  
11 have improved in seven of the ten categories from last  
12 year, and we are already on target for six of ten for  
13 this year.

14 Update on the construction from my last  
15 report, all the improvements of the parking lot A, B at  
16 that corner of Bagley Road and Old Oak Boulevard have  
17 been completed. The first phase of the work on the  
18 steam plant expansion of the replacement of the roofs on  
19 building C and the surgery pavilion should be completed  
20 by the end of the year. Once again Southwest has  
21 been recognized and has earned a grade A from the Leap  
22 Frog Group for patient safety and our strategic plan  
23 process is continuing, and I will keep Council informed  
24 as we move forward.

25 LifeWorks hosted the Ohio flags of Honor

1 Memorial this year, and hopefully all of you are very  
2 familiar with that. We had it here in Brook Park.  
3 Hopefully next year we can bring it back to Brook Park  
4 or at least keep it in this immediate area.

5 Planning continues for the upcoming 31st  
6 Annual Festival of Lights Program Southwest with more to  
7 come on this, and finally I submitted the 2017 calendar  
8 of meetings to the Clerk this evening for all the  
9 meetings that we have scheduled already in advance for  
10 the 2017 year. Other than that, that concludes my  
11 report. And go Tribe tonight. Thank you.

12 COUNCIL PRESIDENT: Thank you. We'll move  
13 to the Berea Board of Education Committee. Councilman  
14 Burgio.

15 MR. BURGIO: Thank you, Mr. Chairman. I  
16 gave my report on the October 10th School Board meeting  
17 at the last Council meeting. I have nothing further to  
18 report after that. Thank you.

19 COUNCIL PRESIDENT: So we have nothing under  
20 letter F Reports of Boards and Commissions and nothing  
21 under letter G, so we will move to letter H. Reports and  
22 Communications from the Mayor. Mr. Mayor.

23 MAYOR COYNE: Thank you, Mr. Chairman. In  
24 the interest of facilitating this meeting and watching  
25 the Indians win their first world championship since

1 1948, the administration has no report this evening.

2 COUNCIL PRESIDENT: Okay. Thank you. We'll  
3 move to Reports and Communications from Departments,  
4 Commissions and Other Public Officials under letter I.  
5 We'll go to the Service Director, Mr. Cayet.

6 MR. TROYER: Mr. Chairman, are we  
7 still allowed to have questions to the Mayor?

8 COUNCIL PRESIDENT: I'm sorry. I'm in the  
9 interest of speeding it up, too.

10 MAYOR COYNE: Mr. Chairman, you don't have  
11 to allow it.

12 COUNCIL PRESIDENT: I will limit the number  
13 of questions --

14 MR. SALVATORE: Point of order. Point of  
15 order. We've already moved on.

16 COUNCIL PRESIDENT: Questions to the Mayor  
17 from Council? Which one is first? Councilman Mencini.

18 MR. MENCINI: Thank you, Mr. Chairman.  
19 Mayor, a couple of things if I could really quick.

20 COUNCIL PRESIDENT: Real quick.

21 MR. MENCINI: Real quick. So far very good  
22 at the rec center like I said in my report. I thought  
23 last Monday went pretty well also. The one thing I  
24 wanted to go over was on Fry Road. The project overall  
25 has been going pretty good. We had a little problem

1 this morning and our Engineer, Ed Piatak and our  
2 Inspector Ken Collins handled it very well. The one  
3 thing, seeing how the safety director isn't here though,  
4 I did get numerous calls today. Mostly this afternoon  
5 about that, you know, it's, they're just doing the big  
6 work there now. So, you know, people are cutting  
7 through on Alvin, Barbara Lane, Cynthia, and stop sign  
8 shooting all of that stuff. I have names if you need,  
9 but I did get numerous calls today. Hopefully it's  
10 just, you know, people in a hurry and they realize now  
11 there is work there and they won't even go near that  
12 area is what I'm hoping. So I was going to address that  
13 to the safety director so I will just leave that with  
14 you, but that's all I have, Mr. Chairman. Thank you.

15 MAYOR COYNE: Okay. Mr. Chairman, we're  
16 aware of it and one of the people cutting through there  
17 is me because that's the only way I can get there. But  
18 at any rate, we'll work on it. You know, they had all  
19 one lane out of there today. Michael Drive is pretty  
20 well complete so they'll be going in there and hopefully  
21 we won't be inconvenienced too much longer.

22 MR. MENCINI: Okay. Thank you, Mayor. I  
23 mean, I hear a lot of good things over there on Smith  
24 Road, too. So overall it's pretty good. But I did want  
25 to bring out those details. Thank you. Thank you again,

1 Mr. Chairman.

2 COUNCIL PRESIDENT: Thank you. Councilman  
3 Troyer.

4 MR. TROYER: Thank you, Mr. Chairman. Mr.  
5 Mayor, on dispatch, are we still on the same plan?

6 MAYOR COYNE: Yes, we are.

7 MR. TROYER: Still after the election next  
8 week?

9 MAYOR COYNE: I'm hearing it's going to be  
10 next week.

11 MR. TROYER: Okay. Question number two, on  
12 tonight's agenda, we have Ordinance Number 10039-2016.  
13 The Ordinance authorizing the city to make a  
14 distribution from the Mayor's Court Fund to the Domestic  
15 Violence and Child Advocacy Center. And we had, I  
16 think, I believe her name was Linda come up and talk to  
17 us about that and she explained how that all came about.  
18 It's a great organization.

19 My question is; she stated that she came to  
20 you, the city, asking for money but then I -- originally  
21 a Councilmember's name was, it was introduced by a  
22 certain Councilmember. How did that come about that;  
23 they came to you for money and you didn't introduce it,  
24 but a council, a senior Councilmember introduced it?

25 MAYOR COYNE: Councilman Salvatore

1 introduced it because he talked to me about it and she  
2 came in and talked to me, which is not unusual. And so  
3 this year we're asking for an allocation to be put in,  
4 and next year we'll do it on a fee for service, which  
5 seems to be the majority Members of Council. So, you  
6 know, a lot of you have issues that are important to  
7 you, and there is conversation about it. And this is  
8 something that was important to Rick, and then I  
9 informed him that Carol and I did meet with her, and we  
10 were going to need legislation. We had to find a way of  
11 how we were going to do it, and so Rick sponsored the  
12 legislation, but he had discussions with me about this  
13 program.

14 MR. TROYER: Okay.

15 MAYOR COYNE: If he wishes he could tell you

16 --

17 MR. TROYER: Again, the question was --

18 MAYOR COYNE: If he wishes he can relate to  
19 you his personal experience with some residents --

20 MR. TROYER: Again, the question was she  
21 stated that they were going to other cities. She came  
22 to you, the administration, about the, about needing  
23 some money, and then I see a Councilmember's name on it  
24 as introducing it. How did it come about again?

25 MAYOR COYNE: Okay. And what is your point?

1                   MR. TROYER: Well, why didn't you introduce  
2 the piece of legislation?

3                   MAYOR COYNE: Because he introduced it. I  
4 had a discussion with him about it before the woman even  
5 came here.

6                   MR. TROYER: That's absolutely not what she  
7 said.

8                   MAYOR COYNE: She said she came --

9                   MR. TROYER: She stated that she went out --

10                  MAYOR COYNE: You know what? Mr. Chairman,  
11 if I may. If I may answer your question, she stated  
12 that she came to talk to me about this issue; okay?  
13 Rick Salvatore has been involved behind the scenes on  
14 many of these projects around the city, him and I  
15 had a discussion about this. She came to see me. I  
16 talked with Rick about it. He said what do we have to  
17 do to facilitate this; okay? And I talked to Greg about  
18 it, who is the Finance Director. So he said legislation  
19 would be needed this year to provide for an allocation  
20 to Mayor's Court. I talked to Carol about it. I said  
21 Carol, can I just make an assessment? What should I do?

22                  So this was a consensus and Rick introduced  
23 the legislation. So next year what I'm going to do is  
24 have a fee for service, a contract with them as we  
25 talked about in this meeting that provides for how many

1 people they see they can bill us accordingly. So it  
2 will be a contract with the Mayor's Court, and we won't  
3 have to pass a legislation. So if he wants to relate to  
4 you his personal experience with residents who have been  
5 involved with this, that's up to him. But it wouldn't  
6 be unusual if you came to me and asked me about  
7 something, I met with somebody in the program and you  
8 said what's going on, what are you doing with it,  
9 legislation would be introduced, do you want to  
10 introduce the legislation? There's nothing -- I don't  
11 understand what the problem is.

12 MR. TROYER: Okay. Well, the point is that  
13 she testified that she approached the city, which --

14 MAYOR COYNE: Okay. Councilman, she didn't  
15 testify to anything. There was no one sworn here. She  
16 reported on an assistance program that she has for  
17 people for that may need this assistance. She didn't  
18 testify to anything. She was not sworn. And the fact  
19 of the matter again, it's not unusual if you said  
20 something to me or any other member of council, and we  
21 had some inquiries about it and said legislation was  
22 needed and I would ask one of you if you come up with  
23 something worthwhile you want me to take a look at.  
24 It's not, I mean, I don't understand what the issue is.  
25 Are you insinuating she lied to you?

1 MR. TROYER: I was just asking you a  
2 question.

3 MAYOR COYNE: Okay. No. But you said --  
4 are you insinuating that she lied to you?

5 MR. TROYER: No. I'm just stating what she  
6 said.

7 MAYOR COYNE: Okay. And so what she said  
8 was that she come to talk to Carol and I, she did. Rick  
9 Salvatore had a conversation with me about this program  
10 before she ever came. And we met with her and we  
11 decided how we were going to implement this. So the law  
12 director and I had a discussion about it and I said  
13 Rick, legislation is necessary. Have it drawn up and I  
14 want to sponsor it. Period. I believe you're all on it  
15 now; aren't you? What's the difference? I don't  
16 understand what the problem is.

17 MR. TROYER: Just a question.

18 MAYOR COYNE: Okay. But I'm asking you --

19 COUNCIL PRESIDENT: It's been answered,  
20 gentlemen.

21 MAYOR COYNE: Thank you, Mr. Chairman.

22 COUNCIL PRESIDENT: Any other questions?

23 MR. TROYER: Thank you. That's it.

24 COUNCIL PRESIDENT: Any other questions to  
25 The Mayor? Councilman Burgio.

1 MR. BURGIO: Thank you. If I may, Mayor,  
2 our safety director isn't here but maybe he had some  
3 input on this. But I notice that the traffic signal at  
4 Sylvia and Smith has been in flash operation for about  
5 two days, and I'm wondering if they purposely did that  
6 because of the construction, or if it just went into  
7 conflict by itself.

8 MAYOR COYNE: Councilman, I don't know the  
9 answer to that question. I saw it myself today because,  
10 you know, when I was cutting through the streets to get,  
11 to drive to Jimmy's road project, I noticed that today  
12 myself. So I will find out why it is.

13 MR. BURGIO: Okay. Thank you.

14 MAYOR COYNE: Thank you for bringing that  
15 up.

16 MR. BURGIO: Sure.

17 COUNCIL PRESIDENT: Council, any other  
18 questions to the Mayor? Seeing no other questions, we'll  
19 move to the Service Director, Mr. Cayet.

20 MR. CAYET: Thank you, Mr. Chairman. Not  
21 too much tonight. Just to let Council know, and  
22 residents know, the leaf program has started as of  
23 yesterday. A couple of things. We asked the residents  
24 when they pile the leaves up, put them on the edge of  
25 their tree lawn. Keep them out of the gutter and the

1 street. Try not to pile them around your mailboxes if  
2 you got a real mailbox, telephone pole, underneath a  
3 tree, so that the machine can reach the leaves properly  
4 and pick them up out of there.

5 We're going to continue with the leaf  
6 program as we did last year until the point where  
7 they're all up or we get some bad weather and they  
8 freeze to the ground and there is not much we can do  
9 with them. That's all my report is tonight.

10 COUNCIL PRESIDENT: Okay. Mr. Cayet, before  
11 I open up to Council on the leaf program, it's probably  
12 best that they not put branches in the piles of leaves,  
13 too?

14 MR. CAYET: Yes. That's also -- thanks for  
15 reminding me of that, too. Yes, we ask to keep the  
16 branches out of it, animal feces, grass clippings,  
17 flowers, garden plants, weeds. If you mix it with grass  
18 clippings it tends to plug up the mechanism that runs  
19 the fan on the leaf machine and it has to be taken in  
20 and power washed which will put a little  
21 stifle on the job, picking it up. We also plan on, with  
22 the four machines, try to cover each street seven  
23 to ten days to get them up. So there is no need for  
24 residents to call us when we're coming on their street;  
25 we'll be there between a week and ten days.

1 COUNCIL PRESIDENT: Okay. Thank you.  
2 Council, any questions to the Service Director?  
3 Councilwoman McCormick.

4 MS. MCCORMICK: I just want to thank the  
5 service director and his department for getting on the  
6 Purple Heart Veteran spots. There is three of them now  
7 that they put up earlier this week. One outside of the  
8 library, one outside the rec center, and one outside of  
9 City Hall. They're the purple spots with the new signs  
10 and I think they turned out nicely. Thank you.

11 COUNCIL PRESIDENT: Councilman Mencini.

12 MR. MENCINI: Thank you, Mr. Chairman.  
13 Lou, we're still taking the garbage and the clippings  
14 and everything still to the garage until what date? I  
15 know you give it out sometimes.

16 MR. CAYET: Through the chair to Councilman  
17 Mencini, we'll continue with the yard waste  
18 dumpsters until we come to a time where it's not needed  
19 any longer.

20 MR. MENCINI: Okay. And we're still having  
21 good success ratio with that?

22 MR. CAYET: Oh yes, it's through the  
23 chair, they've been filling up.

24 MR. MENCINI: Okay. Good. That is all I  
25 have, Mr. Chairman, thank you.

1                   COUNCIL PRESIDENT: Council have any other  
2 questions to the service director? Seeing none we'll  
3 move to the Law Director, Mrs. Horvath.

4                   MRS. HORVATH: Thank you, Mr. Chairman. I  
5 have no desire to make my comments lengthy due to the  
6 World Series. But I am compelled to note one thing with  
7 regard to this Synopsis and our agenda tonight.

8                   It's my understanding that Ordinance Number  
9 10048-2016 was introduced on the 18th of October for First  
10 Reading. When Council requested a synopsis, the law  
11 department prepared a synopsis and put it down for  
12 Second Reading. I see that we have no ordinances for,  
13 under letter N for Second Reading tonight. I thought  
14 perhaps that was an error, and I had a discussion with  
15 Council Clerk. She indicated to me that that particular  
16 Ordinance was unilaterally referred to committee  
17 sometime on Friday; so I don't believe that is  
18 proper action, but I do not wish to lengthen our  
19 meeting tonight. I did want to call it to Council's  
20 attention that that is missing and somehow it's been  
21 placed in committee not during a meeting. So I will  
22 address that in writing, and other than that I have no  
23 further report.

24                   COUNCIL PRESIDENT: Okay. Thank you. Any  
25 questions to the Law Director? Councilman Troyer.

1 MR. TROYER: Thank you, Mr. Chairman.  
2 Through the chair to the law director, Madam Law  
3 Director, can we expect that monthly report soon?

4 MRS. HORVATH: Yes, at the next meeting you  
5 will have that.

6 MR. TROYER: Excellent. Thank you.

7 COUNCIL PRESIDENT: Councilwoman McCormick.

8 MS. MCCORMICK: Yes. To the law director,  
9 Appropriation Ordinances, do those go into effect  
10 immediately when passed?

11 MRS. HORVATH: Well, I certainly can look  
12 and refer to the Charter. Are you talking about what we  
13 have before us tonight?

14 MS. MCCORMICK: That's an Appropriations  
15 Ordinance?

16 MRS. HORVATH: Yes, it is. Well, let's take  
17 a look at the Charter if we may. If you want to give me  
18 a minute.

19 All right. So section 4.09 of the Charter  
20 says, "Each Ordinance or Resolution providing for the  
21 appropriation of money, or for an annual tax levy, or  
22 for improvements petitioned for by the owner as of a  
23 majority of the front footage of the property, to be  
24 benefited and especially accessed, therefore any  
25 emergency ordinance or resolution necessary for the

1 immediate preservation of public peace, health or safety  
2 shall take effect unless a later date be specified  
3 therein upon its approval by the Mayor, or upon it's  
4 passage after veto by the Mayor, or as the case may be.  
5 No other Ordinance or Resolution shall become effective  
6 until 30 days after its approval by the Mayor, or upon  
7 expiration of the time within which it may be vetoed by  
8 the Mayor, or upon passage after veto by the Mayor as  
9 the case may be. Each emergency measure shall contain a  
10 statement of the necessity for such emergency action.  
11 And shall require the affirmative vote of five members  
12 of Council eligible to vote for the enactment. No  
13 action of its power or granting, or in granting any  
14 franchise or rezoning Ordinance or amendment or repeal  
15 of any zoning ordinance shall be designated an emergency  
16 measure or enacted under a suspension of the rules."

17 So I believe that's your answer.

18 MS. MCCORMICK: That referred to emergency  
19 clause? I was just referring to Appropriation  
20 Ordinances in general.

21 MS. HORVATH: I believe the first paragraph  
22 refers to the Appropriations Ordinance.

23 MS. MCCORMICK: Can I see it for a minute?

24 MRS. HORVATH: Sure.

25 MS. MCCORMICK: I didn't bring my copy this

1 time. Sorry.

2 Okay. So based on the language in the  
3 Charter it would thus be appropriate to remove the  
4 emergency clause since Appropriations Ordinances go into  
5 effect immediately and not 30 days later; would that be  
6 correct?

7 MRS. HORVATH: Certainly they go into effect  
8 immediately. But I see no harm in leaving the emergency  
9 clause in.

10 MS. MCCORMICK: But it's not needed;  
11 correct?

12 MRS. HORVATH: Well, again, I see no harm in  
13 it. I guess it would be Council's pleasure, but I --  
14 traditionally we've left the emergency clause in.

15 MS. MCCORMICK: Okay. Thank you. I guess  
16 that's all I have.

17 COUNCIL PRESIDENT: Okay. Council, any  
18 other questions of the law director?

19 COUNCIL PRESIDENT: Councilman Troyer.

20 MR. TROYER: Thank you, Mr. Chairman.  
21 Through the chair to the law director, Madam Law  
22 Director the -- as you read, the emergency clause  
23 requires five votes; correct? So the difference would  
24 be if the emergency clause is in there, the legislation  
25 would need five votes. If it is not in there, it would

1 only need the regular four; would that be correct?

2 MRS. HORVATH: I believe this is on Third  
3 Reading, I think that perhaps changes things a little  
4 bit. I mean obviously this is not similar to something  
5 that would be read in the first time and then passed as  
6 an emergency. As indicated, what the Charter says is  
7 what the Charter says. So first paragraph of 4.09  
8 applies to Appropriations.

9 MR. TROYER: So in the future if we needed  
10 to suspend the rules, an emergency clause was in there,  
11 we would have to; it would take five to pass it?

12 MRS. HORVATH: That's what the second  
13 paragraph of the Charter says.

14 MR. TROYER: Okay. Thank you.

15 COUNCIL PRESIDENT: Seeing no other  
16 questions to the law director we'll move to Assistant  
17 Finance Director, Mr. Healy.

18 MR. HEALY: Thank you, Mr. Chairman. The  
19 Finance Department has no report this evening.

20 COUNCIL PRESIDENT: Okay. And before we  
21 move to any Council questions, I actually had an  
22 question. Mr. Healy if you could refer to the  
23 Appropriation Ordinance. I think it's something that  
24 Mr. Cingle may have provided a response, but I don't  
25 know if he did or not.

1 Under the Appropriations Ordinance that  
2 we're looking at tonight to make some amendments, you  
3 have two categories for the safety director and the  
4 service director where the original appropriation, the  
5 present appropriation is the \$95,511.37. And we're  
6 adjusting it by \$3,325 to bring it to \$98,836.

7 MR. HEALY: Correct.

8 COUNCIL PRESIDENT: The Ordinance, the  
9 maximum on the Ordinance is \$97,217, and some odd cents.  
10 Is there a reason we're exceeding the Ordinance?

11 MR. HEALY: Well, when we went through and  
12 we made the changes it was in line with the rest of the  
13 union contracts as far as when the sixth week of  
14 vacation went into effect, and the fifth week that they  
15 would be paid out for this year for those weeks; so that's  
16 why that was increased. If that were to pass, that  
17 money would have already been appropriated.

18 COUNCIL PRESIDENT: Okay. But we --

19 MR. HEALY: That's what we -- we were  
20 instructed to do that across the board, to treat all  
21 employees equal.

22 COUNCIL PRESIDENT: Okay.

23 MAYOR COYNE: I could explain that.

24 COUNCIL PRESIDENT: If you would, Mr. Mayor.

25 MAYOR COYNE: Thank you. We have a

1 comprehensive Ordinance coming with benefits for those  
2 employees not covered by union contracts. So what  
3 mirrors it has always been traditionally here that regular  
4 employees would receive the same benefits. So we're  
5 proposing that to Council that they get the same  
6 opportunity as everybody else. If Council doesn't pass  
7 that then we'll have excess money in that account; if they  
8 do pass it then we provided for it.

9 COUNCIL PRESIDENT: Okay. So there is an  
10 Ordinance coming, okay.

11 MAYOR COYNE: Correct.

12 COUNCIL PRESIDENT: That explains it then.  
13 Thank you. Okay. Any other questions to the Finance  
14 Director? Councilman Troyer.

15 MR. TROYER: Thank you, Mr. Chairman.  
16 Through the chair to Finance Director, on those same  
17 two issues, Safety Director #410 and Service Director #420  
18 with the regular salaries going above.

19 I understand what you just said with the  
20 vacation. I believe that was -- with an Ordinance  
21 coming to. But the fact of the matter is, these two  
22 positions have less than three years on the job. How do  
23 they qualify for that kind of vacation where it would,  
24 where the six week would affect them?

25 MR. HEALY: Per a legal opinion that we had

1 received in the past, it was stated that it goes back  
2 off their longevity date.

3 MR. TROYER: Okay. Because they were just  
4 hired within the city --

5 MR. HEALY: No. It goes back to their  
6 longevity date within PERS. So it was a date set by  
7 PERS. I don't have the legal opinion in front of me.

8 MR. TROYER: Okay.

9 MR. HEALY: But this was provided, I  
10 believe, a few years back. I don't remember the  
11 specific date when we had it. But that's what we filed  
12 before. So if an employee began, let's say at a  
13 different PERS facility, whether it be a different  
14 municipality the, a district of some court, RTA, Sewer  
15 District or something of that nature, their date might  
16 have been 1990. So that's the date when they come over  
17 we use as the longevity which is based off of their  
18 vacation. When they come in they don't start off at  
19 that date. If they have a longevity date within the  
20 PERS system. If they came from the private sector, then  
21 that obviously is different.

22 MR. TROYER: Okay. So these two positions  
23 came in even though they were new hires basically came  
24 in at the top already having their full vacation as if  
25 they were 20 years on the job?

1 MR. HEALY: Correct.

2 MR. TROYER: All right. Thank you.

3 COUNCIL PRESIDENT: Any other questions to  
4 Finance? Okay. Thank you, Mr. Healy. We'll move back  
5 up here. That completes the items under letter I. We  
6 move to letter J which is other Communications and  
7 Petitions, and Verbal Approval and Introduction of New  
8 Legislation. The Mayor has three and I have two here. I  
9 will do my two, Mayor, and then we'll get to yours.

10 We have two Ordinances to be Introduced from  
11 the Finance Committee. One is an Ordinance Authorizing the  
12 Human Resources Commissions to prepare specifications for  
13 and to advertise for proposals (RFP) for the execution of  
14 a comprehensive job and salary  
15 study, and further authorizing the Mayor to seek such  
16 proposals and declaring an emergency. We will place  
17 this in Finance Committee.

18 We have another one Introduced by the Finance  
19 Committee. It's an Ordinance amending certain sections  
20 of the Administrative Code to provide adjustments and  
21 compensation for employees of the city other than  
22 elected officials or those covered under negotiated  
23 labor contracts and declaring an emergency. We'll place  
24 that in Finance Committee

25 We have an ordinance that's introduced by

1 Mayor Coyne authorizing the Mayor to hire inspectors for  
2 the 2017 Sidewalk Repair Program, and declaring an  
3 emergency. We're going to place this one in Service  
4 Committee. We have an ordinance authorizing the  
5 Consulting Engineer to prepare plans and specifications,  
6 and the Mayor to advertise for bids and enter into  
7 contract for construction of the 2017 Sidewalk Repair  
8 Program and declaring an emergency. We're going to  
9 place that in Service Committee.

We have an Ordinance Introduced by Mayor Coyne,  
authorizing the Mayor  
10 to enter into an agreement to accept the donation and  
11 transfer of land known as Permanent Parcel Number  
12 343-11-009. We're going to place this one in the  
13 Planning Committee.

14 Any other Members of Council have  
15 legislation to be introduced? Okay. Seeing none we'll  
16 move the agenda then.

17 We have for Verbal Approval we have the  
18 2017 Caucus and Council meeting calendar. Council,  
19 what's your pleasure?

20 **MR. TROYER:** Move to approve.

21 **MR. SCOTT:** Support.

22 **COUNCIL PRESIDENT:** Okay. There is a motion

1 to approve properly supported. Discussion?

2 Seeing none we'll call the roll.

3 CLERK: Troyer?

4 MR. TROYER: Yes.

5 CLERK: Scott?

6 MR. SCOTT: Yes.

7 CLERK: Burgio?

8 MR. BURGIO: Yes.

9 CLERK: Salvatore?

10 MR. SALVATORE: Yes.

11 CLERK: Powers?

12 MRS. POWERS: Yes.

13 CLERK: McCormick?

14 MS. MCCORMICK: Yes.

15 CLERK: Mencini?

16 MR. MENCINI: Yes.

17 COUNCIL PRESIDENT: Okay. The 2017 Caucus  
18 and Council meeting calendar has passed under Verbal  
19 Approval. That concludes the items under letter J.

20 We have no items under letter K so we will  
21 move to letter L which is Remarks from the Audience on  
22 Ordinance and/or Resolutions that pertain to items on  
23 the agenda.

24 So tonight's agenda under First Reading we  
25 have an Ordinance that amends the posting places. We

1 think that people need to start realizing if they're  
2 purchasing a home or they're living somewhere and there  
3 have been planes and trains and traffic, you're going to  
4 have noise, and that it's not really worth addressing  
5 because it's pretty silly to keep having all of these  
6 stipulations now when I've lived in the city for over 50  
7 years. And I have a train within 100 feet of where I  
8 live, and I have planes that go over my home, and I have  
9 traffic now because I have a traffic light at the top of  
10 my street. People fly around the corner and speed up my  
11 street in the middle of the night, during the day, and I  
12 have to worry about that. And people need to start  
13 realizing that it's a part of life. And if people would  
14 start maybe communicating a little bit more and actually  
15 be an active part instead of finding things to nitpick I  
16 think that the city would move on a little bit better.  
17 Thank you.

18 COUNCIL PRESIDENT: Thank you.

19 MR. **PETERLIN**: Ray **PETERLIN**

20 15811 **Wengler** Drive. I wasn't going to speak on that but  
21 since she did I'll have to. And when it comes to noise  
22 from planes and plane traffic and all of that, we're  
23 continually finding better ways of doing things. And if  
24 people didn't complain there would be no new ways. And  
25 some of these things there's standards set for what the

1 have an Ordinance that's providing a grant to James C.  
2 and Mary Ann White. We have an Ordinance that's  
3 authorizing the Mayor to transfer a parcel of property  
4 on Hummel Road. We have an Ordinance that's authorizing  
5 the City of Brook Park to provide a job retention grant  
6 to Drabik Manufacturing, and we have a Resolution urging  
7 the FAA to have a community meeting with the City of  
8 Brook Park. That's the items under first reading. We  
9 have no items under second reading.

10 Under third reading we have an Ordinance  
11 that amends the Appropriation Ordinance. We have an  
12 Ordinance that's authorizing the city to make a  
13 distribution to the Domestic Violence and Child Advocacy  
14 Center, and we have an Ordinance that's authorizing the  
15 Mayor to enter into an agreement with the Best  
16 Environmental Equipment for automated side loaders for  
17 the rubbish trucks

18 So those are the items that are on the  
19 agenda. If anyone wants to come to the microphone, we  
20 need to have your name and address for the record, and  
21 you can speak on any one of these items.

22 MS. **MARKUSIC**: My name is Joan **MARKUSIC**. I  
23 live at 13911 Bellbrook. I would like to know if this  
24 meeting with, for the flight pattern, if that's  
25 something like the no horn zone. Because if it is, I

1 noise level is, and if they're not maintaining that  
2 there are ways of handling it. And I believe that only  
3 through people saying, hey, there is a problem, will  
4 there with be a solution. So I disagree with her a  
5 hundred percent.

6 COUNCIL PRESIDENT: Okay. Seeing no one  
7 else coming to the mic we'll come back up here to the  
8 dais, and we'll move to letter M which is Introduction  
9 of Ordinance and Resolution on First Reading.

10 Number one in the items is Ordinance Number  
11 10049-2016.

12 CLERK: Introduced by Council President  
13 Astorino. Amending Section 123.01 of the Brook Park  
14 Codified Ordinances entitled Posting Places and  
15 declaring an emergency.

16 MRS. POWERS: Motion to suspend.

17 MS. MCCORMICK: Support.

18 COUNCIL PRESIDENT: Okay. There has been a  
19 motion to suspend, properly supported. Discussion on  
20 suspension? Seeing none, please call the roll on  
21 suspension.

22 CLERK: Powers?

23 MRS. POWERS: Yes.

24 CLERK: McCormick?

25 MS. MCCORMICK: Yes.

1 CLERK: Troyer?

2 MR. TROYER: Yes.

3 CLERK: Mencini?

4 MR. MENCINI: Yes.

5 CLERK: Scott?

6 MR. SCOTT: Yes.

7 CLERK: Burgio?

8 MR. BURGIO: Yes.

9 CLERK: Salvatore?

10 MR. SALVATORE: Yes.

11 COUNCIL PRESIDENT: Suspension has been  
12 approved.

13 MR. MENCINI: Move to adopt.

14 MS. MCCORMICK: Support.

15 COUNCIL PRESIDENT: Okay. There has been a  
16 motion to adopt that's been properly supported.

17 Council, I do want to point out to Members of Council  
18 that you were provided another copy tonight because the  
19 one that was posted listed it as five places from the  
20 original Ordinance, but as you can see by the amendment  
21 that there's six spots there. So the recommendation is  
22 that somebody make a motion to amend. So that in  
23 123.01A, on the second line there that we change the  
24 five to a six, and then under letter C under the agenda  
25 on the third line there it says, "at the five most

1 public places in the city," that we change that. So I  
2 would like to accept a motion to amend changing the five  
3 to a six in both of those spots.

4 MR. MENCINI: Motion to amend.

5 MRS. POWERS: Support.

6  
7  
8 COUNCIL PRESIDENT: Motion to amend properly  
9 supported. Discussion on the motion to amend? Seeing  
10 none, call the roll on the amendment.

11 CLERK: Mencini?

12 MR. MENCINI: Yes.

13 CLERK: Powers?

14 MRS. POWERS: Yes.

15 CLERK: McCormick?

16 MS. MCCORMICK: Yes.

17 CLERK: Troyer?

18 MR. TROYER: Yes.

19 CLERK: Salvatore?

20 MR. SALVATORE: Yes.

21 CLERK: Burgio?

22 MR. BURGIO: Yes.

23 CLERK: Scott?

24 MR. SCOTT: Yes.

25 COUNCIL PRESIDENT: Okay. Council, just for

1 clarity then, the Ordinance that was in your packet as  
2 you were provided on Friday, you were provided an  
3 additional copy tonight that has the clean copy before  
4 you so that you can see the six. So we now have the  
5 motion before you to adopt Ordinance Number 10049 --

6 MS. MCCORMICK: Excuse me. I see one more  
7 mistake in there actually.

8 COUNCIL PRESIDENT: I'm sorry?

9 MS. MCCORMICK: I see one more mistake in  
10 there in the clean copy. Just looking at it right now.  
11 On the last page it says Resolution in line number two.  
12 It should be Ordinance. So I would like to make a  
13 **motion** to amend that to say Ordinance instead of  
14 Resolution.

15 MR. MENCINI: Support that. Page three.

16 COUNCIL PRESIDENT: Yes, the last page of  
17 the Ordinance. Members of Council, see that?  
18 So there is a motion to change that Resolution to an  
19 Ordinance. Seeing no discussion, call the roll on the  
20 amendment.

21 CLERK: McCormick?

22 MS. MCCORMICK: Yes.

23 CLERK: Mencini?

24 MR. MENCINI: Yes.

25 CLERK: Powers?

1 MRS. POWERS: Yes.  
2 CLERK: Troyer?  
3 MR. TROYER: Yes.  
4 CLERK: Salvatore?  
5 MR. SALVATORE: Yes.  
6 CLERK: Burgio?  
7 MR. BURGIO: Yes.  
8 CLERK: Scott?  
9 MR. SCOTT: Yes.  
10 COUNCIL PRESIDENT: The amendment passes, so  
11 Now we have the motion to adopt as amended.  
12 seeing no discussion, we'll call the roll.  
13 CLERK: Mencini?  
14 MR. MENCINI: Yes.  
15 CLERK: McCormick?  
16 MS. MCCORMICK: Yes.  
17 CLERK: Powers?  
18 MRS. POWERS: Yes.  
19 CLERK: Troyer?  
20 MR. TROYER: Yes.  
21 CLERK: Salvatore?  
22 MR. SALVATORE: Yes.  
23 CLERK: Burgio?  
24 MR. BURGIO: Yes.  
25 CLERK: Scott?

1 MR. SCOTT: Yes.

2 COUNCIL PRESIDENT: Okay. Ordinance number  
3 10049-2016 has been adopted as amended under the  
4 Suspension of the Rules. We'll move to item number two  
5 which is Ordinance 10050-2016.

6 CLERK: Introduced by Mayor Coyne.  
7 Authorizing the City of Brook Park to provide a job  
8 retention, business expansion and grant to James C. and  
9 Mary Ann White to facilitate the retention and expansion  
10 of Blue Line Rentals, LLC. 16000 Brookpark Road Ohio  
11 and declaring an emergency.

12 COUNCIL PRESIDENT: Ordinance Number  
13 10050-2016 has had its First Reading.

14 MS. MCCORMICK: There needs to be an  
15 amendment, no?

16 COUNCIL PRESIDENT: We don't need it now.  
17 it's under First Reading; it can be amended at the next  
18 meeting.

19 MS. MCCORMICK: I just figured to take care of  
20 it while we know it was there.

21 COUNCIL PRESIDENT: Okay. Number three on  
22 the agenda --

23 **MR. TROYER:** the years are still wrong on this and --

24 COUNCIL PRESIDENT: We're aware of some of

1 the changes that were discussed at the Caucus.

2 **MR TROYER:** Okay. It will be clean next  
3 time is what you're saying?

4 COUNCIL PRESIDENT: It will be clean, yes.

5 **MR. TROYER:** Okay. Thanks.

6 COUNCIL PRESIDENT: Item number three which  
7 is Ordinance Number 10051-2016.

8 CLERK: Introduced by Mayor Coyne.  
9 Authorizing the Mayor to allow transfer of a parcel of  
10 property located at 16513 Hummel Road and declaring an  
11 emergency.

12 COUNCIL PRESIDENT: Okay. Ordinance number  
13 10051-2016 has had its First Reading. We will move to  
14 item number four which is Ordinance Number 10052-2016.

15 CLERK: Introduced by Mayor Coyne  
16 authorizing the City of Brook Park to provide a job  
17 retention and business expansion grant to Drabik  
18 Manufacturing, Inc. 15601 Commerce Park Drive.

19 COUNCIL PRESIDENT: Okay. Ordinance number  
20 10 --

21 **MR. TROYER:** Mr. Chairman, we  
22 ought to make, there -- we have to change the amounts on  
23 this, and it needs to probably go through the law  
24 department for the next meeting. I've been informed  
25 that--I believe the law department was contacted by Mr.

1 Dolan. The, remember the amounts for the year --

2 COUNCIL PRESIDENT: I understand,  
3 Councilman. We could do these under First Reading and  
4 then make the changes and address them at the next.  
5 We're not voting -- we weren't going to be voting on  
6 suspension on this so there is time to make the changes.

7 **MR. TROYER:** But the point is then  
8 we have to go back and get clean copies.

9 COUNCIL PRESIDENT: No. We'll be able to  
10 provide those, but we'll also be able to provide you  
11 with clean amendments, too.

12 **MR. TROYER:** All right. We can do  
13 it that way.

14 COUNCIL PRESIDENT: Okay. So Ordinance  
15 Number 0052-2016 has had its First Reading. Move to  
16 page three. Item number five under letter M, which is  
17 Resolution number 38-2016.

18 CLERK: Introduced by Councilman Burgio and  
19 Councilmembers Troyer, Mencini, Powers, Scott,  
20 McCormick, Salvatore, Council President Astorino.  
21 Urging the Federal Aviation Administration to have a  
22 community meeting with the City of Brook Park in  
23 reference to the flights paths at Cleveland Hopkins  
24 International Airport and declaring an emergency.

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

1                   **MR. BURGIO:** Support.

2                   COUNCIL PRESIDENT: There has been a motion  
3 to suspend properly supported. Discussion on  
4  
5 suspension? Seeing none, clerk, please call the roll on  
6 suspension.

7                   CLERK: McCormick?

8                   MS. MCCORMICK: Yes.

9                   CLERK: Burgio.

10                  MR. BURGIO: Yes.

11                  CLERK: Scott?

12                  MR. SCOTT: Yes.

13                  CLERK: Salvatore?

14                  MR. SALVATORE: Yes.

15                  CLERK: Troyer?

16                  MR. TROYER: Yes.

17                  CLERK: Powers?

18                  MRS. POWERS: Yes.

19                  CLERK: Mencini?

20                  MR. MENCINI: Yes.

21                  COUNCIL PRESIDENT: Suspension has been  
22 approved.

23                  MS. MCCORMICK: Motion to adopt.

24                  **MR. TROYER:** Support.

25

1 COUNCIL PRESIDENT: Okay. There has been a  
2 motion to adopt properly supported. Did you have your  
3 hand up?

4 MR. BURGIO: Yes, I was just  
5 going to comment on this one.

6 COUNCIL PRESIDENT: Under discussion?

7 MR. BURGIO: Yes.

8 COUNCIL PRESIDENT: Okay. Well, I'll get  
9 there, Councilman.

10 MR. BURGIO: Really quickly, for  
11 those who weren't in attendance at our Caucus when we  
12 we're discussing this. This came about because there was  
13 an article in the Sun News about the FAA seeking input  
14 from the public on possible changes that are going to  
15 take place in 2018. And I know there was one other  
16 community meeting in a different city, and we were not  
17 informed. I talked to our Economic Director and he had  
18 no idea that this is taking place, so I just wanted  
19 to make sure that we had input from our city also since  
20 we're impacted from this. Especially in Ward Three and  
21 Ward One. They're going to have another round of  
22 community meetings starting next year, but they're going  
23 to have a design change, a drafting of a new design and  
24 I thought we needed to have a meeting before that is  
25 drafted so we could have some input from our community

1 on that. That's why the Resolution is here and I  
2 appreciate all the support from Council in co-sponsoring  
3 this, too.

4 COUNCIL PRESIDENT: Okay. Councilman, if I  
5 could, since you had the microphone, if I could remind  
6 you about the need for an amendment on this 'Whereas' --

7 MR. BURGIO: Yes.

8 COUNCIL PRESIDENT: -- section, if you would  
9 make that. Because the one that was in the packet under  
10 Section four said "this Ordinance is hereby declared"  
11 and this is a Resolution. So I would like to accept a  
12 motion to amend to change that to Resolution; is that  
13 okay?

14 MR. BURGIO: Motion to amend.

15 COUNCIL PRESIDENT: Okay. Is there support  
16 for that amendment?

17 MRS. POWERS: Support.

18 COUNCIL PRESIDENT: Okay. So as you can see  
19 under Section four on the Ordinance that was in the  
20 packet and that was posted, says 'this ordinance' and  
21 we're going to change that to Resolution.  
22 Call the roll on the amendment, please.

23 CLERK: Burgio?

24 MR. BURGIO: Yes.

1 CLERK: Powers?  
2 MRS. POWERS: Yes.  
3 CLERK: Troyer?  
4 MR. TROYER: Yes.  
5 CLERK: McCormick?  
6 MS. MCCORMICK: Yes.  
7 CLERK: Mencini?  
8 MR. MENCINI: Yes.  
9 CLERK: Scott?  
10 MR. SCOTT: Yes.  
11 CLERK: Salvatore?  
12 MR. SALVATORE: Yes.  
13 COUNCIL PRESIDENT: All right. So now  
14 before you is the motion to adopt as it's been amended.  
15 Seeing no discussion, we'll call the roll.  
16 CLERK: McCormick?  
17 MS. MCCORMICK: Yes.  
18 CLERK: Mencini?  
19 MR. MENCINI: Yes.  
20 CLERK: Powers?  
21 MRS. POWERS: Yes.  
22 CLERK: Troyer?  
23 MR. TROYER: Yes.  
24 CLERK: Salvatore?  
25 MR. SALVATORE: Yes.

1 CLERK: Burgio?

2 MR. BURGIO: Yes.

3 CLERK: Scott?

4 MR. SCOTT: Yes.

5 COUNCIL PRESIDENT: Okay. Resolution Number  
6 38-2016 has been adopted as amended under Suspension of  
7 the Rules. That concludes items under letter M. We  
8 have nothing under letter N. We'll move to letter O  
9 which is Third Reading of Ordinances and Resolutions.  
10 Number one under there is Ordinance 10038-2016.

11 CLERK: Introduced by Mayor Coyne Amending  
12 Ordinance number 10007-2016, the Appropriation Ordinance,  
13 for the City of Brook Park and declaring an emergency.

14 MR. TROYER: Move to amend.

15 MR. SCOTT: Support.

16 COUNCIL PRESIDENT: State your amendment,  
17 Councilman.

18 MR. SCOTT: Oh, I'm sorry.

19 MR. TROYER: Thank you, Mr.

20 Chairman. I have two amendments, let me get to the  
21 budget here. First is #410 - Safety Director.  
22 The amendment would be to change the adjusted amount in  
23 **Fund** 511, Regular Salaries. Change the adjusted amount to  
24 from \$3,325 to \$1,706.22, therefore, the adjusted  
25 appropriation would be \$97,217.59. That's the first

1 amendment.

2 COUNCIL PRESIDENT: Discussion on the  
3 amendment? Seeing no discussion, we'll call the roll on  
4 the amendment.

5 CLERK: Troyer?

6 MR. TROYER: Yes.

7 CLERK: Scott?

8 MR. SCOTT: No.

9 CLERK: Burgio?

10 MR. BURGIO: No.

11 CLERK: Salvatore?

12 MR. SALVATORE: No.

13 CLERK: Powers?

14 MRS. POWERS: Yes.

15 CLERK: McCormick?

16 MS. MCCORMICK: Yes.

17 CLERK: Mencini?

18 MR. MENCINI: No.

19 COUNCIL PRESIDENT: The amendment fails.

20 **MR. TROYER:** Okay, the second amendment  
21 would # 420 - Service Director. Line item 511  
22 Regular Salaries. The adjusted amount would be  
23 changed from \$3,325. to \$1,706.22. Therefore, changing, and  
24 then changing the adjusted appropriation to -- from  
25 \$98,836.37 to \$97,217.59. That is the motion I would like

1 to make for that amendment. I would prefer a second.

2 MS. MCCORMICK: Support.

3 COUNCIL PRESIDENT: Okay. There has been a  
4 motion to amend properly supported. Discussion on the  
5 amendment? Seeing no discussion, we'll call the roll on  
6 the amendment.

7 CLERK: Troyer?

8 MR. TROYER: Yes.

9 CLERK: McCormick?

10 MS. MCCORMICK: Yes.

11 CLERK: Powers?

12 MRS. POWERS: Yes.

13 CLERK: Mencini?

14 MR. MENCINI: No.

15 CLERK: Scott?

16 MR. SCOTT: No.

17 CLERK: Burgio?

18 MR. BURGIO: No.

19 CLERK: Salvatore?

20 MR. SALVATORE: No.

21 COUNCIL PRESIDENT: Okay. The amendment  
22 fails. Councilwoman McCormick?

23 MS. MCCORMICK: I would like to make a  
24 motion to amend to remove 'and declaring an emergency, the  
25 emergency clause is not needed.

1                   **MR. TROYER:** Support.

2                   MS. MCCORMICK: And then I would also like  
3 to suggest if this change is made that we suspend the  
4 rules after that to allow it to be adopted this evening.

5                   COUNCIL PRESIDENT: Okay. So the motion to  
6 amend would be in the title?

7                   MS. MCCORMICK: Yes, To remove "and  
8 declaring an emergency," and then removing the emergency  
9 clause.

10                  COUNCIL PRESIDENT: And that's section four  
11 on the last page?

12                  MS. MCCORMICK: Yes, Section four yes.  
13 Because it goes into effect automatically anyway as it's  
14 an Appropriations Ordinance.

15                  COUNCIL PRESIDENT: Okay. Discussion on the  
16 amendment?

17                  MAYOR COYNE: Mr. Chairman?

18                  COUNCIL PRESIDENT: Mr. Mayor?

19                  MAYOR COYNE: I would ask that Council  
20 defeat the amendment. Thank you, Mr. Chairman.

21                  COUNCIL PRESIDENT: Councilwoman McCormick.

22                  MS. MCCORMICK: I would like to comment that  
23 when we did the original Appropriations Ordinance I made  
24 a similar amendment which passed to remove the emergency  
25 clause from it, and its final version did not have that

1 in it. So this is something that we have done before,  
2 and have had no problems with, simply want to follow  
3 the Charter.

4 COUNCIL PRESIDENT: Law director.

5 MRS. HORVATH: Yes, thank you, Mr.  
6 Chairman. The issue of retroactivity has been raised by  
7 Mr. Healy, who is sitting in for Finance Department. He  
8 is very knowledgeable and has a much better  
9 understanding of how money moves and flows from one  
10 point to another, and so I would ask him to better  
11 advise us about that particular issue.

12 MR. HEALY: Through the chair back to the  
13 law director --

14 COUNCIL PRESIDENT: Mr. Healy, can you speak  
15 in your microphone right by you? Get friendly with it.

16 MR. HEALY: My only concern is that if this  
17 passes it goes back to the original date to be amended.  
18 So there is no gap in between as far as making sure  
19 that, as far as let's say communication or a mailing may  
20 have been sent or some sort that had put it in the  
21 negative that was a necessity that it's covered. It  
22 would be my question to make sure that it goes back to  
23 the original date to, and not as of, if you remove the  
24 emergency. That's my question. So it goes off the  
25 original appropriation would be my concern.

1 COUNCIL PRESIDENT: I think the explanation  
2 is that any Appropriation Ordinance that we have doesn't  
3 need the emergency clause, because if it's passed it  
4 just goes -- by the Charter it goes into effect  
5 immediately.

6 MR. HEALY: Okay. Fair enough.

7 MAYOR COYNE: Mr. Chairman.

8 COUNCIL PRESIDENT: Mr. Mayor.

9 MAYOR COYNE: The administration still  
10 requests that the emergency clause remain in there and  
11 that Council passes the legislation this evening. Thank  
12 you.

13 COUNCIL PRESIDENT: Okay. Council, any new  
14 comments to be made? Councilwoman McCormick.

15 MS. MCCORMICK: As the chair of the Finance  
16 Committee, I would just like to make sure that the  
17 Charter is followed and that we continue to follow the  
18 same methods that we have used in the past, past as in  
19 earlier this year. I would, and this isn't any  
20 attempt to send it back to Second Reading; I would just  
21 like to, if this was passed, to then suspend to allow us  
22 to pass it this evening.

23 COUNCIL PRESIDENT: Councilman Troyer.

24 MR. TROYER: Thank you, Mr. Chairman. I  
25 would just like to mention to Council, the Mayor seems

1 to be asking certain members to go against the Charter.  
2 And I would suggest that the Members go with, go along  
3 with the Charter and do it the way it's supposed to be  
4 done. Thank you.

5 MAYOR COYNE: Mr. Chairman, if I may.

6 COUNCIL PRESIDENT: If you must.

7 MAYOR COYNE: If I must, absolutely because  
8 that's an outlandish statement. You can do it either  
9 way. For some reason you don't want to do it the way  
10 that it's set up right now; this is legal to form.  
11 Does not violate the Charter and there is no Ordinance  
12 that I've proposed, appropriation or otherwise, that  
13 violates the Charter. So the fact of the matter is, you  
14 may have the opinion it's not necessary, but you're  
15 not going to get away with suggesting that I'm violating  
16 the Charter, sir. Because if you're going to make that  
17 accusation, I suggest that you prove that.

18 So the fact of the matter is the law  
19 department has this ordinance and in this form, for the  
20 most of the time, this has been done. So there is  
21 nothing improper about what she is suggesting or what  
22 I'm suggesting. So the fact of the matter I would  
23 prefer, and I'm asking Council not to violate the  
24 Charter. But to enact the ordinances as I've introduced  
25 It, I'm the sponsor. If you wish to vote against it,

1 you go ahead. But Mr. Chairman, as you have your new  
2 decorum he continues over there to say that I am  
3 violating the Charter, or asking Members of Council to  
4 violate the Charter. I will accept your rejection of  
5 that statement and apology to me and your colleagues.  
6 Thank you.

7 COUNCIL PRESIDENT: Seeing no other  
8 discussion we'll vote on the amendment.

9 CLERK: McCormick?

10 MS. MCCORMICK: Yes.

11 CLERK: Troyer?

12 MR. TROYER: Yes.

13 CLERK: Powers?

14 MRS. POWERS: Yes.

15 CLERK: Mencini?

16 MR. MENCINI: No.

17 CLERK: Scott?

18 MR. SCOTT: No.

19 CLERK: Burgio?

20 MR. BURGIO: No.

21 CLERK: Salvatore?

22 MR. SALVATORE: No.

23 CLERK: Amendment failed.

24 COUNCIL PRESIDENT: Amendment fails. The  
25 Ordinance 10038-2016 is up for adoption.

1                   **MR. SCOTT:** Motion to adopt.  
2                   COUNCIL PRESIDENT: Is there support?  
3                   **MR. TROYER:** Support.  
4                   COUNCIL PRESIDENT: Seeing no discussion  
5 we'll call the roll on adoption.  
6                   CLERK: Scott?  
7                   MR. SCOTT: Yes.  
8                   CLERK: Troyer?  
9                   MR. TROYER: Yes.  
10                  CLERK: Powers?  
11                  MRS. POWERS: Yes.  
12                  CLERK: McCormick?  
13                  MS. MCCORMICK: Abstain.  
14                  CLERK: Mencini.  
15                  MR. MENCINI: Yes.  
16                  CLERK: Burgio?  
17                  MR. BURGIO: Yes.  
18                  CLERK: Salvatore?  
19                  MR. SALVATORE: Yes.  
20                  COUNCIL PRESIDENT: Ordinance Number  
21 10038-2016 has been adopted. We'll move to item number  
22 two, which is Ordinance Number 10039-2016.  
23                  CLERK: Introduced by Councilmembers  
24 Salvatore and Scott, Troyer, Mencini, Powers, Burgio,  
25 McCormick, Council President Astorino and Mayor Coyne.

1 Authorizing the city to make a distribution from the  
2 Mayor's Court Fund to the Domestic Violence and Child  
3 Advocacy Center.

4 COUNCIL PRESIDENT: Council, what's your  
5 pleasure?

6 MS. MCCORMICK: Motion to adopt.

7 **MR. SCOTT:** Support.

8 COUNCIL PRESIDENT: There's been a motion to  
9 adopt properly supported. Discussion? Councilman  
10 Troyer.

11 MR. TROYER: Thank you, Mr. Chairman. I  
12 have a somewhat long history with this. Let me first  
13 state --

14 COUNCIL PRESIDENT: Could you give us a  
15 short version of it, please?

16 MR. TROYER: Sorry. It's long.

17 COUNCIL PRESIDENT: Okay.

18 MR. TROYER: Let me try to get through it  
19 and make it quick.

20 COUNCIL PRESIDENT: Okay. Go ahead.

21 MR. TROYER: When, I think, again, I believe  
22 her name was Linda or Laura and she came from this  
23 association and she gave a great presentation; I  
24 believe this is a great charity. They do good work and I  
25 have no problem donating my own money if I had some

1 extra cash to give to them. So that is not my concern.

2 My concern is two-fold: One is the way the  
3 legislation is written it is a donation to a charity.  
4 And let me explain why I don't like that, the idea of that.  
5 Because a donation, I don't think, a donation to a  
6 charity is not the right thing to do, because I don't  
7 think I should be deciding where the residents, what  
8 charities the residents donate their money to. This  
9 money that we are sworn, and that we are hired to watch  
10 over, is the residents' money, all of it, no matter  
11 where it came from. So I have a concern with--I don't  
12 -- I don't know where these residents would like to put,  
13 what charities they would like to give to, so I have a  
14 problem deciding that. So that's my first problem with  
15 giving to a charity.

16 My second issue is; we could have fixed  
17 this. There could have been the wording which the  
18 Mayor's wording of Fee for Service, and other things.  
19 Now I went to the law director, I went to the Mayor.  
20 The Mayor didn't want to hear what I had to say --

21 MAYOR COYNE: That's not true.

22 MR. TROYER: I went to the sponsor, the  
23 original sponsor, Councilman Salvatore, talked to him  
24 earlier today about this. Couldn't get any real support

1 to make the changes that would have made this, made this  
2 a Fee for Service in this legislation, what it says.

3 Not what anybody says here, what this legislation says.

4 This legislation says it is a donation to a  
5 charity. So as long as, as long as this legislation is  
6 how it is, I cannot vote for it. It has nothing to do  
7 with me being for or against the charity because I am  
8 for it. I am planning when I get some cash put together  
9 to make a little donation to them of some sort, and I  
10 would have already if I had the spare cash. Again, this  
11 is, it's not -- I don't have a problem with this  
12 charity, I have a problem with deciding what the  
13 residents' money, deciding that it will go to charity or  
14 which charity. I can't make that decision for the  
15 residents. If they have cash on hand they want to give  
16 to a charity, they can do that. They gave us, and/or  
17 we, control this money, our budget to do the work for  
18 this city; the roads, the rec center, whatever it is.  
19 That's what we have the money for. The residents  
20 have not given me any inclination they would like to,  
21 for me to start giving to charities rather than do the  
22 work around here to do. So that's where I stand on  
23 this. Thank you.

24 COUNCIL PRESIDENT: Councilwoman McCormick.

25 MS. MCCORMICK: I would like to suggest that

1 if any Members of Council have any issues with it that  
2 they remove their name as sponsors, right now it looks  
3 like everybody is a sponsor, and vote no if you have a  
4 problem with it.

5 MR. TROYER: Mr. Chairman?

6 COUNCIL PRESIDENT: Councilman Troyer.

7 MR. TROYER: I did forget, I had a note  
8 here. I would like to remove my name as a sponsor on  
9 this. Thank you. Thank you, Councilwoman McCormick.

10 COUNCIL PRESIDENT: Is there any other  
11 discussion? Councilman Scott.

12 MR. SCOTT: Through the chair to Mr. Troyer,  
13 may I ask Mr. Troyer a question? Mr. Troyer, could you  
14 please repeat why you don't support this? Because  
15 you're donating -- you don't -- you don't support  
16 donating, donating money to charities? What was your  
17 explanation?

18 MS. MCCORMICK: Point of order.

19 MR. SCOTT: No. He --

20 MR. TROYER: I stand by my statement.

21 MS. MCCORMICK: Point of order.

22 COUNCIL PRESIDENT: Hold on. Hold on.  
23 There's been a point of order called. I have to ask  
24 what the point of order is.

25 MS. MCCORMICK: This has to do with the

1 motion to adopt. Not anyone's stances on it, it's not  
2 time for question and answer.

3 COUNCIL PRESIDENT: Under discussion the  
4 motion to adopt if the Councilman wants to ask another  
5 Councilman a question he can, and that Councilman can  
6 choose to answer or not.

7 MR. SCOTT: Mr. Chairman? You're not  
8 answering me; correct?

9 MR. TROYER: I stand by my statement.

10 MR. SCOTT: Okay. Thank you. it's recorded  
11 recorded in the minutes. Thank you.

12 COUNCIL PRESIDENT: Council Salvatore.

13 MR. SALVATORE: Thank you, Mr. Chairman.  
14 Through the chair to the law director, Madam Law  
15 Director, do you feel as though to adding 'a Fee for  
16 Service' somewhere in this Ordinance is appropriate, and  
17 is something that we should be looking, or should we  
18 pass this --

19 **MAYOR COYNE:** You need to speak in  
20 your microphone, I didn't hear what you said.

21 MR. SALVATORE: I would like to know if  
22 adding a line that says 'a Fee for Service' should be  
23 added to this. I can't find anywhere where it says a  
24 donation.

25 MRS. HORVATH: Through the chair to

1 Mr. Salvatore, you are correct, the word donation does  
2 not appear in the legislation. Rather, Section two  
3 authorizes the sum of \$5,000 for this expense from the  
4 Mayor's Court Fund. So it seems to me that we're kind  
5 of reimbursing for services rendered. I don't think  
6 it's a donation in the same sense or nature as if we  
7 were to say donate to Audrey's Food Pantry or some other  
8 charity. I mean, yes, these people are a non-profit  
9 organization but they are providing us with a service,  
10 and I think the intent is to reimburse them for the  
11 expense that they have had in taking care of these  
12 individuals and providing them with services.

13 MR. SALVATORE: Would you feel as though it  
14 would be appropriate in that same section that you're  
15 referring to, Section two, right after the word  
16 authorizes the sum of \$5,000 for this expense, as a Fee  
17 for Service from the Mayor's Court Fund?

18 MRS. HORVATH: That certainly could be  
19 appropriate, yes.

20 MR. SALVATORE: Thank you, Madam Law  
21 Director.

22 MAYOR COYNE: If I may, Mr. Chairman.

23 COUNCIL PRESIDENT: Under discussion, go  
24 ahead, Mayor.

25 MAYOR COYNE: See it's my court.

1 COUNCIL PRESIDENT: Okay.

2 MAYOR COYNE: We discussed all of this, and  
3 once again the Councilman's description of what is fact  
4 and what is fiction are two different things. We have a  
5 distribution this year because I don't have a contract. We  
6 went through this; the Law Director and I and the  
7 Finance Director; okay?

8 So we'll make a distribution from the fund  
9 this year and next year I will have a contract with this  
10 non-profit to provide a Fee for Service. With a fixed  
11 amount based on how many cases they can, they have, and  
12 we'll make an appropriation under the contract from the  
13 Mayor's Court to do this. So it's not a charitable --  
14 it is a Fee for Service but they've already performed  
15 the services. So it's a distribution this year; okay, so  
16 I hope that I've cleared that up. Thank you, Mr.  
17 Chairman.

18 COUNCIL PRESIDENT: Councilman Mencini.

19 MR. MENCINI: Thank you, Mr. Chairman.  
20 Through the chair to the law director, Madam Horvath,  
21 all these funds, monies they would come out of the court  
22 costs, right, I believe, would they come out of the  
23 court?

24 MAYOR COYNE: No.

25 COUNCIL PRESIDENT: Actually, if you want to

1 have the finance --

2 MAYOR COYNE: Okay.

3 COUNCIL PRESIDENT: Or the explanation of  
4 that is this is coming out of the Mayor's Court Fund  
5 that's in the General Fund.

6 MRS. HORVATH: Right.

7 COUNCIL PRESIDENT: The money will be  
8 invoiced from the domestic violence and it will come out  
9 of the money from the General Fund.

10 MAYOR COYNE: Correct, and this year we did  
11 not have a contract, Mr. Chairman, so that's why it's a  
12 distribution. Next year when we have the budget under  
13 Contracts we will have an appropriation in there and we  
14 will have a contract with them for fee for services.  
15 They have already provided the services to these people  
16 and they should be reimbursed for it.

17 COUNCIL PRESIDENT: So, Councilman, to try  
18 to answer your question, Mr. Healy, if you can listen  
19 just to make sure I'm not speaking wrong. The money  
20 from the Mayor's Court is received by the city and it's  
21 placed into the General Fund.

22 **MAYOR COYNE:** But one of the accounts  
23 for the General Fund is the Mayor's Court Fund and  
24 that's where the money is going to be coming from.

1                   **MAYOR COYNE:** That's correct.

2                   COUNCIL PRESIDENT: So it doesn't come  
3 directly from the fees that are paid by the people at  
4 Mayor's Court, that goes into the General Fund and then  
5 we distribute it from there.

6                   **MAYOR COYNE:** That's correct.

7                   MR. MENCINI: That answers my question,  
8 thank you. Thank you.

9                   COUNCIL PRESIDENT: Councilwoman McCormick.

10                  MS. MCCORMICK: I have a question. I don't  
11 know if the law director or either assistant finance  
12 director could answer this, but looking at this. This  
13 one did not have an emergency clause and it took quite  
14 awhile since it was introduced to get to this point  
15 where we could vote on it. Is there, do we have enough  
16 time since it won't go -- it can't go into effect for 30  
17 days? Will there be enough time to make the  
18 distribution by the end of the year? Or does that  
19 matter, or do you need us to add an emergency clause to  
20 it? I don't know what the internal processes are.

21                  MRS. HORVATH: I would ask Mr. Healy to also  
22 address that. But I think that, you know, today is  
23 November 1st, 30 days is December 1st. I would imagine  
24 that it would be fine to make that distribution; we  
25 should be okay making it in 2016.

1 A. But again, you know, I don't know what other  
2 hoops that this process may have from the finance end of  
3 it, but to me I would say that it is fine.

4 MS. MCCORMICK: Okay. I just wanted to  
5 check and make sure.

6 **MR. HEALY:** Through the chair,  
7 the payment will be out by year end.

8 MS. MCCORMICK: Thank you.

9 COUNCIL PRESIDENT: Councilman Troyer.

10 MR. TROYER: Thank you, Mr. Chairman. I  
11 have one question in general, anybody can answer it I  
12 guess. If this is, again, it doesn't say fee for  
13 service. So that's -- two points. We were told that it was  
14 51 residents needed this and we were going to pay ten  
15 percent, which would have made it \$5,100, not \$5,000.  
16 Also is there an invoice? Why is  
17 they're not an invoice of that cost to us that we're  
18 paying?

19  
20 MAYOR COYNE: You're going to get one.

21 MR. TROYER: So --

22 MAYOR COYNE: You're going to get one.

23 MR. TROYER: So, I mean, they're like --

24 MAYOR COYNE: Are you an Indian's fan? (an  
25 we get this service provided for?)

1 MR. TROYER: Point of order.

2 UNIDENTIFIED SPEAKER: Thank you.

3 MS. MCCORMICK: I'd like to call to  
4 question.

5 **MR. MENCINI:** Support.

6 MR. TROYER: As Councilman Salvatore  
7 suggested I'm still looking to get as, the words you  
8 used, Mayor, to put in as a fee for service --

9 MAYOR COYNE: And I answered your question.  
10 All we simply need right now is Council to pass to allow  
11 for the distribution, period, then next year we will  
12 have a contract. They've already performed these  
13 services and think it's fair that they should be  
14 compensated for providing the service to our people.  
15 This is not complicated.

16 MR. TROYER: No. What -- Mr. Chairman.

17 COUNCIL PRESIDENT: You still have the  
18 floor.

19 MR. TROYER: Okay. Thank you.

20 COUNCIL PRESIDENT: It's just a little loose  
21 here.

22 MR. TROYER: Okay, got you. Again, without  
23 those words as a fee for service and without some--  
24 without that change, this is just, it's just a formula  
25 for a donation. It's a formula used to come up with an

1 amount for a donation.

2 COUNCIL PRESIDENT: Okay.

3 MR. TROYER: So we really -- if you want  
4 this to be unanimous, it's a simple thing --

5 **MAYOR COYNE:** Don't vote for it.

MR. TROYER: -- put fee for service in there<sup>7</sup>

8 **MAYOR COYNE:** Don't vote for it.

9 MR. TROYER: -- and we could have --

10 **MAYOR COYNE:** Please. Don't vote  
11 for it.

12 COUNCIL PRESIDENT: Mayor, please.

13 MR. TROYER: -- and we could have -- and it  
14 puts us on the track for next year having something that  
15 will work.

16 MR. SALVATORE: Mr. Chairman.

17 MR. TROYER: Thank you.

18 MS. MCCORMICK: I think I called the  
19 question --

20 **MR. MENCINI:** Support.

21 COUNCIL PRESIDENT: Councilman Salvatore.

22 MR. SALVATORE: I would just like to wrap  
23 this up my concluding I'm comfortable with it the way it  
24 was prepared. I'm comfortable with passing this tonight  
25 and I wholeheartedly agree with Councilwoman McCormick.  
26 If you don't like it, take your name off, vote no. Call

1 the question, please.

2 COUNCIL PRESIDENT: Actually if --

3 MS. MCCORMICK: Support.

4 COUNCIL PRESIDENT: Please, alright. The  
5 question has been called for and it's been properly  
6 supported. We'll call the roll on calling for the  
7 question.

8 CLERK: McCormick.

9 MS. MCCORMICK: Yes.

10 CLERK: Mencini?

11 MR. MENCINI: Yes.

12 CLERK: Powers?

13 MRS. POWERS: Yes.

14 CLERK: Troyer?

15 MR. TROYER: Yes.

16 CLERK: Salvatore?

17 MR. SALVATORE: Yes.

18 CLERK: Burgio?

19 MR. BURGIO: Yes.

20 CLERK: Scott?

21 MR. SCOTT: Yes.

22 COUNCIL PRESIDENT: Okay. The question has  
23 been called for. We have a motion that's on the floor  
24 to adopt Ordinance number 10039-2016. Clerk, please call  
25 the roll on adoption.

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CLERK: McCormick?

MS. MCCORMICK: Yes.

CLERK: Scott?

MR. SCOTT: Yes.

CLERK: Burgio?

MR. BURGIO: Yes.

CLERK: Salvatore?

MR. SALVATORE: Yes.

CLERK: Troyer?

MR. TROYER: Abstain.

CLERK: Powers?

MRS. POWERS: Abstain.

CLERK: Mencini?

MR. MENCINI: Yes.

COUNCIL PRESIDENT: Ordinance number  
10039-2016 has passed. We move to item number three  
which is Ordinance Number 10046-2016.

CLERK: Introduced by Mayor Coyne  
Authorizing the Mayor to enter into an agreement with  
Best Environmental Equipment Company Inc. for  
the lease, purchase of two Mack Chassis with Labrie  
Automated side loaders and declaring an emergency.

MS. MCCORMICK: Motion to adopt.

**MR. SCOTT:** Support.

COUNCIL PRESIDENT: There has been a motion

1 to adopt properly supported. Seeing no discussion, we'll  
2 call the roll on adoption.

3 CLERK: McCormick?

4 MS. MCCORMICK: Yes.

5 CLERK: Scott?

6 MR. SCOTT: Yes.

7 CLERK: Burgio?

8 MR. BURGIO: Yes.

9 CLERK: Salvatore?

10 MR. SALVATORE: Yes.

11 CLERK: Troyer?

12 MR. TROYER: Yes.

13 CLERK: Powers?

14 MRS. POWERS: Yes.

15 CLERK: Mencini?

16 MR. MENCINI: Yes.

17 COUNCIL PRESIDENT: Ordinance Number  
18 10046-2016 has been adopted, that concludes the items  
19 under letter O. We will move to letter P which is  
20 Remarks from the Audience on any Subject Matter. If you  
21 care to come to the microphone please give your name and  
22 address for the record, address your comments to the  
23 chair and contain your comments to city business.

24 MR. **PETERLIN**: Ray --

25 COUNCIL PRESIDENT: I got the microphone on

1 now. Sorry.

2 MR. **PETERLIN**: Ray **PETERLIN**, 5811 **WENGLER**  
3 Drive. Good evening, Council, President, Mayor,  
4 residents. I have a problem with the sidewalk program,  
5 I've mentioned it before and now it's personally  
6 affecting me. The sidewalk inspector needs a jig for  
7 finding out if sidewalks are level. I'll tell you what  
8 happened.

9 They came out -- first of all, they're still  
10 using an orange dot to say the sidewalk is bad. So if  
11 you're going to grind the sidewalk; they don't know it's  
12 an orange dot. If you're going to level the sidewalk  
13 there isn't a different color being used so they don't  
14 know. Well, they came out and they were going to tear  
15 out my sidewalk and I've got a picture of it before  
16 they did it. Nothing wrong with the piece of slab at  
17 all, not a break in it, not a crack in it, perfectly  
18 level. The pieces next to it on either side were down  
19 two inches which was causing a trip hazard.

20 Sure enough they took that sidewalk out  
21 completely. Even though I only paid to have it leveled.  
22 That's why I didn't question it. Now when it rains,  
23 or if there is water out there, three pieces of sidewalk  
24 are under water completely and we got winter coming and  
25 now we're going to have ice. I don't know how we're

1 going to fix this, but it isn't right and the reason I  
2 came to Council, somebody will get hurt, it's on the  
3 record. Do I have any comment from anybody on how it might  
4 get fixed?

5                   **MAYOR COYNE:**                   We need the pictures.

6                   COUNCIL PRESIDENT:   If you have pictures,  
7 Mr. **PETERLIN**, if you can share them with Council.

8                   **MR. PETERLIN:**    I do, but you can see how the  
9 new sidewalk is now. I can just throw some water on it  
10 and show you, it's underwater and wasn't before.

11                   The rec center, the Mayor has a great  
12 program. I might have had some of the ideas to save  
13 energy, but I didn't have the idea of how to pay for it.  
14 And I want to thank the Mayor for finding a way to pay  
15 for these things; because this will really make the rec  
16 center great. I do have a couple of questions about it  
17 though. Back when the rec center was built they didn't  
18 look at our values of roofs and stuff, and we're told  
19 the roof is shot. Will the roof be replaced with this  
20 energy saving program; and will they do anything to  
21 increase the R value (**Recommended Home Value**) since heat  
22 rises? Hot air balloons don't go sideways, they go up.

23                   Another question I have that didn't seem  
24 to be a 100% addressed in the meeting on  
25 Monday, the sports lighting, that would be your

1 baseball, tennis, football, will all of these lights  
2 that are be energy efficient when we're  
3 done?

4           Now I have one other thing, and this one is  
5 a bomb shell and you'll wonder why am I addressing this  
6 at the Council meeting. How many people have heard you  
7 get old, you get pneumonia, you die? You get old you  
8 get -- what's the other one, septic shock, and you die?  
9 Now what if I told you that Legionnaires Disease was  
10 responsible? And what if I told you that it's in the  
11 drinking water that you guys have been drinking here  
12 today? I don't care where you get your water from,  
13 it's in the land and the only time it will hurt you is  
14 when it's vaporized. If it's vaporized above 140  
15 degrees like cooking, Mr. Mayor, it won't hurt you. If  
16 you're drinking it won't hurt you. Vaporize that water  
17 with a humidifier, vaporize it in a shower, in a hot  
18 tub, and if you're impaired for some reason, it could be  
19 smoking, it could be asthma, you get the disease. If  
20 you live it will take four months to clear it up, and if  
21 not you'll die. So in other words, you're old, you've  
22 been smoking, you take a shower you gave yourself  
23 pneumonia or septic shock.

24           Now how did I find out about this? We went  
25 to a meeting. we have retirees' meetings and there were

1 half a dozen licensed plumbers there that are retired.  
2 And the reason the subject got brought up, University  
3 Hospital presently has this problem and people have died  
4 and -- can't talk about it, have to be quiet. And  
5 they're trying to use silver filters to get rid of the  
6 problem because it is a bacteria, so far they haven't  
7 had a lot of luck with it. And you're going to be  
8 redoing the rec center; very, very important. That  
9 bacteria is in all water no matter where you get it  
10 from and anytime it's misted there is a problem.

11 I didn't believe him so I went to the  
12 web to find it -- oh, and decorative ponds will do it.  
13 Of course we know cooling towers do it, but most people  
14 don't think that it can come from your own shower at  
15 home. I just thought I'd bring it up. That's all I  
16 have.

17 COUNCIL PRESIDENT: Thank you.

18 Ms. **MARKUSIC**: Joan **MARKUSIC**, 13911  
19 Bellbrook Drive. Where do you begin?

20 I want to thank Mr. Burgio for clarifying  
21 the thing; the rec center is going well, I liked that  
22 whole idea. My aunt was mortified at that picture that  
23 was in the paper though with the sprinkler cooling the air  
24 conditioning unit, she said that was just disgraceful.

1                   **MAYOR COYNE:** It works.

2                   **MS. MARKUSIC:** I would also like to say that  
3 I will address the sidewalk issue because I myself  
4 talked to our Service Director. And he said that I  
5 could call and have Ray **(MATHEWS)** who is very nice,  
6 by the way, came out and look at your sidewalk. Ray  
7 explained everything and it's not that he -- he does not  
8 grind down anything. He does not raise anything, he  
9 tears it out and levels it. So obviously there was a  
10 problem and it was not addressed prior to the sidewalk  
11 being repaired.

12                   I'm once again finding Council a little  
13 disoriented, and I'm really a little upset about that.  
14 But I would like the residents of Brook Park to remember  
15 that airplanes, as far as with the airport being here in  
16 our city, is important. And if you're going to start  
17 making regulations on that, the airport could possibly  
18 decide that they don't want to be in Cleveland anymore  
19 over here. And we've already lost the Ford plant so why  
20 not let's just lose the airport, too, because the planes  
21 are a little too loud. I understand it and I get it,  
22 believe me. But I have lived with it all my life and  
23 half the time I don't hear the planes, I don't hear  
24 the trains. I'm adjusting to the traffic, and I have a  
25 window open all the time at my house on the roadside of

1 the house.

2 And I think that the residents need to work  
3 on getting our city together instead of finding all of  
4 these little petty things that they can complain about  
5 and drive everything out of our city. I mean, you just,  
6 you just need to kind of suck it up. I'm sorry. But  
7 that's all I can suggest because it's a part of life.  
8 Everybody is so used to having something in their ears  
9 or having entertainment 24/7 that they're not living  
10 anymore. They're not socializing anymore. And every  
11 little freaking inconvenience is just **aggravating** somebody  
12 off, so they go and they want to change everything. You  
13 know, you don't know your neighbors, you don't know the  
14 people you work with; you don't know anybody. Planes  
15 transport people, they transport goods and they keep  
16 keep our city supplied. The trains do the same thing.  
17 It's a part of life. You have to get over it and focus  
18 on something a little more important like the city and  
19 how we're going to sustain ourselves. Thank you.

20 MR. **PETERLIN**: I hate to get up and talk  
21 twice, Ray **PETERLIN** 5811 **WENGLER**

22 COUNCIL PRESIDENT: Mr. **PETERLIN**, there is  
23 someone -- someone hasn't spoken yet.

24 MR. **PETELIN**: Oh, sure.

25 MS. SAYERS: You can go talk.

1 MR. PETERLIN: No, go ahead.

2 MS. SAYERS: Liz Sayers, 23065 Cedar Point  
3 Road. The Indians are losing by three, people, my  
4 feelings are crushed, but besides that --

5 COUNCIL PRESIDENT: Liz, you need to speak  
6 into the mic. We can't hear you.

7 MS. SAYERS: You can't hear my big mouth?  
8 Wow. Okay. The Indians are losing three to nothing.  
9 We won't discuss that. Thank you.

10 I just came up here just to say that what  
11 she was talking about planes and all of that, you know  
12 what, if you don't like the city with planes, trains and  
13 all of that, there's 49 other states to move to. But  
14 anyway, I just came up here to say that the Indians are  
15 losing and there is nothing more to say except that and  
16 that my feelings are crushed that they're losing and --  
17 for the city, our neighborhood over there where I live  
18 at--Mr. Troyer, I hope he cleans it up a little bit better  
19 than it is. I don't have anything more to say  
20 except let's go Tribe and let's get out of this Council  
21 meeting --

22 COUNCIL PRESIDENT: Okay. Thanks, Ms.  
23 Sayers. Thank you.

24 Are you done? Oh, I thought you were done.  
25 I'm sorry.

1           MR. SAYERS: Almost. The only thing I want  
2 to say is thanks for showing some respect towards me and  
3 listening to me instead of doing other things up there.  
4 And my Ward Councilman, I would like to know before I  
5 leave here, if we need to talk to you and we need to  
6 discuss things so you can straighten out the  
7 neighborhood over there, why do you block people? I  
8 mean, I have a right to know. If we're not going to  
9 talk, you're not going to communicate, you're not going  
10 to answer your phone, but you run up to my door and you  
11 leave a little card at my door when you know I'm not  
12 there and you leave it on my mailbox. So if we don't  
13 have a good communication or anything, you don't need to  
14 be over in the neighborhood; okay?

15           But there's one thing that, if you want my  
16 respect you can give it back to me and I'll give it back  
17 to you. But if you're afraid of me or you got any  
18 issues with me or anything **RALPH MAJESTIC OWNS THE** home.  
19 You can talk to him at any time, but don't play this,  
20 I'm going to block you and I'm not going to answer the  
21 phone because I'm watching your phone number or  
22 anything. If we're going to play these childish games,  
23 I'll play them right back and I'm good at it. Because if  
24 you attack me I'll attack you right back.

25           So you know what? If you got a problem with

1 me, why don't you say it to me? Because I think that's  
2 very rude of you. You know what vehicles we have, you  
3 know that I wanted to talk to you but, you know -- well,  
4 I can't call you and if I do you don't call back and you  
5 don't, you know, you block people. So like I said, if  
6 you're going to act immature with me and you're not  
7 going to solve anything with me or talk to me or  
8 anything, then you shouldn't be a Councilman.

9 COUNCIL PRESIDENT: Okay. Ms. Sayers,  
10 you're being repetitive.

11 MS. SAYERS: I know, I know.

12 COUNCIL PRESIDENT: We got your point, we  
13 don't need it over and over.

14 MS. SAYERS: I know. But, you know what, if  
15 you got my point -- just like you. If you got my  
16 point --

17 COUNCIL PRESIDENT: Ms. Sayers, we got your  
18 point.

19 MS. SAYERS: Well, you don't -- prove it.

20 COUNCIL PRESIDENT: I'm trying to move the  
21 meeting along because you keep saying the same thing  
22 over and over again.

23 MS. SAYERS: I know, because I don't get  
24 answers over and over and over again. And I keep  
25 repeating myself because I don't get any answers and

1 then you, you know, you attack me --

2 **AUDIENCE MEMBER:** Get the hook.

3 MS. SAYERS: What?

4 **AUDIENCE MEMBER:** Get the hook and get gone.

5 MS. SAYERS: Shut up.

6 COUNCIL PRESIDENT: Ms. Sayers, are you  
7 done?

8 MS. SAYERS: Are you done laughing at me?

9 COUNCIL PRESIDENT: I didn't laugh, if  
10 you're going to make accusations, at least make it to  
11 the right people, I did not laugh.

12 MS. SAYERS: Did I say it was you?

13 COUNCIL PRESIDENT: Okay. Thank you.

14 MS. SAYERS: Have you got anything to say to  
15 me?

16 COUNCIL PRESIDENT: Ms. Sayers, please.

17 **(Multiple people in audience arguing.)**

18 COUNCIL PRESIDENT: Ms. Sayers --

19 **MAYOR COYNE:** I'll take care of  
20 this. Calm down out there boys and girls.

21 MS. SAYERS: Why? We're acting like you.

22 MR. **PETERLIN:** Ray **PETERLIN** 5811 **WENGLER**  
23 Drive. Years ago I lived in Cleveland where they took  
24 out the homes that's now a parking lot and back then  
25 when they started taking the homes out we had noise that

1 was more than what it had been because there was no  
2 homes and trees and garages and all of that. So we went  
3 to the City of Cleveland and the FAA (**Federal Aviation**  
4 **Agency**), and they came out and said, what do you want?  
5 We'll give you a swimming pool, a tennis court. We said we  
6 want a hill. They gave us a 12-foot hill with a fence on  
7 top of it so we were 18 feet; the noise was back to the way  
8 it was before they took the houses out.

9 It didn't stop the airport from growing.  
10 Now we have Ford Motor Company that used to block some  
11 of the noise for Brook Park, well, you took out the  
12 building so now the noise is there. There's solution to  
13 this stuff. I'm a 100% for FAA meetings and  
14 let's find a solution that works. It isn't going to  
15 stop the airport, but it will reduce the noise. That's  
16 all.

17 COUNCIL PRESIDENT: Thank you. Seeing no  
18 one else come to the podium we'll move back up here to  
19 the dais.

20 MR. SALVATORE: Motion to adjourn.

21 MAYOR COYNE: Mr. Chairman --

22 MAYOR COYNE: I just want to address the  
23 airport issue if I may.

1 MR. MENCINI: Motion to address the  
2 audience.

3 COUNCIL PRESIDENT: Your motion to adjourn  
4 --

5 **MRS. McCORMICK:** Support on the --

6 COUNCIL PRESIDENT: -- fails for lack of  
7 support, Councilman Salvatore.

8 MAYOR COYNE: I just want to address the  
9 airport issue.

10 MS. MCCORMICK: I supported it.

11 COUNCIL PRESIDENT: I addressed Councilman  
12 Salvatore's motion, so now -- failed for a lack of  
13 support --

14 MS. MCCORMICK: No. I supported it.

15 COUNCIL PRESIDENT: You supported the motion  
16 to adjourn?

17 MS. MCCORMICK: Yes.

18 COUNCIL PRESIDENT: Okay, there was a  
19 motion to adjourn by Councilman Salvatore properly  
20 supported. Any discussion? Seeing no discussion, we'll  
21 call the roll on adjournment.

22 CLERK: Salvatore.

23 MR. SALVATORE: Yes.

1 CLERK: McCormick?  
2 MS. MCCORMICK: Yes.  
3 CLERK: Mencini?  
4 MR. MENCINI: No.  
5 CLERK: Powers?  
6 MRS. POWERS: Yes.  
7 CLERK: Troyer?  
8 MR. TROYER: No.  
9 CLERK: Burgio?  
10 MR. BURGIO: No.  
11 CLERK: Scott?  
12 MR. SCOTT: No.  
13 COUNCIL PRESIDENT: Motion fails.  
14 MAYOR COYNE: Mr. Chairman, if I may.  
15 COUNCIL PRESIDENT: Still need another  
16 motion, Mayor.  
17 MAYOR COYNE: Okay.  
18 COUNCIL PRESIDENT: We can't have two  
19 motions at one time.  
20 **MR. MENCINI:** Motion to address the  
21 audience.  
22 **MR. TROYER:** Support.  
23 COUNCIL PRESIDENT: Okay. There is a motion  
24 to address the audience, properly supported. Clerk,  
25 please call the roll.

1 CLERK: Mencini?  
2 MR. MENCINI: Yes.  
3 CLERK: Troyer?  
4 MR. TROYER: I changed my mind. No.  
5 CLERK: Powers?  
6 MRS. POWERS: No.  
7 CLERK: McCormick?  
8 MS. MCCORMICK: Yes.  
9 CLERK: Scott?  
10 MR. SCOTT: Yes.  
11 CLERK: Burgio?  
12 MR. BURGIO: Yes.  
13 CLERK: Salvatore?  
14 MR. SALVATORE: What's the score here?  
15 UNIDENTIFIED SPEAKER: Three to nothing.  
16 MR. SALVATORE: Yes.  
17 COUNCIL PRESIDENT: Okay. The motion is  
18 adopted. Mayor?  
19 MAYOR COYNE: Okay. Not to prolong this,  
20 but just because we have people watching at home. We  
21 had a briefing today finally from the airport. All of  
22 our agreements that we have that we fought for over the  
23 years relative to noise remain in place. All this is by  
24 2018, they're upgrading the ability for the air traffic  
25 controllers to handle traffic by satellite. That's all

1 that this is, it's nothing else. When we first saw  
2 they were doing this like Councilman Burgio, we were a  
3 little alarmed as well, and Mr. Dolan. So I still think  
4 we should have a community meeting, but all I'm saying  
5 is all they're doing is now there's manual control.  
6 They're going to go to satellite control and they'll  
7 show you the fan-outs, and actually we'll get a truer  
8 landing and takeoff pattern at Hopkins than we have  
9 right now and we have a beneficial one now because of  
10 the agreements, we've made in the past. So I don't want  
11 to get anybody alarmed. Mr. Peterlin give me your sidewalk  
12 pictures and we'll go from there. Thank you, Mr.  
13 Chairman.

14 COUNCIL PRESIDENT: Thank you, Mayor.  
15 Councilman Troyer?

16 MR. TROYER: Thank you, Mr. Chairman. What  
17 I want to do is apologize to all the listeners up there  
18 for having to listen to the nonsense and things that  
19 just aren't true from the second last person who spoke.  
20 There is nothing wrong with the west end, I get very  
21 little complaints out there. Everybody is pretty happy,  
22 except for one. It's sad that this person that came up  
23 to speak has been motivated to come up and speak against  
24 me. I have returned her calls and have spent

1 hours in her driveway talking to her and her significant  
2 other. I've returned her calls. Everything, most of  
3 what she said is not factual in any way, shape, or form.

4 So I do apologize for the residents to have  
5 to put up with listening to that because it's just not  
6 accurate and she is being coached to do that, I believe.  
7 Thank you.

8 COUNCIL PRESIDENT: Councilman Mencini?

9 MR. MENCINI: Thank you, Mr. Chairman. Joan  
10 and Ray, I'm glad to see you guys back, I mean it. I  
11 always thought you guys were good contributors. I might  
12 not always agree with you, but there is a lot of times I  
13 do; tonight will be one of them. If I could really  
14 quick, because I know we want to get out of here.

15 The sidewalks. I've got a lot of calls  
16 since this program started, and a lot of times it was  
17 just a question. And I will defend Ray Mathews if it  
18 was merited that I shouldn't, I would do that. But I  
19 got many calls and not real many angry, but I got his  
20 phone number. He'd be more than happy to take that  
21 phone call, he'll go to that problem and he has done it.  
22 I can think of one time on Richard, a lady called me,  
23 she was leaving, I got to get back to work, this is what  
24 they did -- call Ray and Ray went over there while she  
25 was home. She called me back and she -- he made

1 restitution. He is very good at that. Might not always  
2 agree with it, or the resident might not always agree  
3 with it, but I think he does pretty good. And he does--  
4 I'll say one thing; he's got a system. I don't know how  
5 it works, but he's got these things marked, he knows  
6 almost every block. As crazy as that sounds, he's got  
7 almost every block in the city. He knows which ones.  
8 I'll give him the address and he'll know exactly which  
9 house. So I will defend Mr. Mathews on that.

10 On the noise, and properly goes to both of  
11 you, and probably I would like to say it to everybody.  
12 I'm not going to lie. That train noise -- Mr. Troyer,  
13 Councilman Troyer pulled by my driveway yesterday and  
14 said did you get any calls last night through the night?  
15 This was yesterday morning. And even last night. I  
16 mean, as Council people, as the Council President, as  
17 the Mayor, we have to take every phone call. If it's a  
18 problem to one, it's probably a problem to others, too.

19 So my point being is we have to deal with  
20 It, okay. If no one is having a problem that's all  
21 great, then we really don't have a big job to do. But we  
22 do get them calls. I got kind of an issue and I'll  
23 cover it on another day with that train horn noise. And  
24 I go to you, Ray, is that I thought you made a good  
25 point with a solution. Maybe in time there'll come

1 something with these trains where they don't have to  
2 whack that thing. I know, I think it's federal law,  
3 four times, one short, I don't know, three long or  
4 something like that. It's something in that perimeter.  
5 But it's bad, and it's through the night. It's 12  
6 midnight, 6:00 in the morning, six in the morning, on  
7 Sunday night coming into Monday. It's, you know, and I know  
8 safety first. Well, we want to be--you know, err on the  
9 side of being safe. But I just think at times a little  
10 much. It's something that I want to look into with maybe  
11 some of my colleagues and see if maybe there is a way down  
12 the road. Like you  
12 say, Ray, solutions. Maybe there is going to be one --

13 **MR. PETERLIN:** (from the audience) Are  
14 there a lot of deer

15 **MR. MENCINI:** Deer, you never know. A lot  
16 of these, hey, do a ride along. That's what they tell  
17 me and that's with anything, and you'll find out they  
18 got a lot more problems than you think, and that's with  
19 anything. Police department, rail, or a bus or  
20 whatever probably even up in a plane. You know, I  
21 would imagine. But that's all I have on that. I said I  
22 would be brief. I know you all want to get out of here.  
23 So, Mr. Chairman, I do appreciate it. I did say the  
24 Indians would have a tough time tonight. I told you all  
25 before that. I like them tonight but -- okay. Thank

1 you. That's all I have. Thank you guys, too.

2 COUNCIL PRESIDENT: Councilwoman McCormick.

3 MS. MCCORMICK: Motion to adjourn.

4 **MR. MENCINI:** Support.

5 COUNCIL PRESIDENT: There's been --

6 **MR. BURGIO:** I have a question.

7 **COUNCIL PRESIDENT:** He had a question  
8 before you did that.

9 MS. MCCORMICK: I didn't know, sorry. I'll  
10 retract my motion.

11 **MR. MENCINI:** I'll retract mine.

12 **MR. BURGIO:** It will be short, promise.

13 MS. MCCORMICK: I though everyone was done.

14 COUNCIL PRESIDENT: We're going to hold you  
15 to it. Go ahead, Councilman Burgio.

16 MR. BURGIO: I just wanted to address  
17 concerns by Mr. **PETERLIN** and Joan. I appreciate your  
18 comments but the Mayor kind of explained it pretty well.  
19 The FAA, whenever there is any change in the runway if  
20 they're doing repairs and stuff, we really do get the  
21 phone calls from people and it does impact. Especially  
22 in Ward Three, Councilman Powers will tell you, and Ward  
23 One pertaining to the airport. We get the calls if  
24 there's any change, if there's any noise, or the flight

1 patterns change for some reason.

2           So this took a month for it to get this far  
3 because it had to go through a law director and the  
4 legal department, and through our Caucus. But in the  
5 meantime, the Mayor got more information, that's how  
6 this came about. But as Members of Council, if we see  
7 something that is a possibility of affecting our  
8 residents, we really need to at least look into it and  
9 that's all we did. So we just wanted to have a meeting  
10 before they make their design review next year and  
11 that's all. Because there was another meeting they had.  
12 But I think we got some information from it. But that's  
13 the reason this came about. And that's all I have,  
14 Mr. Chairman.

15           COUNCIL PRESIDENT: Thank you. Councilwoman  
16 McCormick.

17           MS. MCCORMICK: Motion to adjourn.

18           MR. MENCINI: Support.

19           COUNCIL PRESIDENT: There's been a motion to  
20 adjourn properly supported. Clerk, please call the roll  
21 on adjournment.

22           CLERK: McCormick?

23           MCCORMICK: Yes.

24           CLERK: Mencini?

25           MR. MENCINI: Yes.

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CLERK: Powers?

MRS. POWERS: Yes.

CLERK: Troyer?

MR. TROYER: Yes.

CLERK: Salvatore?

MR. SALVATORE: Yes.

CLERK: Burgio?

MR. BURGIO: Yes.

CLERK: Scott?

MR. SCOTT: Yes.

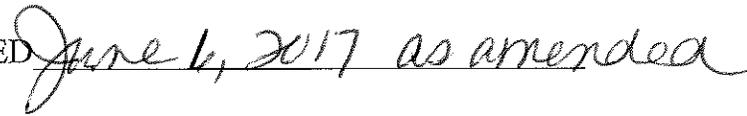
COUNCIL PRESIDENT: Meeting is adjourned at  
8:40 p.m. Thank you.

(End of recording.)

- - - -

**REVISED PAGRES HAVE BEEN EDITED PER CITY COUNCIL'S INSTRUCTION  
TO INSERT NAME OF THE SPEAKER AND/OR A VOICE.**

  
MICHELLE BLAZAK, CLERK OF COUNCIL

APPROVED 

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C E R T I F I C A T E

I, Lisa M. Wright, a Notary Public within and for the State of Ohio, do hereby certify that this is a true and accurate transcript of the tape-recorded proceedings.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office, at Cleveland, Ohio, this \_\_\_\_\_ day of \_\_\_\_\_ A.D. 20 \_\_\_\_\_.

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Lisa M. Wright, Notary Public, State of Ohio  
My commission expires September 18, 2020