

MINUTES OF COUNCIL MEETING
CITY OF UNIVERSITY HEIGHTS
MARCH 1, 2010

Mayor Infeld called the meeting to order at 7:30 p.m.

Roll Call: Present: Mrs. Frankie B. Goldberg
Mr. Kevin Patrick Murphy
Mr. Steven Sims
Mr. Phillip Ertel
Mrs. Susan D. Pardee

Absent: Mr. Steven D. Bullock
Mr. Frank Consolo

Also Present: Clerk of Council Nancy E. English
Finance Director Anthony L. Ianiro
Acting Law Director Dennis Nevar
Chief of Police Gary Stehlik
Fire Chief John Pitchler
Building Commissioner David Menn

MOTION BY MR. SIMS, SECONDED BY MRS. PARDEE to excuse the absence of Mr. Bullock and Mr. Consolo. On roll call, all voted "aye."

Pledge of Allegiance

Minutes of the regular meeting held on February 16, 2010

There were no corrections or additions to the minutes of February 16, 2010.

MOTION BY MR. ERTEL, SECONDED BY MRS. PARDEE to approve the minutes of the regular meeting held February 16, 2010. On roll call, all voted "aye," except Mr. Murphy, who "passed."

Comments from the Audience

Harvey Morrison, 2424 White Road, objected to the Sensible Salting Policy. He suggested that the City stop using the sidewalk bombardier and use the money to salt the streets instead. He also questioned why the bombardiers are operated in the early morning hours.

Agenda Items:

A. Consideration of three requests from John Carroll University:

Mrs. Dora Pruce, director of Government and Community Relations, stated that John Carroll University (JCU) has three (3) requests for events to be held at the campus. She suggested that each event be considered separately.

• To host Relay for Life outside on the quad on April 24-25, 2010

Ms. Pruce reported that John Carroll University will host its Fourth Annual American Cancer Society Relay for Life event on April 24 and 25, 2010. She noted that the event has been held inside in the past, but the university is requesting that it be held outside this year. She added that it has also been a stadium event with lights, but out of respect for the neighbors, the plans are to hold the Relay for Life in the interior of the campus on the quad, which is enclosed by university buildings.

Ms. Rachael Ball, JCU graduate student and employee in the Office of Student Activities, stated that this year's event will be the fourth for the university. Over the last three years, the events have raised a total of \$248,035.04. She mentioned that in 2007, JCU was rated #1 for university relays in the United States.

The 2010 event will begin at 10:00 AM on Saturday, April 24, 2010 and end on Sunday, April 25, 2010 at 4:00 AM with amplified sound from 10 AM - 9 PM. Ms. Ball stated that holding the entire event outside will reduce costs since there will only be one setup versus two. She noted that the community will be invited to the event.

Vice Mayor Goldberg inquired as to when the music will be played and if it has to be played all day. Ms. Ball stated that there will be live music with various bands and a disc jockey playing throughout the day from 10 AM until 9 PM. She estimated that there will be music or talking on the microphone at least 20 minutes of every hour.

Councilman Ertel inquired if there will be lighting after 9 PM. Ms. Ball responded that there will be one light tower in the center of the quad for safety purposes shining downward. She added that the light will not shine above the buildings.

Mayor Infeld stated that the event is meant to be outside so that teams can switch members as they continuously walk. She added that it is not a very loud event and often times is somber. Mr. Ertel added that it is a great event for a good purpose. He suggested that information be placed in the City's website. Mayor Infeld proposed that the City register a team. She also asked that Council consider allowing the Relay for Life annually with notice to the Police Department as to date and time. Mr. Ertel stated that he would like input annually.

MOTION BY MRS. PARDEE, SECONDED BY MR. ERTEL to approve the Relay for Life being held outside on the John Carroll University quad on April 24-25, 2010. On roll call, all voted "aye."

- **To host the East/West high school football game on June 11, 2010**

Mrs. Pruce stated that organizers of the 2010 East/West High School Football All-Star Game has requested to use John Carroll University's Don Shula Stadium for the game to be held on Friday, June 11, 2010. Lights will be needed for the game from 7:00 PM to 10:00 PM. This game has been held at Shula Stadium for the last three years. Mrs. Pruce noted that it is an economic generator bringing 2,500 visitors into the city. The majority of parking will be on campus since classes will not be in session, but street parking will also be required. Mrs. Pruce noted that the teams will use the field to practice a week prior to the game, but lights will not be needed.

In response to questions, Ms. Laurie Massa, director of Athletic Development of JCU, noted that no bands will play during the game. She also noted that there has been no negative feedback from the neighbors, only positive comments from the organizers of the Football Coaches Association of Greater Cleveland. Mrs. Pruce stated that she has not receive any negative comments either.

Mayor Infeld stated that the exposure will bring positive attention to the city. She recommended that the event be approved annually with notice the Police Department since it has been held for several years without incident. Mr. Murphy commented that it was a good idea if the Chief of Police is in agreement. Chief of Police Gary Stehlik was in agreement as long as any problem which cannot be resolved be brought back to the Council. He added that they had success in the past years with only minor complaints from residents. In response to a question by Vice Mayor Goldberg regarding overtime, Chief Stehlik replied that John Carroll hires off duty officers to work the game.

MOTION BY MR. MURPHY, SECONDED BY MS. GOLDBERG to approve the request of John Carroll University to host the East/West High School Football All-Star Game to be played at John Carroll University's Don Shula Stadium on Friday, June 11, 2010 from 7:00 PM to 10:00 PM and to allow John Carroll University to contact the Police Department with future dates of the game and to coordinate all details through the Police Department. On roll call, all voted "aye."

- **To have fireworks at the Continental Cup event on July 1, 2010 request from the Greater Cleveland Sports Commission - Meredith Scerba**

Ms. Meredith Scerba, vice president of Events Management, Greater Cleveland Sports Commission, stated that this will be the fourth year for the Continental Cup at John Carroll University. She noted that the event has grown from thirty (30) teams in soccer the first year to one hundred sixty (160) teams in soccer, eighty (80) of which are from the greater Cleveland area. She noted that The Cleveland Clinic has joined on this year, and the name of the event has changed to the Cleveland Clinic Sports Health International Youth Sports Festival/Continental Cup. Included this year will be the AC Milan Continental Cup sponsored by Adidas, Cleveland Indians Charities Baseball Continental Cup, and the Cleveland Cavaliers Continental Cup Basketball. Four thousand athletes will participate this year with fifteen (15) countries represented. Eight hundred will be housed on the JCU campus.

The opening ceremony will be held on Thursday, July 1, 2010 at John Carroll University's Shula Stadium. Ms. Scerba stated that the setup would start at 8:00 AM with sound check around 4:00 PM. The doors will open at 6:00 PM, festival village activities from 6-7:30 PM, Olympic-style parade and program from 7:30 PM to 9:00 PM. A fireworks display is proposed to start at 8:50 PM and will be 3-4 minutes in length. The aerial span of the fireworks will be relatively low. The fireworks will be shoot off of the Bellefaire tennis courts and verbal approval has been received from Bellefaire JCB. The same fireworks company, Hamburg Fireworks Display Inc., and the same shooter will do the show again this year. Ms. Scerba noted that she has been working with Fire Prevention Officer Steve Ineman on the fireworks permit. In accordance with the permit, Tenible Security will have an armed security person at the tennis courts during the entire time the fireworks are on the site. They will also work closely with the Police Department. Ms. Scerba requested to use the stadium lights until 9:00 PM and then one construction light from 9:00 PM until 10:30PM to allow the staging company to break down. Music will be played during the show. The event will be free to the public.

Mr. Sims remarked that he liked the concept of the event and suggested that the City collaborate with the Greater Cleveland Sports Commission and John Carroll University to develop a theme and to make it true a community event this year or in the future. Ms. Scerba stated that the goal is to make it a community event and she was willing to cooperate to make it happen. Mr. Ertel commended the Greater Cleveland Sports Commission for its efforts.

Mayor Infeld stated that the event brings positive attention to the university and the city and recommended that the event be approved with an annual notification to the Police Department and Fire Department. Mr. Ertel stated that he could agree to the recommendation, with the condition that the Council receive advance written notification of what will take place each year. Chief Stehlik recommended that the motion include permission to have the fireworks annually without Council approval.

MOTION BY MR. ERTEL, SECONDED BY MS. GOLDBERG to approve the request from the Greater Cleveland Sports Commission to hold the Cleveland Clinic Sports Health International Youth Sports Festival/Continental Cup at John Carroll University with fireworks display and extended lights at Shula Stadium on July 1, 2010, the event may be held annually upon notification to the safety forces and with the stipulation that the Fire Chief and Police Chief are satisfied with all aspects of the fireworks and overall management of the event. On roll call, all voted "aye."

B. Harvest for Hunger Campaign - Kelly Thomas

Mrs. Kelly Thomas, an employee in the City's Administration Department, the Harvest for Hunger Campaign coordinator for the City, reported that the Harvest for Hunger Campaign is underway and runs through March 31, 2010. She noted that Harvest for Hunger proceeds stock various food centers and kitchen in the Greater Cleveland area. Harvest for Hunger also provides meals for senior citizens similar to "Meals on Wheels" and supports a "Backpack Program" in which selected low-income students are given enough food on Friday to last the weekend. Mrs. Thomas noted that 1 out of 9 people have had to visit a hunger center at one point in time. The number of seniors who visit a hunger center regularly has increased 75%, and 7,600 of those who visit the hunger centers are children under 18 years of age.

Mrs. Thomas requested the support of the Mayor, Council, City employees and community-at-large to donate to the Harvest for Hunger Campaign. Donations of non-perishable food items and monetary donations may be dropped off at City Hall. Non-food items are also needed such as soap, toilet paper, shampoo, deodorant, toothpaste, toothbrushes, and laundry detergent. Mrs. Thomas stated monetary donations are preferred because more people can be serviced as \$1 provides four (4) meals.

C. Ordinance No. 2010-11 Appropriating for current expenses and other expenditures for the period of January 1, 2010 through December 31, 2010 (First Reading)

Ordinance No. 2010-11 appropriates for the current expenses and other expenditures of the City of University Heights for the period commencing January 1, 2010 and ending December 31, 2010.

Mayor Infeld stated that the Finance Committee has held a public meeting on the 2010 Budget on Thursday, February 25, 2010 and will hold additional public meetings on Thursday, March 4, 2010 and Tuesday, March 9, 2010.

A resident suggested moving the fiscal year to July instead of January so that the City is not working in arrear. Finance Director Anthony Ianiro explained that State law mandates that cities run on a calendar fiscal year, January through December. He mentioned that the City could have a budget in place by January 1, but it would be an estimate. He added that passing a temporary budget for the period of January through March, which the City did in December of 2009, allows time to create a budget using actual figures from the previous year.

Ordinance No. 2010-11 was presented on first reading. There were no objections.

D. Motion to hold an executive session immediately following this regular meeting for the purpose of discussing personnel, litigation and real estate matters

An executive session was not required.

Directors' Reports:

Service Director Christopher Vild gave an update on departmental equipment. One sidewalk bombardier is back in service and it will take two days to clear all the sidewalks in the city. He mentioned that during the four-day snow storm, the bombardiers were operated continually so that the crews would not be faced with moving large amounts of snow at one time. The second bombardier should be back in service in approximately one week. Mr. Vild noted that a snow plow and salt spreader truck has a broken drive shaft, but should be back in service by the end of the day, March 2, 2010.

Mr. Vild reported that his department might participate in a testing program for Myers Equipment. They may test a newly designed plow and then give feedback as to the performance of the equipment.

Vice Mayor Goldberg stated that many residents are pleased that the sidewalk plows are back in service. Councilman Sims inquired if there is a way to address the issue of the bombardiers depositing snow in the driveways. Mr. Vild responded that there is no way to avoid it; therefore, he sends the bombardiers out in the early morning hours starting a 2:00 AM in the hopes of finishing the sidewalks before driveways are plowed. Mr. Sims also inquired as to the number of hours a bombardier should work without experiencing problems; Mr. Vild will check into this. Mr. Sims also questioned why the drive shaft went out on a truck with only 52,000 miles on it. Mr. Vild noted that the miles do not reflect the wear and tear on the vehicle. He added that they are 52,000 hard miles (plowing, hauling, and towing). Mr. Ertel inquired if wet snow versus light snow is considered a wear and tear issue on the bombardier. Mr. Vild noted that it is as well as trying to get through mounds of snow. In response to a question from Mr. Sims, Mr. Vild stated that if it is verified that a resident's lawn was damaged by the bombardiers, the City will fix it.

Building Commissioner David Menn reported that letters have been mailed out to the residents regarding exterior inspections. The target area is Edgerton Road to Warrensville Center Road from Silsby Road to Hillbrook Road. Once completed, they will move over to Eaton Road to Warrensville Center Road. Vice Mayor Goldberg requested that the information be posted on the website. Mr. Menn noted that a map will be posted in the Building Department also. Mr. Sims requested a copy of the map.

Mayor Infeld mentioned that the website will be updated soon. Mayor Infeld also reported that she may now be contacted by email at mayor@universityheights.com or sinfeld@universityheights.com.

Committee Reports:

Building Committee Chairman Frankie B. Goldberg reported that she will be meeting with the Building Commissioner on Monday, March 8, 2010, and she intends to hold committee meetings every other month.

Finance Committee Chairman Steven Sims reported that the Finance Committee met on February 25, 2010 and considered two agenda items. The first was the review and discussion of the 2008 Management Letter and audit findings. He noted that progress has been made, but progress must continue in order to completely resolve the issues identified. The second item was the initial review and discussion of the 2010 Budget. The revenue projections were discussed at that meeting and future meetings will consist of reviewing the expenses and a closing review.

Mayor Infeld announced that the next budget meetings are scheduled for Thursday, March 4, 2010 and Tuesday, March 9, 2010 at 7:00 p.m. in Council Chambers.

Governmental Affairs Committee Chairman Susan D. Pardee reported that she is continuing to explore the Google opportunity for a high-speed broadband network. The deadline for submitting the application is March 26, 2010.

Mayor Infeld reported that she is working on a NOPEC grant with the Building Department staff.

There being no further business to discuss, the meeting was adjourned.

Susan K. Infeld, Mayor

Nancy E. English, Clerk of Council