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VILLAGE COUNCIL MEETING

TAKEN:

NOVEMBER 17, 2010

5:30 P.M.

PRESENT:

MAYOR JOHN LICASTRO

MARY BECKENBACH

THOMAS McDONALD

WILLIAM BOLTON

GEORGE MATEYO

ANDREW KESSELEM

PAUL STEPHAN

DAVID J. MATTY, ESQ.

NANCY L. MOLNAR, RPR

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1 MAYOR LICASTRO: I'd like the call the
2 meeting to order and ask the clerk to call the
3 roll, please.

4 MR. GALLAGHER: Good evening. Ms.
5 Beckenbach?

6 MS. BECKENBACH: Here.

7 MR. GALLAGHER: Mr. Bolton?

8 MR. BOLTON: Here.

9 MR. GALLAGHER: Mr. Kesselem?

10 MR. KESSELEM: Here.

11 MR. GALLAGHER: Mr. Mateyo?

12 MR. MATEYO: Here.

13 MR. GALLAGHER: Mr. McDonald?

14 MR. McDONALD: Here.

15 MR. GALLAGHER: Mr. Stephan?

16 MR. STEPHAN: Here.

17 MR. GALLAGHER: Thank you.

18 MAYOR LICASTRO: You received the
19 minutes from the October meeting. Is there a
20 motion to approve?

21 MR. MATEYO: So move.

22 MR. McDONALD: Second.

23 MAYOR LICASTRO: Corrections or
24 comments? There being none, all in favor of the
25 motion?

1 Ayes: 6.

2 MAYOR LICASTRO: Anyone opposed? Thank
3 you. The Mayor's Court Report for October, the
4 County Treasurer received \$870; the Village of
5 Bratenahl \$30,922; the Treasurer of the State of
6 Ohio \$8,048; and the Court Computer Fund \$1,880.
7 Any questions on that? You have a copy of that
8 on your desk.

9 MR. STEPHAN: Is that what this is?

10 MAYOR LICASTRO: It is. That shows
11 year-to-date. We're tracking well above
12 year-to-date predictions.

13 MR. BOLTON: I was going to say it was
14 done without traffic cameras.

15 MAYOR LICASTRO: That is correct. We
16 will never have traffic cameras given the
17 dialogue we had.

18 Did you have a question, Mr. Stephan?

19 MR. STEPHAN: Yes. I see in the total
20 column, fourth from the right, at the bottom,
21 total 2010, three hundred seventy-three thousand
22 and change and total 370 for 09. 378 and change
23 and your comment was we're running well ahead?
24 It appears we're behind.

25 MAYOR LICASTRO: No.

1 MR. ROBINS: The 370 is for 12 months.
2 The other is for 10.

3 MAYOR LICASTRO: Yes. So for 11 months
4 we have almost as much as we had in 12 months
5 last year. We'll probably pick up another 25 or
6 30 in December.

7 MR. STEPHAN: Thank you.

8 MAYOR LICASTRO: Sure. Moving to
9 Mayor's report. By the way, correspondence, the
10 Northeast Ohio Public meeting, a couple of them
11 have been cancelled. So please ignore that
12 document. My apologies. I should have taken it
13 off the agenda.

14 A couple things under Mayor's report.
15 First of all, as we all know, we had a power
16 outage this morning. When the transformer blew
17 at 5:38, it actually shook my house. It was
18 quite loud. We contacted CEI. They had a crew
19 there in less than an hour, which is impressive
20 considering 10,000 people across Greater
21 Cleveland were without power this morning.

22 It took about six hours to fully restore
23 power. They are still there actually working.
24 Most of the power has been rerouted. They have a
25 temporary transformer on site they have not yet

1 used. They are trying to repair the transformer
2 that blew. Apparently, this has not been
3 confirmed, it was wind knocked a large tree limb
4 into the substation and that's what caused it to
5 blow. Again, it's not yet confirmed, but I know
6 the inconvenience was great. I've been here
7 since 6:15 in the morning taking phone calls, but
8 I do want to mention that the response from CEI
9 was really admirable. They were there in less
10 than an hour, given the fact there were other
11 places they could go, so thanks for their effort.
12 And hopefully it will be a permanent fix in the
13 next day or two, but right now we're all back up
14 and running and that's certainly a good thing.

15 DR. SPANO: Not so subtle a reminder,
16 the schedule of tree trimming, when I first
17 noticed with the wind that we had last night, I
18 thought it was perhaps related to that. Maybe it
19 was this tree or limb, whatever that had fallen,
20 would have been something that would have been
21 cut down had it been on the schedule. Where are
22 we with the current schedule? I've lost track
23 about reviewing the Village and doing the
24 necessary trimming.

25 MAYOR LICASTRO: As have I. Mr. Hogan,

1 our rep from CEI, stopped in at 11:30 and I asked
2 him to figure out where we are and inform me as
3 well. As soon as I have the information, I'll
4 share it with all of you as well.

5 MS. MEADE: Isn't there supposed to be a
6 quarterly or doing a quarter of the Village tree
7 trimming as part of the budget process and it
8 hasn't been done for a bit because of budget
9 cuts?

10 MAYOR LICASTRO: I think Dr. Spano is
11 talking about the CEI project. This is their
12 trimming, not ours. It's a three-year cycle.

13 MR. ROBINS: Well, they wanted it to be
14 a three-year cycle. Dr. Spano convinced them to
15 do a two-year cycle. That was the commitment
16 they made.

17 DR. SPANO: With a walk through in
18 between in case they would need it. I've lost
19 track of where we've fallen in that, but this is
20 the month for the wind to blow.

21 MAYOR LICASTRO: Mr. Hogan was a bit
22 frazzled this morning, so I asked him to get back
23 to me with information and he said he would.

24 MR. KESSELEM: We took a drive to go get
25 some breakfast this morning and noticed that with

1 all the streets, the traffic lights were out. I
2 know we approached this a couple years ago
3 thinking about putting stop signs, temporary stop
4 signs, out at the traffic lights, because coming
5 out of Coit it's a blind corner. And it's kind
6 of risky as you come out of some of the streets.
7 Where does that stand, do we know?

8 MAYOR LICASTRO: State law mandates when
9 there's an outage like that, it becomes a
10 four-way stop and every driver should be aware of
11 that. I'm not sure where we put a temporary stop
12 sign. I know that the officers were on Eddy
13 controlling traffic because of the multiple --
14 there's so many different ways to turn there.
15 That is state law.

16 MR. KESSELEM: I just wondered, because
17 we drove 185th and watched as cars just blew
18 through some of those lights that were out.
19 Would it be something that we'd want to look at
20 for what small intersections we have in our
21 Village?

22 MAYOR LICASTRO: I'm not sure you'd be
23 able to see them at night. I don't know. But
24 again, it is state law. I think Stephanie
25 Gallagher stopped in and noticed that people in

1 the Village were obeying that law at our
2 intersections here. I'm not sure what they were
3 doing in Cleveland, but it is state law. If
4 anyone is unaware of that, if there's no light
5 working, it's a four-way stop.

6 MR. ROBINS: They don't stop in
7 Cleveland even when the lights are working.

8 MAYOR LICASTRO: For the record, I did
9 not say that. Thank you.

10 Moving back to the agenda, all of us
11 participated in the last election. One of the
12 things we did was select individuals to
13 participate in our new county government. A lot
14 of people worked very hard to create the template
15 for this government. It's a rare opportunity to
16 create a new government. How often does that
17 happen in one's lifetime?

18 In my mind, one of the keys to the
19 success of this government are the individuals
20 elected to both Council and executive position.
21 I'm very pleased to say that tonight we have a
22 Julian Rogers with us. He is the representative
23 from District 10 of which Bratenahl is a part.
24 And I am certain he is the right choice for this
25 position.

1 I've asked him to join us here tonight
2 and give a brief introduction and whatever he'd
3 like to share. So Councilman.

4 MR. ROGERS: Thank you, Mr. Mayor.
5 Thank you for the opportunity and I'm glad to be
6 here in Bratenahl. This is one of my father's
7 favorite neighborhoods. Although we never lived
8 here, we do own a boat and are members of
9 Intercity Yacht Club right at the end of the
10 bridge, so we would often drive through here.
11 And he always teased me that you need to buy me
12 one of these houses before I die.

13 Again, my name is Julian Rogers. And I
14 really appreciate the opportunity to come speak
15 in front of you guys briefly. I'll tell you a
16 little bit about me. I'm born and raised in
17 Cleveland Heights. I currently still live in
18 Cleveland Heights. I went through the Cleveland
19 Heights School District. For the last two and a
20 half years I've been running an organization
21 working in one of Bill's buildings, Education
22 Voters, which is a nonprofit organization that
23 works on public education and policy. We're part
24 are a national organization. And I run the
25 Ohio's office up until about three weeks ago.

1 I also served on the Board of RTA for
2 the last four years. And I served as an
3 administrator with the Cleveland Municipal School
4 District for seven years and actually worked on
5 getting the building, the Barbara Byrd-Bennett
6 facility over there, transferred over into a
7 professional development center.

8 And I also spent two years as a program
9 associate with an organization called the
10 Community Partnership For Arts and Culture. And
11 that's an organization that worked on
12 strengthening our arts community here in
13 Northeast Ohio. We work with individual artists
14 to train them on how to make businesses out of
15 their art that they do and work in art
16 institutions on how do they institute better
17 business practices in their daily practices.

18 So I do have some experience with
19 running campaigns and things of that nature. I
20 think that what ultimately led me to run for this
21 position was I felt that we really had a unique
22 opportunity here in Cuyahoga County to do things
23 differently. And I felt that the people that
24 came up and, Mayor, I know you were on the
25 committee.

1 MAYOR LICASTRO: Transitional committee.

2 MR. ROGERS: Transitional committee.

3 But the idea of having districts where we would
4 actually have more interaction and contact with
5 residents on the issues that county government
6 deals with, I thought that this was something
7 that appealed to me. I've always worked in
8 organizations that had some type of touch with
9 the community, that worked to better the
10 community. And I felt that this would be a good
11 fit for me and the experiences that I bring to
12 the table.

13 So I ran and was successful. We had a
14 number of strong candidates in that race, but now
15 the real work begins. And I know a lot of you
16 have been following what's been going on, maybe
17 you haven't, but the new Council members have
18 been meeting every Monday for the last two
19 Mondays. And until we're sworn in, we're meeting
20 from nine to three at Cleveland State kind of
21 going over and getting a one on one on county
22 government and getting up-to-date on all the
23 departments. We're getting briefed on what's
24 been going on, what should we expect on day one.
25 And then also working together as a Council to

1 create a new government from scratch.

2 How do we operate as a Council? What
3 are our ground rules going to be, who is the
4 Council president going to be? Who's the Council
5 president going to be? Those are a lot of the
6 things we're dealing with. And one thing I am
7 committed to doing is now that we do have this
8 structure of districts, that I intend to be
9 visible and be accessible.

10 And I think that even more importantly,
11 I'm going to need to be able to count on every
12 one of you and the community here in Bratenahl to
13 let me know what I should be doing, how I can be
14 helpful, and what are your ideas and suggestions
15 on how county government can work better. So I
16 thank you for the opportunity. If there are any
17 questions, I'd be happy to take some questions.

18 MAYOR LICASTRO: I actually have a
19 statement and a question. I'm certain the
20 meetings you're having from nine to three are
21 open and public, correct?

22 MR. ROGERS: Yes. Absolutely.
23 Everything that we're doing, it's going to be a
24 totally new day. I think all of the members are
25 totally committed to openness and doing

1 everything in a manner that would make the county
2 look good.

3 MAYOR LICASTRO: One more comment. You
4 mentioned one of the committees on which I
5 served. There were a series of committees, a
6 group of committees that made an interim report
7 that I know you've seen that has a series of
8 recommendations. I hope you and your colleagues
9 take those recommendations to heart. Over 300
10 people worked for many months to craft them.
11 Although they're not a mandate, I think they'll
12 help you form this new government and give you a
13 clearer understanding of what these group of
14 individuals feels important. So I ask you to
15 please review that and take it to heart.

16 MR. ROGERS: And we are. I think
17 everyone is committed to that. First, we really
18 appreciate it, because it gives us something to
19 work from so we're not walking in blind on day
20 one. So we actually have been digesting
21 materials that were provided. And during those
22 sessions from nine to three, that's part of what
23 we're going over.

24 MS. BECKENBACH: Do you have a card? I
25 would like to call you about an opportunity.

1 MR. ROGERS: I do not have any cards.

2 MAYOR LICASTRO: You can look him up on
3 the web.

4 MR. ROGERS: We're transitioning. I'm
5 very accessible. I will give you my cell phone
6 number. It's 216-7 --

7 MR. BOLTON: You might want to tell her
8 privately so it's not in the minutes.

9 MR. ROGERS: It can be in the minutes.
10 It's on my website. It's everywhere. So
11 (216) 701-5234. Feel free to call me at any
12 time. If you have any ideas or suggestions or
13 problems or issues, contact me, please.

14 MS. BECKENBACH: Thank you. You'll hear
15 from me.

16 MAYOR LICASTRO: You'll hear from all of
17 us.

18 MR. ROGERS: Yes, sir.

19 MR. STEPHAN: Paul Stephan. I, too,
20 following the Mayor's lead, I served on three of
21 those subcommittees dealing with information
22 technology. And I will share with you our
23 reports found many opportunities to reduce
24 spending in the county. There are systems that
25 do not communicate with each other. They're

1 redundant. There's a great deal of opportunity.
2 And I would encourage you, as an early victory,
3 to spend sometime focusing on that area, perhaps
4 others, also, but it's an easy quick fix to save
5 a lot of money.

6 MR. ROGERS: And not only that, I think
7 we can actually save lives. During the campaign,
8 the early stage of the campaign, I met with an
9 organization, a company that actually had a
10 contract with the county for IT services and
11 provided some software materials that would
12 actually -- this was for their human services
13 department and more specifically for child
14 welfare.

15 And the idea was that the county social
16 workers would have iPads that would not only, you
17 know, on a daily basis they can track where they
18 went because all the iPads have a GPS, so you
19 know if a social worker actually did the visit
20 that they were supposed to, but all of the
21 documents pertaining to that child would be on
22 the iPad instead of all this paper trail. And so
23 you save time and money and you have a better
24 system of accountability just by moving to this
25 electronic system as opposed to paper. And this

1 is something that the county had already
2 purchased, but wasn't using.

3 So these are some of the things that I
4 totally agree that we can be saving money. And
5 having a better government will upgrade our idea.

6 MAYOR LICASTRO: Anyone else? Then we
7 wish you luck, sir, and a nice round of applause.

8 (Applause.)

9 MR. ROGERS: Thank you.

10 MAYOR LICASTRO: Moving on with the
11 Mayor's report. The election recap, I think
12 everyone is aware the property tax replacement
13 and increase passed by a comfortable margin. The
14 income tax at last count was failing by six
15 votes. Now, the 23rd of November will finalize
16 the election. It will be official at that point
17 in time. There are 17 provisional ballots that
18 may or may not be counted. And at least one
19 overseas ballot we think has not been counted
20 yet.

21 We're going forward assuming it has
22 failed, but it still might pass. We won't know
23 until the 23rd of November, but it's a huge gift
24 from the residents to have the property tax pass.
25 I'd also like to formally thank them for their

1 generosity. We know it's a very tough
2 environment to pass any kind of a tax issue, not
3 to mention two. We're thrilled that one did
4 pass. That was the one that was critical to us.
5 And Mr. McDonald will make that clear in his
6 finance report.

7 Legislative report, the General Assembly
8 is in lame duck session. They do not anticipate
9 doing much, which is probably good news. Again,
10 they struggle with budgetary issues. We're
11 meeting with state representatives, including
12 Governor Kasich and his team to try to work with
13 them so the cuts they do recommend aren't
14 devastating to local communities.

15 Keep in mind most of the state budget is
16 a pass-through. Medicaid, primary, secondary and
17 higher education alone are almost 70 percent of
18 the budget. So the cuts they can make, if any,
19 are going to be felt by all of us. For example,
20 they're looking at manage care as a cut for
21 Medicaid. And I know Lori works and my mother is
22 in a nursing home, so these cuts, I don't know
23 how they can do it without tax increase. We
24 talked about that before, but the governor is
25 insistent there will not be a tax increase. How

1 they craft this will be a mystery to all of us,
2 but we're involved in the process and we will
3 keep you involved.

4 For example, local government is
5 obviously being talked about for cuts as well, so
6 we'll see going forward.

7 MR. ROBINS: It's even worse that Kasich
8 signed the Norquist pledge. And Norquist heads
9 up a neoconservative group that is against taxes
10 any time any place. So Kasich and a number of
11 others and all the Tea Party people have signed
12 this pledge. And they've been told that if they
13 violate that pledge, this group will work against
14 them at the next election.

15 MAYOR LICASTRO: That just seems foolish
16 to me. I don't know how you can take a stance
17 like that before you're even elected, but that's
18 one of the issues they are going to have to deal
19 with. Estate tax, for example, is something
20 they're talking about cutting. So who knows.
21 We'll see how it goes.

22 MR. ROBINS: We're only one of, what, 17
23 states that has an estate tax now.

24 MAYOR LICASTRO: 80 percent of it goes
25 to local communities. Only 20 percent goes to

1 the state. The trouble is given their huge
2 deficit, eight billion dollars over two years,
3 how they can cut any revenue source is a complete
4 mystery to me, but stay tuned.

5 Port Authority update. Will Freeman is
6 the new CEO of the Port. He made a presentation
7 to the Mayors Association. They have backed off
8 on moving the Port to the 55th Street site. I
9 know we went through a long process with the
10 former director on how he felt that was a
11 necessary move for the Port.

12 This new director feels it is not
13 necessary and they can be profitable where they
14 are now located and develop the lake front there
15 as well. This will be something you'll be
16 dealing with Councilmen. So we were concerned
17 about the move to 55th. It's only one mile from
18 our western border, but that apparently is off
19 the table. We're talking about some entry level
20 container cargo, nothing huge.

21 There are some security issues with that
22 approach. And they're also looking for better
23 use of the dredgings that are now put into
24 confined disposal areas. We're looking to reuse
25 these as landfill or something better than just

1 putting them in a hole in the water that fills up
2 and has to be replaced. The extent of creating a
3 CFD is astronomical, millions of dollars. So
4 they're looking for a better way to use the
5 dredgings and hopefully they'll find them, but
6 Mr. Freeman seemed very focused and very
7 competent. And we'll let you know how successful
8 he is in pushing his agenda. Again, the move to
9 55 is for now off the table. Questions on that?

10 Earlier today Ms. Beckenbach and I met
11 with Marty Flask, the head of safety, the safety
12 director in Cleveland, an Ed Eckart, the head of
13 EMS. As you know, 2010 we will begin to be
14 charged by EMS.

15 MS. BECKENBACH: 2011.

16 MAYOR LICASTRO: Thank you, Mary, 2011,
17 that's why she was there. 2011 we'll be charged
18 for EMS service. We discussed three things in
19 particular. Dynamic staging, the closing of
20 Huron Road and, of course, the cost.

21 The really good news is when we first
22 started a dialogue, the cost in 11 was to be
23 \$25,000 with \$5,000 increments of increase over a
24 five-year period to bring us to \$50,000. After a
25 spirited negotiation today, they've agreed to

1 charge us \$25,000 in 11 with three percent
2 increase each year going forward. So that's not
3 a \$5,000 increase, that's \$750. That's a much
4 better deal for Bratenahl. We will have the
5 contract for Council to approve hopefully at our
6 December meeting effective January 1.

7 Dynamic staging is what they call, was
8 the phrase they use to describe putting
9 ambulances out in the field. I was at the
10 Barbara Byrd-Bennett Center today. There's an
11 ambulance there pretty much all day, every day
12 when it's not on call. That's a wonderful thing
13 for the Village, because when there's a call in
14 Bratenahl, they're here in less than two minutes.
15 They intend to keep that status quo for the time
16 being. However, the closing of the trauma center
17 at Huron Road might diminish the frequency with
18 which they're dynamically staged in the Village.
19 We'll know that going forward, which is a perfect
20 segue into Huron Road.

21 As you know, Huron Road, the trauma
22 center, not the hospital, not the ED, used to be
23 called ER, is scheduled to move to Hillcrest
24 Hospital. They put 170 million into Hillcrest
25 Hospital to accommodate this new level II trauma

1 center.

2 So we talked about protocol. Huron Road
3 has often been the destination for EMS pickups
4 here in Bratenahl. Both Mr. Flask and Mr. Eckart
5 assured us that Hillcrest is not an option.
6 Metro will be the primary destination for
7 patients in trauma. Keep in mind, trauma is not
8 just a sprained ankle. It's when you are in
9 severe life-threatening circumstance. We have
10 not two world class hospitals here in the Clinic
11 and UH, but three. Metro is a fabulous
12 institution. I spoke to Mark Moran, who is the
13 Chairman of the Board.

14 MR. McDONALD: CEO.

15 MAYOR LICASTRO: CEO, thank you, Tom.
16 He is confident that they can handle the
17 additional cases not only from Bratenahl, but
18 Cleveland as well. I've asked Mr. Moran to be
19 front and center in letting people know what
20 Metro can and can't do. And he told me he would
21 undertake an effort to do so in the next few
22 weeks to hopefully eliminate and address some of
23 the fears that have been addressed by both East
24 Cleveland and Cleveland with the closing of this
25 trauma center.

1 MR. McDONALD: Actually, I came here
2 from the Metro Board meeting. And Mark made a
3 presentation to the Board regarding that. Metro
4 sees -- call it 100,000 visits a year. Huron did
5 24,000. We think we're going to see an increase
6 of maybe 600 a month is absolutely manageable.
7 They've divided up the Huron Road's area, if you
8 will. And they've drawn red lines around the
9 middle.

10 The folks on the eastern side of that
11 block will go to Hillcrest, the folks on the
12 western side will go to Metro, and we'll split
13 what's in the middle, obviously, based on the
14 severity of the wounds. So Mark and the staff
15 are completely and totally confident that they
16 can cover whatever they'll be getting from Huron.

17 FEMALE VOICE: First of all, Metro is an
18 incredible institution. And I know, Mayor, you
19 and I have talked about this Huron Road
20 situation. Here's my concern: The county just
21 cut funding by four million dollars to Metro
22 because of decreased revenue. It's not like
23 they're moving it from Peter to Paul, they don't
24 have it. Now you have an increased demand and
25 you've got eight billion dollars in state cuts

1 coming. I feel personally like there's a tsunami
2 rolling our way. And when you look at the whole
3 ball of wax, it's very scary, so I don't know.

4 MR. McDONALD: You're exactly right.
5 And there are things on the horizon that we can't
6 foresee, but we know that Medicaid is going to be
7 under a huge amount of pressure. We are the
8 largest Medicaid provider in the state. We think
9 we're in pretty good financial shape. Mark Moran
10 has done spectacular job over the last two years
11 bringing the hospital into fiscal responsibility
12 and we are dedicated to continue that. But,
13 there's a lot of work to be done throughout the
14 county, throughout the state, to deal with the
15 fiscal restraints that we have.

16 MAYOR LICASTRO: Let me comment on this.
17 Anita, of course, works for Congresswoman Fudge,
18 who did a breakfast meeting two weeks ago where
19 she had 40 stakeholders in the room to discuss
20 the closing of Huron Road Trauma Center,
21 including Dr. Cosgrove who is the head of
22 Cleveland Clinic. There are certainly concerns
23 that were addressed at that meeting, very
24 legitimate.

25 A lot of this is driven by the fact that

1 East Cleveland has lost almost half its
2 population in the last 10 years. Cleveland's
3 population diminished as well. Again, I think
4 Metro is a huge player in this. I think they're
5 a competent and world class hospital. I think
6 their presence here is certainly good for
7 Bratenahl. We were relieved to hear that for
8 trauma, Metro will be your destination.

9 Now, these other hospitals still have
10 ERs and EDs. They call them emergency
11 departments not emergency rooms anymore. We're
12 talking about trauma where you're in a life or
13 death situation. If they pick you up in an
14 ambulance and you're in trauma, you're going to
15 Metro, which again I think is good for Bratenahl.

16 DR. SPANO: Metro is only a level I
17 trauma center. So you're going to be a little
18 bit careful about apples and oranges. Level IIs
19 oftentimes stabilize. They're capable of doing
20 an awful lot, as are a lot of ERs, but when you
21 get to a two trauma that needs a one and there's
22 criteria for that that we don't get into now,
23 they get Life Flighted over to Metro anyway. So
24 they absorb a lot of level II work, because
25 they're the only level I we've got, except for

1 UH, Rainbow.

2 MR. McDONALD: Pediatric.

3 MAYOR LICASTRO: What's interesting is
4 Dr. Cosgrove was at the Intercontinental, part of
5 the Cleveland Clinic conference. He was asked by
6 one of the individuals at this meeting what would
7 happen if someone were shot outside the Clinic,
8 they'd bring them to Metro. They wouldn't deal
9 with them right there at the Clinic, which seems
10 kind of strange, but that's really trauma and off
11 to Metro you go.

12 DR. SPANO: They don't have the
13 personnel.

14 MAYOR LICASTRO: One of the driving
15 forces in the closing of Huron, Dr. Paul, I can't
16 think of his last name. Gus Kious, the head of
17 Huron Road, said he cannot attract doctors to
18 work at Huron Road trauma center. Doctors must
19 practice medicine. And there's not enough
20 activity there to keep doctors interested in
21 being employed there. So that's a major factor
22 in why the Clinic is closing that trauma center.

23 And by the way, both East Cleveland and
24 Cleveland have dropped their injunction to
25 prevent the closing of Huron Road. They're now

1 engaged in a dialogue. Hopefully they'll be able
2 to come to an understanding, but Dr. Cosgrove
3 made it quite clear at our meeting, Anita, that
4 it's closing. And, again, by it, I mean the
5 trauma center.

6 MR. McDONALD: Huron did 24,000;
7 Hillcrest did 72,000; Metro did 100,000. So
8 you're getting docs at Hillcrest.

9 DR. SPANO: They don't have the volume
10 going forward to justify the level II, they have
11 to do something about that. That's why you don't
12 get the docs, because they want to work at level
13 II or better.

14 MAYOR LICASTRO: Ms. Meade.

15 MS. MEADE: So you're saying with
16 Euclid, the Clinic and UH, none of them have that
17 level II or higher status, because they're close?

18 MAYOR LICASTRO: Euclid does not have a
19 trauma center.

20 MS. MEADE: Right. Because they're
21 closer and faster to get to, so you're saying
22 MetroHealth is really the only option?

23 MAYOR LICASTRO: For trauma cases.
24 That's a particular type. It's knife, gunshots,
25 life threatening.

1 DR. SPANO: They say trauma, but they're
2 not designated as trauma centers.

3 MR. McDONALD: They stabilize trauma and
4 send them on.

5 DR. SPANO: If you have a car accident
6 on the Shoreway, those are trauma victims, they
7 go to Euclid and oftentimes treated at Euclid,
8 but if they fall into a need for level II or
9 level I, they get Life Flighted probably to Metro
10 rather than Huron.

11 MAYOR LICASTRO: Metro is the only
12 hospital with Life Flight, is that correct?

13 MR. McDONALD: No. Rainbow has two
14 helicopters.

15 DR. SPANO: UH and the Clinic does, too.

16 MR. McDONALD: The Clinic uses theirs
17 basically for transporting.

18 MAYOR LICASTRO: But thank goodness for
19 Metro, because you have an golden hour to survive
20 and you're in the ambulance for half an hour,
21 you're going to have some issues. We're
22 fortunate in our proximity to Metro.

23 MR. KESSELEM: What is the distance
24 between Metro and Bratenahl; and Bratenahl and
25 Hillcrest?

1 MAYOR LICASTRO: We talked about that
2 briefly today. From Bratenahl to Hillcrest is
3 about 25 or 30 minutes. They feel Metro is 10 to
4 15. So it's about the same distance it would
5 take you to get to Huron, which is interesting,
6 so we don't really lose anything there. We asked
7 them to again verify protocol, to verify dynamic
8 staging. And they did agree to the 25,000 plus
9 three percent each year for a five-year period.

10 MS. MEADE: To clarify, Huron Hospital
11 is 2.7 5 minute and it's eight minute via car;
12 and Metro is 15 minutes and it's more than 10
13 miles, just for clarification.

14 MAYOR LICASTRO: Comparable. Any other
15 questions? The Suburban Water Council
16 Governments met two weeks ago. I'm on that
17 committee. Now that we have an agreement, the
18 water service agreement with the City of
19 Cleveland, we will participate in their
20 replacement and repair program. They have
21 designated 10 million dollars a year for that
22 program.

23 Bratenahl will now be on the list. Now,
24 we did extensive work to our water system here a
25 number of years ago. We relined and repaired and

1 replaced a lot of the existing water mains and
2 pipes and cleaned them as well. However, going
3 forward, because of our agreement with Cleveland,
4 that responsibility and expense now becomes
5 theirs.

6 Again, 10 million dollars sounds like a
7 lot of money. There's a lot of mains in the area
8 that are in severe disrepair. I also spoke to
9 Mr. Zalar about the manner with which we flush
10 hydrants. One of the main causes of water main
11 break is the flushing of hydrants, because people
12 tend to -- Mr. Zalar, you describe it, please.

13 MR. ZALAR: Basically, what happens when
14 a hydrant is flushed, if the hydrant is closed
15 too quickly, it causes what they call a hammering
16 effect. What it is is just air gets trapped in
17 there and starts to hammer, because the actual
18 waterlines are basically just shoved together.

19 And what happens is that depending on
20 the age of the pipe, this hammering effect causes
21 it to vibrate and it will create a longitudinal
22 crack in it or will push the joint apart and
23 that's what's causing your main break.

24 MAYOR LICASTRO: I'm happy to say when I
25 described this to Mr. Zalar he was already

1 well-verse and said our service department takes
2 great precaution in making certain they don't
3 cause this buildup of pressure. Inevitably
4 outgoing Director Nielson says when they get a
5 call of a water main break, they check and sure
6 enough someone had been flushing hydrants and the
7 back pressure is what caused the break.

8 Again, we're part of that program and
9 Mr. Bierut will be working with Mr. Zalar and
10 figuring out what priorities we have. The
11 expense will be borne by Cleveland using our tax
12 dollars that go to the water department. Ms.
13 Meade.

14 MS. MEADE: That was one of my
15 questions. For us to participate in our capital
16 improvement program, do they have to perform a
17 survey of all of our water mains so they know how
18 to prioritize them where the potential problems
19 are or how does that work?

20 MAYOR LICASTRO: They look for feedback
21 from us. They'll be doing their own examination
22 of the system as well. But, certainly to be
23 proactive, I think it's in our best interest to
24 let them know of any problem areas. Not that I'm
25 aware of any off the top of my head, but it is

1 their system. They will be evaluating the system
2 as well.

3 MS. MEADE: Have they explained what
4 their process is and how soon they will do it?

5 MAYOR LICASTRO: All I know is Bratenahl
6 is now on the list. This program has been
7 ongoing for a couple of years. I'm not certain
8 when we will get on the list, now we're at least
9 a player because of the water service agreement.
10 Any questions?

11 MR. ROBINS: Maybe now is not the time,
12 but let me just throw it out because it fits with
13 the water. There's been a lot in the press
14 lately about stormwater runoff and then about
15 Northeast Ohio Regional Sewer District in the
16 debate that has come up recently between Starr
17 and --

18 MAYOR LICASTRO: It was on TV Sunday.

19 MR. ROBINS: I'm not going asking you to
20 make a comment, but do you want to make a
21 comment?

22 MAYOR LICASTRO: David, why don't you
23 bring us up to speed with what's happening with
24 the lawsuit, et cetera.

25 MR. MATTY: The Northeast Ohio Regional

1 Sewer District lawsuit, if Council will recall,
2 we joined by simple joinder to the motion to
3 dismiss which had been filed by a number of
4 communities who are opposing the plan proposed
5 that Northeast Ohio Regional Sewer District as it
6 relates to stormwater.

7 On November 8, Judge Pokorny denied that
8 motion, which means the case will now proceed.
9 The Defendants opposing the plan will proceed
10 with their discovery and their experts and
11 summary judgments will be filed -- I believe the
12 schedule is either before the end of the year or
13 early in the next part of next year. We have an
14 answer filed in the case and so there will be
15 nothing for Bratenahl to do unless I'm authorized
16 otherwise.

17 This is the first step of a long step of
18 court proceedings. I don't really have any
19 particulars other than that for Council, other
20 than to let them know the case is going to go
21 forward because the District has now propounded
22 discovery on all the Defendants and the
23 Defendants have propounded discovery on the
24 District. And we're asking questions about their
25 plan and their fees; and they're asking questions

1 about our stormwater plans and our related fees,
2 et cetera, so we're moving forward.

3 MAYOR LICASTRO: I don't think many
4 people disagree conceptually that Northeast is
5 the likely entity to go forward with this
6 stormwater treatment plan. I think what's
7 objected to is the process they chose going
8 forward, the manner in which they formatted the
9 fee structure. I know that the Diocese of
10 Cleveland, the Cleveland Municipal School
11 District and didn't you tell me NAACP?

12 MR. MATTY: NAACP is a recent request to
13 be in the court case and the diocese is now
14 active as an adversary to the plan. There are a
15 number of communities that are active and some
16 are not so active that are still opposed to the
17 plan, with the understanding that some of these
18 communities have their own stormwater fee that
19 they already impose on their residents and some
20 of these communities have spent millions of
21 dollars on their own stormwater projects to
22 assist that item in their community on their own
23 as local governments do.

24 The other objection by some of the
25 communities are their large blocks of communities

1 in these water sheds that aren't a part of the
2 District. So the Regional idea for those cities
3 is not there, because the District is not in
4 those communities. And an example would be on
5 the west side you have Bay Village, Rocky River,
6 Fairview Park and Westlake who are not members of
7 the District. And so for that watershed, the
8 District's plan will do nothing, because those
9 communities will have to take care of their own
10 unless they volunteer to become part of the
11 District.

12 MAYOR LICASTRO: There's also
13 communities in other counties that are certified.

14 MR. MATTY: Yes, in Summit County
15 communities that are nine. I believe there are a
16 few from Lorain County.

17 MAYOR LICASTRO: I don't think they were
18 named initially in the suit.

19 MR. MATTY: They joined the suit and
20 they were part of the opposition group to these
21 technical legal arguments that are raised. Now,
22 we'll get into the discovery process of whether
23 or not the District's plan to use impervious
24 surface is, from an engineering standpoint, the
25 correct way to proceed to create what they call a

1 fee which the opposition of the communities call
2 a tax on the residents.

3 MAYOR LICASTRO: Besides the process
4 with which we object, to which we object, the
5 fact that they're calling this a fee, those of us
6 feel it really is a tax and should be put to the
7 voters. The increase in cost over a multi-year
8 period is quite high. I think it goes up to like
9 \$500 a year increases for a typical homeowner,
10 so, again, the way this was approached is, in my
11 opinion, flawed. But, again, it's not
12 conceptually. Northeast Regional is really the
13 logical entity to take this forward. But I think
14 the way it was handled could be handled
15 differently. Hopefully through this, dare I call
16 it a dialogue, this process --

17 MR. MATTY: When you have 65 lawyers,
18 it's a little more than a dialogue, it's kind of
19 like a war.

20 MAYOR LICASTRO: Yes, Mr. Bolton.

21 MR. BOLTON: There are reasons to
22 question whether or not Northeast Regional is the
23 right entity. Two reasons might be that they --
24 I believe, I guess it's a sewer district, which
25 failed to act promptly, which is a demonstration

1 that larger entities don't always act as
2 efficiently, effectively and responsibly as
3 smaller more regional.

4 MAYOR LICASTRO: If I could add to that,
5 Mr. Bolton. In 97 and 2004 or five, Squires
6 recommended to Northeast Ohio Regional that they
7 change their mission statement to include
8 stormwater. It really reads sanitary, not storm.
9 They did not do so. So there are people
10 questioning if it is even permissible under the
11 law given their mission statement to your point.

12 MR. BOLTON: The second consideration is
13 that it's the wrong technological solution as I
14 understand the issue, which is that when it
15 rains, stormwater runoff overloads combined
16 sewer. I got that off the website.

17 Well, gee, instead of spending billions
18 creating underground tunnels, put in a separate
19 stormwater sewer, which rainwater shouldn't need
20 to be treated. So the net effect is a large
21 bureaucracy has picked a technological solution
22 which requires a bigger bureaucracy as opposed to
23 picking a technological solution which solves the
24 problem without chemicals and use of electricity.
25 I put that out there.

1 MAYOR LICASTRO: This is a half a
2 billion dollar project, which all goes back to
3 the EPA Clean Water Act of 1972. We, of course,
4 all want clean water. Certainly the streams that
5 you have in Bratenahl all terminate here at the
6 Village. So what happens upstream is very
7 important to us. But you're right, there are all
8 kind of opinions about how to go forward, who
9 should be doing it, the cost involved, the legal
10 process. I have a feeling this is going to be
11 tied up in litigation for a while.

12 MR. MATTY: You do have some parties in
13 this litigation that will not stop at the Common
14 Pleas Court level. This will end up at some day
15 in front of the Ohio Supreme Court. And there
16 are some parties, as you can imagine, that are
17 going to be seriously affected by this. By
18 example, can you imagine the number of churches
19 and their parking lots we have in Northeast Ohio?
20 Can you imagine the number of schools that a
21 district or a private educational institution has
22 to concern themselves with not only their roof
23 structures, but their hard surface parking lots.

24 It is something that is going to have to
25 be dealt with if it is permitted. If it is

1 permitted, it has to be permitted in a fair way
2 under the law, which the adversary communities
3 are arguing this play is not. It will work its
4 way out through the courts, but it will not be in
5 the short-term, I can guarantee you, because of
6 the number of parties and the number of
7 communities that are affected.

8 MR. ROBINS: Just a question for
9 clarification. We were talking about the
10 stormwater runoff and that issue and then
11 quarterly bills going up as much as 140 a quarter
12 and all that. Hence, the \$500 a year that you
13 talked about. There was also a \$57, a different
14 program that's \$57 a year. Are you familiar with
15 that?

16 MR. MATTY: The stormwater can be -- the
17 actual fees can be explained by the Village
18 engineer. Don, do you want to comment on that?

19 MR. BIERUT: They spent the last two or
20 three years rolling out this program where each
21 homeowner was going to -- each property owner was
22 going to pay for the stormwater management based
23 on the hard surfaces they had.

24 Lately what we've seen in the paper is a
25 whole different thing. It's a negotiation

1 they've had with the U.S. EPA concerning combined
2 sewer overflow. That's where that huge increase
3 is going to be. That's the three billion dollars
4 they're talking about. It's two different
5 things. The argument is they spent three years
6 talking about the \$57 thing and not a whole lot
7 of time talking about the three billion dollar
8 thing.

9 Quickly to Mr. Bolton's point, the three
10 billion dollars doesn't treat all the stuff at
11 the very end. They store it. Three billion
12 dollars, you can probably do a lot of sewer work
13 on the street level, get new sewers, get new
14 streets, get some jobs, get some real
15 improvements and treat it before it gets into the
16 ground or into the treatment plants. Two
17 separate programs.

18 MAYOR LICASTRO: We haven't heard the
19 last of this. We'll keep you informed. Anything
20 else? Thank you. Department reports. Chief.

21 CHIEF DOLBOW: October 20 through
22 November 17, we had seven felony cases; 13
23 arrests; we had 25 misdemeanor arrests; 11
24 warrants; 21 driving under suspension; 11 OVI's;
25 13 motor vehicle accidents; 75 vehicles were

1 towed; we had a total of 21 alarms, which were
2 false; we had 18 911 calls, three of which were
3 false; we had three false fire calls. Total of
4 288 tickets were issued.

5 The breakdown of our felony cases, we
6 had one domestic violence. We had one case
7 resulting in trademark counterfeiting, five
8 people were arrested. Prostitution, we had one
9 case with two arrests. We had one case for
10 possession of heroin. One theft case with two
11 arrests, one possession of drugs, and one theft
12 by deception.

13 Many of you heard Bratenahl Police
14 Department has made two arrests for a
15 prostitution case at Bratenahl Place. Follow-up
16 investigation is ongoing.

17 Late last month our department once
18 again executed search warrants on four locations
19 along the Federal Authority resulting in the
20 seizure of an estimated one million dollars worth
21 of counterfeit merchandise. On November 5, our
22 agency served a search warrant in the City of
23 Lakewood, arresting two persons and recovering
24 stolen property related to a theft investigation
25 in the Village of Bratenahl.

1 I personally can't remember a time in
2 which the men and women of this department have
3 performed so well with productivity, morale and
4 professionalism at its highest levels. I'm
5 extremely proud to serve with this team and am
6 humbled by their dedication and spirit despite
7 the current economic woes that affect us all.
8 And I wish to thank you all for your support and
9 wish you a Happy Thanksgiving. Any questions?

10 (Applause.)

11 MR. ROBINS: Yeah. Chief, is it easy to
12 include in your reports in the future Erok and
13 what role our dog plays in keeping the Village
14 safe.

15 CHIEF DOLBOW: I can add that.

16 MAYOR LICASTRO: Mr. Stephan.

17 MR. STEPHAN: It appears there's a
18 significant increase in the Mayor's court
19 revenues. Is this a direct result of actions
20 that you've taken, the entire safety force,
21 police force?

22 CHIEF DOLBOW: It's teamwork. It's
23 motivating the guys and increasing morale and
24 they're out there doing their jobs, yes.

25 MR. STEPHAN: Do you expect the same

1 increase in 2011 and 12?

2 CHIEF DOLBOW: I don't know if they will
3 continue to keep climbing. You can only work
4 them so hard, but I'd like to see them at least
5 stay where it's at. That would be wonderful.

6 MAYOR LICASTRO: Mr. Bolton.

7 MR. BOLTON: Will the Village receive
8 any of the proceeds from the sale of that million
9 dollar counterfeit?

10 CHIEF DOLBOW: Most of that counterfeit
11 goods, it will either be destroyed or donated to
12 Haiti or some foreign country where they can
13 benefit from the shoes or whatnot.

14 MAYOR LICASTRO: Jeans, boots and --

15 CHIEF DOLBOW: Some shirts.

16 MAYOR LICASTRO: -- some shirts. Ms.
17 Meade.

18 MS. MEADE: Are cell phones part of the
19 equipment for police officers?

20 CHIEF DOLBOW: We don't issue cell
21 phones here.

22 MS. MEADE: Some residents have been
23 commenting when they see the officers patrolling
24 that they're always on cell phones. I didn't
25 know if that was personal or work use and if you

1 make comments or if it's even safe if they're
2 noticing that they're on their cell phones a lot.

3 CHIEF DOLBOW: We try to remind them to
4 be diligent with their cell phone use. However,
5 that is today's form of communication. I
6 personally reach out. I reach out to my men on
7 the cell phone. I don't talk on the radio much,
8 I call them personally on the cell phone.

9 MS. MEADE: So it could be business.

10 CHIEF DOLBOW: I would like to think
11 it's all business, but it would be naive to say
12 that it all was.

13 MAYOR LICASTRO: They've been told that
14 personal use of cell phones while driving the car
15 is not preferred, but then, again, I know this
16 morning, for example, we were without radios for
17 over an hour. They were using cell phones to
18 communicate. It is a backup. By and large, you
19 and I talked about this, they should minimize the
20 time they spend driving and talking. If they're
21 on the cell phone, they're should stop the car
22 and have their conversation.

23 MR. KESSELEM: Last month Officer
24 Longley told us about the automated license plate
25 scanner. Have we put that into action yet?

1 CHIEF DOLBOW: It is currently hooked up
2 on the car and our officers are still learning
3 how to use that. We're not actively using it at
4 this point.

5 MR. KESSELEM: Is it something that
6 legally we have to task through for legality for
7 the state in order to use one for our Village or
8 is it just a system in which we need to know how
9 to use?

10 CHIEF DOLBOW: It's another tool that is
11 offered to law enforcement and we've been working
12 with the county and state to get all the tools
13 that we can implement. And right now we're just
14 learning how to use it. And they're coming out
15 with more formats that we can keep adding to
16 that.

17 MAYOR LICASTRO: Mr. Stephan.

18 MR. STEPHAN: In that regard, is there
19 any cost associated with it, operating cost,
20 maintenance cost for the equipment or the
21 software?

22 CHIEF DOLBOW: At this stage, not yet.
23 It's all paid for. At some point there could be
24 some type of monthly fees that are going to come
25 into play. Right now it's given to us through

1 county and it's been paid for up to a certain
2 point, so there's no cost to Bratenahl.

3 MR. STEPHAN: And the revenues accrue to
4 the Village?

5 CHIEF DOLBOW: It's the enforcement
6 action that we take, it's all ours. It's going
7 to pay for itself. If and when we do have to pay
8 for the maintenance or anything, the benefit is
9 going to far outweigh that. We're going to seize
10 vehicles, we're going make felony arrests. We're
11 going to get stolen cars, abductions. We're
12 going to make recoveries in that area. Anything
13 that we enter into that system, we'll be able to
14 search in that scans all the plates in the area.
15 We can take immediate action.

16 MR. STEPHAN: Does this replace LEADS?

17 CHIEF DOLBOW: No. It's a plate reader.
18 It's another form of entering plates. If we
19 program it to search for stolen vehicles, it will
20 only hit on that. If we program it for driving
21 under suspensions or child abductions or anything
22 like that or say we get a bank robbery and we
23 plug in the white Ford Broncho, something that
24 matches the bank robber suspect, it will run all
25 Ford Bronchos or white cars that are registered.

1 It helps us. It's an extra set of ears and eyes
2 and keys in on the vehicles and the parameters
3 that you set it for.

4 MAYOR LICASTRO: Mr. Stephan, LEADS is
5 an informational system.

6 MR. STEPHAN: If this tells you youth
7 program, you're looking for a certain type of
8 vehicle and it identifies them, I presume there's
9 some link between.

10 CHIEF DOLBOW: It is linked in to it,
11 but there's no additional cost for that equipment
12 at this point. It's been paid for.

13 MAYOR LICASTRO: On a regular traffic
14 stop or whatever, they still use LEADS to garner
15 information on the suspect.

16 CHIEF DOLBOW: That's part of the
17 training we're going through now is what's the
18 next step, how do we respond, because there's
19 always human error and mechanical errors and we
20 do have to go to plan B.

21 MAYOR LICASTRO: Mr. Kesselem, did you
22 have a question?

23 MR. KESSELEM: I know you're going
24 through the process of learning the system on it.
25 Is it in use right now for us?

1 CHIEF DOLBOW: It is workable, yes. Our
2 guys are becoming familiar with it, how it
3 responds and reads and how to take action once we
4 do get a hit. That's the stage we're in now.

5 MAYOR LICASTRO: Thank you. Mr. Zalar.

6 MR. ZALAR: Just a short report, couple
7 updates. On our sewer and catch basin cleaning,
8 catch basins are completed. They actually
9 collected just about a little over 25 yards of
10 material on the catch basins. As far as the
11 sewer line cleaning, I believe we have one
12 section still has to be done, which is heavy
13 cleaning. That should be complete, be completed
14 within the next week or so. Just a reminder,
15 December 1 is the last day for leaf collection,
16 so get them out there.

17 MS. MEADE: When you collect all the
18 leaves, where do you dispose of them?

19 MR. ZALAR: They are disposed at Ohio
20 Mulch, which is at 238th in Willowick. I call it
21 the quarry, because it's a big -- it's right off
22 the side of 90 there. You can actually see it
23 from I-90 when you're going around the spur
24 there.

25 MS. MEADE: Is that free to dump it

1 there?

2 MR. ZALAR: It's been free for us over
3 the last couple years because of the way we keep
4 the material. It's clean trash.

5 MS. MEADE: How long does that take a
6 crew to go dump and then come back that you're
7 out of the Village.

8 MR. ZALAR: Round trip, around 27
9 minutes.

10 MS. MEADE: Are the Eddy Road ramps, are
11 they still being cleaned weekly or is there a
12 routine schedule?

13 MR. ZALAR: No. We're kind of at the
14 with whim of Court Community Service. When they
15 have people available and they notify me that you
16 have a person that you're going to have here,
17 it's been two weeks now and we still have the --
18 we finished up with the first round of people.
19 The young lady that was working with us was
20 wonderful. She worked out great, but it's been a
21 couple of weeks now and they haven't sent us
22 anybody yet. We're kind of at their will.

23 MS. MEADE: Thanks.

24 MAYOR LICASTRO: Mr. Stephan.

25 MR. STEPHAN: The salt that was

1 purchased, is that being stored indoors or
2 outside?

3 MR. ZALAR: Indoors.

4 MR. STEPHAN: And it's still corroding
5 the walls?

6 MR. ZALAR: Yes, sir.

7 MAYOR LICASTRO: Anyone else? Thank
8 you. Mr. Jamieson.

9 MR. JAMIESON: Thank you, Mayor. In the
10 month of October, the building department
11 performed 16 inspections, registered 11 new
12 contractors and issued a total of 12 building
13 permits. Also, issued four certificates of
14 compliance. We had housing court on the 26th.
15 The one person who was under summons to appear
16 received a 30-day continuance. And two cases
17 from September also received an extension from
18 the magistrate because of the work they had done.

19 Tonight there's an ordinance to increase
20 the contractor registration fee. I highly
21 recommend that. They're way below the average of
22 surrounding communities. And with that we feel
23 the point of sale inspection, we're going to
24 raise it January 1 to \$50. And those provisions
25 are already in the ordinance. And that would

1 conclude my report.

2 MAYOR LICASTRO: Mr. Stephan.

3 MR. STEPHAN: The exterior inspection
4 program, all violations, we had a goal of
5 resolving all of those by the end of this year
6 and then start the three-year inspection cycle
7 again next year, I believe.

8 MAYOR LICASTRO: That's actually a bit
9 of an overstatement. We have cooperation from
10 everyone that was cited, including the four that
11 came into Mayor's Court. They've given us a plan
12 of action how they will deal with the various
13 citations. A lot of them are not complete for
14 various reasons. If they've given us a
15 reasonable excuse for asking for additional time,
16 we've granted it.

17 Hopefully in the spring, the ones that
18 have not complied will do so, but it's not done
19 yet. There are still things that haven't been
20 addressed. But, again, of the 347 citations that
21 went out, only four appeared in Mayor's Court
22 because there was no communication with those
23 four individuals. We now have a dialogue going
24 with those four and hopefully they will comply in
25 relatively short order.

1 MS. MEADE: Tom, question for you, on
2 the south side of Lake Shore Boulevard up against
3 the freeway there's a home and there's a truck
4 and it says place your advertisement here or
5 something like that.

6 And my question is does that comply with
7 the sign ordinance for a residence, because it's
8 been there a while.

9 MR. JAMIESON: On the south side of Lake
10 Shore?

11 MS. MEADE: Boulevard, but it's up
12 against a freeway. There's a truck parked in
13 their driveway and it says place your ad here.
14 And I was wondering if that complies.

15 MR. JAMIESON: I don't think so.

16 MS. MEADE: Is anything being done about
17 that?

18 MAYOR LICASTRO: We asked them to remove
19 it. It was gone for a few weeks and then showed
20 up again after the election. We need to address
21 that.

22 MR. JAMIESON: We'll revisit that.

23 MS. MEADE: Thank you.

24 MAYOR LICASTRO: He did move it for a
25 few weeks and brought it back.

1 CHIEF DOLBOW: It's a rental property.

2 MR. ROBINS: That reminded me of the
3 sign issue we had over at Sign-Lite. Has that
4 been fully resolved?

5 MAYOR LICASTRO: We've had multiple
6 requests to have meetings with Mr. Holsman.
7 We've been unsuccessful getting him to the table.

8 MR. ROBINS: The main thing I was
9 thinking of, independent of the sign, is I
10 replaced a water heater recently and obviously
11 you have to pay a fee for that. Is that included
12 in your report? Not my water heater personally,
13 but that kind of thing?

14 MR. JAMIESON: That would be under
15 building permits. It would be a plumbing permit.

16 MR. ROBINS: The other thing was is that
17 the guy was ruminating about our charge, I don't
18 know what it is. He said I think 69 bucks or
19 something, I don't remember.

20 MAYOR LICASTRO: You mean the inspector,
21 Rich?

22 MR. ROBINS: The guy that did the work.
23 He had to come here and pull the permit.

24 MR. JAMIESON: He had to get registered
25 and pull the permit. That's not unreasonable.

1 MR. ROBINS: I think that's good. I
2 think that's great. I don't know what he was
3 complaining about. And you said we're
4 underpricing and I believe that, some of our
5 permitting, et cetera.

6 MR. JAMIESON: Contractors are always
7 complaining no matter how much it is.

8 MR. ROBINS: All right. I just threw it
9 out there for whatever it's worth. It wasn't
10 worth much.

11 MAYOR LICASTRO: Thank you, Mr.
12 Jamieson.

13 MR. GALLAGHER: Do you want to jump to
14 3495?

15 MAYOR LICASTRO: We can do that. Ms.
16 Beckenbach.

17 MS. BECKENBACH: I'd like to introduce
18 ordinance number 3495 for suspension, an
19 ordinance amending Section 1302.03 of the
20 building code to increase and update the time and
21 fee applicable for registration of contractors
22 and declaring an emergency.

23 MR. McDONALD: Second.

24 MAYOR LICASTRO: Roll call on
25 suspension, please.

1 MR. GALLAGHER: Ms. Beckenbach?

2 MS. BECKENBACH: Aye.

3 MR. GALLAGHER: Mr. Bolton?

4 MR. BOLTON: Aye.

5 MR. GALLAGHER: Mr. Kesselem?

6 MR. KESSELEM: Aye.

7 MR. GALLAGHER: Mr. Mateyo?

8 MR. MATEYO: Aye.

9 MR. GALLAGHER: Mr. McDonald?

10 MR. McDONALD: Aye.

11 MR. GALLAGHER: Mr. Stephan?

12 MR. STEPHAN: Aye.

13 MR. GALLAGHER: Thank you.

14 MS. BECKENBACH: I'd like to introduce
15 ordinance number 3495 for passage.

16 MAYOR LICASTRO: Is there a second on
17 passage?

18 MR. McDONALD: Second.

19 MAYOR LICASTRO: With this ordinance
20 there was a list of other communities that were
21 researched by Mr. Jamieson and Ms. Raney that
22 show that these fees are comparable to what other
23 communities are charging. Right now we're quite
24 low.

25 MS. BECKENBACH: This still brings us to

1 the bottom price of the other communities.

2 MAYOR LICASTRO: This is not
3 unreasonable.

4 MS. BECKENBACH: No, not at all.

5 MAYOR LICASTRO: The other fees we need
6 to look at, for example, are Board of Zoning
7 Appeals fee is -- I think it's \$20. We need to
8 have an attorney for that, so there are other
9 fees we're going to look at. One of the things
10 the General Assembly is suggesting, the new
11 General Assembly, is if they indeed take tax
12 revenue away from us for things like local
13 government, they are expecting communities to
14 perhaps recoup some of those losses with
15 additional fees. So we might be looking at our
16 entire fee structure given what the General
17 Assembly wants to do. Mr. Kesselem.

18 MR. KESSELEM: In looking at the revenue
19 status sheet that was given to us for Council,
20 the building permits, is that the number for the
21 year that we're receiving for these type of
22 permits?

23 MR. JAMIESON: I'm pretty sure.

24 MR. KESSELEM: So if the amount received
25 this year was 14,000 in permit fees, we could

1 essentially be talking about \$28,000 since we
2 actually doubled the cost of our fees.

3 MR. JAMIESON: I think it's more than
4 14,000.

5 MAYOR LICASTRO: There are other things
6 included in that, Mr. Kesselem, in that category.

7 MR. JAMIESON: There are other things in
8 that classification.

9 MR. GALLAGHER: What we're talking about
10 now is contractor registration, not permit fees.

11 MS. EHLERINGER: There's a line item for
12 that as well.

13 MR. BOLTON: I had just a question for
14 Mr. Matty as to what we should do for the fact
15 the ordinance number that was introduced was 3495
16 and the agenda says 3485. They appear to be the
17 same item. Is there anything we need to do?

18 MR. GALLAGHER: I sent a revised agenda
19 out to you.

20 MAYOR LICASTRO: The new agenda shows
21 3495.

22 MR. BOLTON: Sorry, I didn't get that.

23 MAYOR LICASTRO: Anyone else? Yes, Mr.
24 Stephan.

25 MR. STEPHAN: Mr. Jamieson, what does

1 the Village do to earn that fee?

2 MR. JAMIESON: Which fees?

3 MR. STEPHAN: The fees we're doubling.

4 MR. JAMIESON: Well, the contractor
5 registration, right now it's \$25 or \$36 a year
6 for a contractor to do business in the Village of
7 Bratenahl. It's a license. And they make an
8 application out and submit a certificate of
9 insurance, a bond, and we register them. All
10 communities in the building departments register
11 contractors the same way we do.

12 MAYOR LICASTRO: It's a way to protect
13 the residents, Mr. Stephan, to make certain the
14 people that are doing the work are reputable, are
15 licensed and are bonded.

16 MR. STEPHAN: That's what I thought the
17 answer would be. My question is, is the lead
18 paint activity or certification that has been
19 mentioned before Council part of that process
20 when we certify that contractors can practice in
21 the Village of Bratenahl?

22 MR. JAMIESON: It is. We received a
23 letter from the department and we have our own
24 letter that we sent out to the contractors with
25 their packages letting them know the new law, the

1 opportunity for them to get certified. And if
2 they are performing that kind of work under the
3 guidelines, they need to have a certified person
4 do it.

5 MR. STEPHAN: It seems to me anyone
6 doing work in a private residence has the
7 opportunity to uncover lead-based paint.

8 MR. JAMIESON: You know, I think when
9 they passed the law, they considered that,
10 because there's a parameter. I think it's eight
11 by eight square feet, if you're going to take a
12 wall out more than eight by eight. So if you're
13 doing a remodeling, you're not opening up any
14 walls, you're not affected by it. Same thing if
15 you're expanding and you're knocking down a wall
16 and you're running and you're utilizing both
17 walls and it's over the square footage minimum,
18 then yeah, you'd have to have a certified guy
19 doing the work.

20 MR. STEPHAN: And that's part of the
21 certification process for which this fee is
22 charged? Someone has to certify how many square
23 feet of wall?

24 MR. JAMIESON: Those are two different
25 -- contractors get registered as a general. Any

1 one of the mechanical trades, plumbers,
2 pipefitters, HVAC contractors, this is a new
3 mandate by the Health Department through the EPA.
4 And we can't certify people. By getting them
5 registered, doesn't give them certification.
6 What we're saying to them is if you are going to
7 be doing this type of work, you have to submit
8 proof of your certification.

9 MR. STEPHAN: That's my question. It's
10 part of the process when the fee is paid that
11 certification exists and is presented here so
12 that they can work.

13 MR. JAMIESON: Yeah, that's right.
14 That's the basis for contractor registration, but
15 as far as the lead certification, you're not
16 going to have someone come forward and get
17 registered as a lead contractor.

18 MR. STEPHAN: No, but it's part of the
19 process.

20 MR. JAMIESON: It's part of the process
21 and we have all of the contractors informed of
22 that aspect.

23 MAYOR LICASTRO: Anyone else? Thank
24 you. Moving to committee reports.

25 MR. GALLAGHER: Roll call on passage.

1 MAYOR LICASTRO: Oh, I beg your pardon.
2 Thank you. There being no further comments, roll
3 call on passage, please.

4 MR. GALLAGHER: Ms. Beckenbach?

5 MS. BECKENBACH: Aye.

6 MR. GALLAGHER: Mr. Bolton?

7 MR. BOLTON: Aye.

8 MR. GALLAGHER: Mr. Kesselem?

9 MR. KESSELEM: Aye.

10 MR. GALLAGHER: Mr. Mateyo?

11 MR. MATEYO: Aye.

12 MR. GALLAGHER: Mr. McDonald?

13 MR. McDONALD: Aye.

14 MR. GALLAGHER: Mr. Stephan?

15 MR. STEPHAN: Aye.

16 MAYOR LICASTRO: Moving to committee
17 reports. Finance.

18 MR. McDONALD: Finance committee met on
19 the 11th of November. Council was present,
20 except Mr. Stephan, who had to be away. That
21 meeting and continuing with next month's Finance
22 Committee meeting was used to discuss where we
23 think we're going to finish the year, and the
24 surplus that we think, the carry-over we think
25 will end up in the year.

1 Jim has done a lot of work in trying to
2 forecast what income will come in between now and
3 the end of the year and also what the pay claims
4 will look like. And it does look like -- by the
5 way, I was looking at the budget spreadsheet that
6 I passed out at that meeting. And I see that
7 I've made some errors and they've got to be
8 corrected. So this is very, very, very
9 preliminary.

10 And, also, Mr. Stephan pointed out that
11 in the year, year end spend column 2010, those
12 are not formulaic. Those are went down and
13 entered numbers based on Jim's work, so you can't
14 use the formula there. The formulas pick up on
15 the out years. It looks like we're going to end
16 up with a \$400,000 kind of carry-over. We
17 started the year with 360 and it looks like we
18 may have a surplus of a little over \$100,000.

19 So what I proposed in what we're going
20 to do and it was something that the Audit
21 Committee suggested starting in 2008 is to set
22 aside carry-overs to do certain things. I am
23 also forecasting for 2011 a deficit of roughly
24 \$200,000. So we will need to fund that deficit
25 with this carry-over, but there will still be,

1 according to these preliminary numbers, a
2 \$265,000 available for investment.

3 I'm proposing setting aside \$37,500 for
4 Eddy Road principal payment, \$44,250 for Green
5 Space principal payment, and then a general
6 capital set aside of \$50,000, and then begin the
7 rainy day fund with \$133,000. All of that, as I
8 said, might change. I invite everybody to come
9 to the Finance Committee meeting in December and
10 we'll have some better numbers there. But it
11 does look like we're going to -- the increase and
12 the renewal of the property tax helps
13 tremendously.

14 But as I said, when you start predicting
15 or projecting deficits that will be taken care of
16 in the 2011 budget by the carry-over, but there
17 will be deficits going forward in 2012, 13, 14,
18 15, according to my projections, so we're not
19 through. This is a process.

20 Dr. Robins has commented a couple of
21 times that we need a capital program, if you
22 will, and I've asked Mr. Zalar to start working
23 on that and he should have that done shortly so
24 we know we can project what we need per capital,
25 but this is just a continuation of the process

1 that was started with the Audit Committee. And
2 we're beginning to set aside those dollars so
3 that we can take care of the Village in a more
4 deliberate manner.

5 MAYOR LICASTRO: Have you set a date for
6 the December meeting?

7 MR. McDONALD: Second Monday.

8 MR. MATEYO: The date is December 13.

9 MAYOR LICASTRO: Mr. Bolton.

10 MR. BOLTON: Do you mind if I made a
11 couple of comments about that?

12 MR. McDONALD: Certainly.

13 MR. BOLTON: I just want to add a little
14 bit to what Councilman McDonald said. The
15 Village does expect to run at a deficit starting
16 in 2011 and continuing. That came out. It's a
17 deficit which would be larger but for some things
18 which are not being done, which would have been
19 done had the income tax passed.

20 And I think it's fair to say that
21 everybody is most appreciative to those villagers
22 who voted for the passage of the real estate tax
23 replacement levy, because the Village would be in
24 a very difficult spot had people not supported
25 it. Thank you.

1 MR. McDONALD: And I didn't bring out
2 that through aggressive expense management, we
3 were able to reduce a number of expense line
4 items in addition to the good work the police
5 department is doing on the court and also the CCA
6 numbers that are coming in higher than we have
7 budgeted. That's my report.

8 MAYOR LICASTRO: Mr. Stephan.

9 MR. STEPHAN: I want to compliment you,
10 Tom, because I recall at the July meetings when
11 the Audit Committee met with the Finance
12 Committee meeting, the impression that I took
13 away from that meeting was that we needed both
14 issues to pass and we might still see a deficit.
15 We might run out of money midyear even this year
16 before that increases were actually implemented.

17 And then on Labor Day weekend, my
18 recollection is that we were similarly concerned
19 that we might run short of money. And the
20 recommendations of the Audit Committee, it was my
21 impression that their recommendation, for
22 example, to create a rainy day fund and to use
23 certain funds under certain conditions for
24 capital projects, pipe dreams, is the
25 recollection that I have from that meeting.

1 So from Labor Day weekend through now,
2 two and a half months later, with the failure of
3 the income tax increase, you're now telling us
4 that we probably will have a rainy day fund and
5 capital projects fund. And I think that's just
6 commendable on your part.

7 My interest in trying to understand what
8 has happened is I want to be able to answer the
9 residents' questions when they say what are we
10 going to do now because we didn't pass the income
11 tax issue. What kind of cuts are we going to
12 see? And when I tell them what you've just
13 reported, I think there's going to be a lot of
14 surprised people. And I commend you for the work
15 that you've done.

16 MR. McDONALD: Well, once again, as far
17 as managing expenses, the Chief, Mr. Zalar, the
18 administration, they have been managing expenses
19 very aggressively. People have tried to explain
20 away the CCA collections as people were avoiding
21 the income tax increase with the expiration of
22 the tax reductions and pushing their bonuses into
23 2010. We don't know. We won't know until we get
24 into next year and see what kind of collections
25 we have next year.

1 This reduction of expenses and
2 increasing court income and CCA income is giving
3 us some breathing room so that we can look in
4 2011 and see what's going to happen. Short of
5 the carry-over, we would have \$200,000 less next
6 year because the income tax did not pass. And we
7 will have deficits going forward because the
8 income tax didn't pass.

9 So unless, unless we continue to see
10 these increased income items and decreased
11 expense items, but we have some time to look at
12 that now.

13 MR. STEPHAN: So with the expectation of
14 deficits then we'll see, is it your impression
15 the income tax issue back on the ballot at the
16 next election?

17 MR. McDONALD: I don't know about the
18 next election. As we go through 2011, that will
19 really dictate when it comes back on the ballot.
20 I do believe it's going to be back on the ballot.
21 I think, and as we said way back in 2008, that
22 first property tax increase was a step in a
23 process. Now, we ask for two this time. And we
24 were all told that two won't pass. One will pass
25 and one will fail. The right one passed, because

1 we would have lost \$250,000 of income that we
2 already had. So thank you to the citizens for
3 passing the property tax.

4 To put the Village on a sound fiscal
5 footing going forward, we're going to need that
6 other tax. And as we do that, then we still have
7 to work on new sources of revenue. We have to
8 work at that and make sure that we're operating
9 in the most lean way we can.

10 People were talking about trees a little
11 earlier. I think we spent \$2,700. We're going
12 to spend \$5,000 on trees this year and in years
13 past that would be \$20,000, and landscaping
14 \$1,700. In years past, that could be \$10,000.
15 So that's what keeps the Village looking the way
16 it should and we want to continue to do that, but
17 we've been managing those down to try to deal
18 with what we have to deal with. Pat?

19 MS. MEADE: Yes. Tom, when you mention
20 the 400,000 carry-over, do you have that detail
21 of what it's made up of? You had mentioned the
22 income tax. Do you have a rough idea of how much
23 that is?

24 MR. McDONALD: I've got it somewhere. I
25 don't have it with me tonight.

1 MS. MEADE: Can you email me?

2 MR. McDONALD: Yes.

3 MR. ROBINS: And I've done a separate
4 analysis, which I'll send to you. My number is a
5 little over 500,000. I assumed 100,000 more from
6 income tax, CCA. It's always difficult. Jim has
7 a model that he uses.

8 MR. McDONALD: I've seen a lot more
9 money in Mayor's Court, too, so it could creep
10 up.

11 MR. ROBINS: But I'll send it to you,
12 because I've detailed it and I'd be interested to
13 see your detail like Pat has asked for. You have
14 to be a little careful here. You can't get down
15 to the gnats. You got order of magnitude,
16 especially when you're talking about -- I mean,
17 look, CCA took \$120,000 something back from us
18 already. I asked Sheila the other day when she
19 was walking her dog, I said, are they going to
20 take another quarter of a million? I mean, what
21 if they turned around and did that? That would
22 change things in a hurry.

23 MAYOR LICASTRO: It was a payment to
24 have to pay back over the last few months with
25 CCA. Otherwise, it would have been even more.

1 MR. McDONALD: We're taking the steps to
2 begin to create capital funds, to begin to create
3 a rainy day fund that we need so that we don't
4 have to depend on a carry-over.

5 MR. ROBINS: There's another very
6 positive thing. We're talking about this now,
7 not next March. Back when I was on Council,
8 heck, we didn't even have any data by this time.
9 So Jim and Merele have done a good job of
10 providing data. At least we have something to
11 argue about. We didn't even have that for a long
12 time. So we were about a quarter way through the
13 expenditures before we even knew where we stood.

14 MAYOR LICASTRO: Appropriations aren't
15 due until March, but having this in hand, I think
16 your intent is to have an agreement by the end of
17 the year.

18 CHIEF DOLBOW: Mr. McDonald, I'd like to
19 personally thank you on behalf of the men and
20 women of the police department for your personal
21 sacrifice and hard work along with Mary and the
22 Mayor.

23 MR. McDONALD: Thank you.

24 CHIEF DOLBOW: We really appreciate it.
25 Despite failing, I know your heart was in it.

1 MAYOR LICASTRO: Don't forget the
2 property tax passed.

3 MR. McDONALD: And we don't know that
4 the income tax hasn't passed.

5 MAYOR LICASTRO: 17 provisionals.

6 CHIEF DOLBOW: We recognize your efforts
7 and we do appreciate it.

8 MR. McDONALD: Thank you.

9 MS. BECKENBACH: Our pleasure.

10 MR. STEPHAN: I have more one question
11 since you brought that up. What if the income
12 tax does pass?

13 MR. McDONALD: Then we have to work
14 this. Then we have 300.

15 MR. ROBINS: We have to look at that in
16 terms of the holistic plan. As Tom was saying,
17 this is tactical short-term. We have to look at
18 protecting the enterprise, which means looking at
19 four, five years out, the capital needs, et
20 cetera.

21 MR. McDONALD: It gives us the ability
22 to do that. There's no excuse, but it didn't do
23 a lot of good to have a capital plan if you
24 didn't have any capital money.

25 MR. ROBINS: There's an argument about

1 that, but I don't want to belabor that.

2 MAYOR LICASTRO: We're working on it.

3 MR. BOLTON: Also, I think it should not
4 be forgotten that the 50 percent credit does not
5 have to be maintained.

6 MAYOR LICASTRO: That's correct.

7 MR. McDONALD: We don't want to get
8 wealthy. We can manage that.

9 MAYOR LICASTRO: There's other things,
10 Council could administratively reduce the credit
11 which gives us immediate at the end of the next
12 quarter, immediate revenue.

13 MR. BOLTON: I meant the other way. If
14 it passes and we don't use the money.

15 MAYOR LICASTRO: We can find a way to
16 spend the money, training.

17 MR. BOLTON: Council salary.

18 MAYOR LICASTRO: That can only happen in
19 the meeting of a new term. Thank you. We look
20 forward to more detail. Public improvements, Mr.
21 Bolton.

22 MR. BOLTON: Did not meet during the
23 period.

24 MAYOR LICASTRO: Legislative.

25 MR. MATEYO: Legislate committee met on

1 Monday, November 1st. The sole item on the
2 agenda was passage of the ordinance establishing
3 the Council communications committee, which has
4 been circulated, read the first time in June and
5 a second time in July. A motion made it
6 unanimous approval to accept due to Council
7 recommendation.

8 MR. McDONALD: Do I have the right one?

9 MAYOR LICASTRO: Yes, you have the one
10 that's not crossed out.

11 MR. McDONALD: I would like to introduce
12 ordinance number 3483 for passage, an ordinance
13 establishing Council Communications Committee.

14 MR. BOLTON: Second.

15 MAYOR LICASTRO: And we don't have to do
16 suspension on this. It's been three readings.
17 Any questions or comments? Mr. Stephan.

18 MR. STEPHAN: I received two copies. I
19 received an original from the clerk and I
20 received a revision, which I call the second
21 wording of the ordinance, but in the Legislation
22 Committee, we pass what I call a third version,
23 different from the first and the second.

24 And I have to presume because that was
25 recommended from the Legislation Committee to

1 Council that that's the version of the ordinance
2 that we will vote to pass this evening.

3 MR. McDONALD: Do you have a copy of
4 that?

5 MR. MATEYO: We received communication
6 from the solicitor that that was to do. Remember
7 one of them had the red ink and the other had the
8 blue ink, additions and subtractions.

9 MAYOR LICASTRO: That is what is
10 represented here tonight. That's what you're
11 voting on, Mr. Stephan, as stated here.

12 MS. BECKENBACH: You have the wrong one.
13 You have the one that doesn't have any gray
14 column on the right. This is the one we're
15 voting on.

16 MAYOR LICASTRO: This is the one that
17 was given to you via email.

18 MR. KESSELEM: If it's the one that Jim
19 has sent to us in the E-packet, I don't believe
20 that that is the correct one.

21 MR. MATTY: Jim, can I see which one
22 you're talking about?

23 MAYOR LICASTRO: Here.

24 MR. KESSELEM: I guess the one thing
25 that is most outstanding on the two variations

1 are section two, the very last line, as well as
2 regarding any proposals received. It's
3 eliminated off of the one that was --

4 MR. McDONALD: The one that I just
5 introduced has that wording in it.

6 MR. MATTY: This is the correct one.
7 This is the correct one. Mr. Stephan maybe a
8 little bit confused, because what we did was we
9 tried to submit both a deleted and addition copy
10 and then a clean copy, but those two that came
11 out of my office would be the same in content,
12 but to show what was deleted and added to get to
13 that point before Mr. Mateyo's committee
14 considered the final, which is what the Mayor
15 just handed me, which is what is in my packet.
16 This would be the lined out version of the same
17 to conform to some of the requests we had in the
18 process.

19 MR. KESSELEM: This is the same as the
20 one Jim Gallagher had sent us in this E-packet.

21 MR. McDONALD: But it does contain that
22 language.

23 MR. KESSELEM: Right. But the one that
24 was approved at committee does not have that,
25 that's been X'd out. That was the red line

1 version in committee. That's why when it
2 appeared on the version that I saw, I
3 automatically looked at it and said it's not what
4 was --

5 MS. MEADE: Do you have the deletions in
6 the copy that we're talking about, I wrote the
7 last as well as regarding any proposals. Was
8 that the only other change?

9 MR. KESSELEM: On section 2, would be
10 the -- might be the fourth line down to the
11 following: Printed, the E D is eliminated, so it
12 would just say print, electronic, Internet, and
13 promotion. Following through to the very last.

14 MR. BOLTON: May I interrupt?

15 MR. KESSELEM: Sure.

16 MR. BOLTON: The version which has been
17 proposed moved. It says printed, electronic,
18 Internet, promotion, visual and/or audio mediums.

19 Are you unhappy with this?

20 MR. KESSELEM: Just the word print is --

21 MS. MEADE: Instead of printed.

22 MS. BECKENBACH: He just took off the E
23 D.

24 MR. KESSELEM: E D should have been
25 eliminated.

1 MS. BECKENBACH: And it's not?

2 MR. McDONALD: No.

3 MR. KESSELEM: That one line, E D, it
4 should have been print, electronic, Internet,
5 promotion, visual and/or audio mediums.

6 MR. MATTY: We're getting confused here,
7 Councilman. We had edits from you that have not
8 appeared in the final. The final has been edited
9 by my office. So the edits that are in the --
10 that were attached to an email, which we received
11 from Mr. Mateyo before his committee meeting,
12 which according to what I have here, Mr. Mateyo
13 was sending us documents in the middle of
14 October.

15 The actual end result in the language is
16 what the committee considered, according to my
17 record. And I mean, I need some help from Mr.
18 Mateyo here, but I revised some of your edits to
19 this final form, which is the form that we're
20 recommending be passed. There were a number of
21 edits that came in from you that we accepted and
22 there were some that we did not. But what we
23 sent to the committee is the final of what you
24 have.

25 MR. MATEYO: Can I make a comment?

1 Fortunately or unfortunately, as head of the
2 Legislative Committee, I have never seen a
3 process go on like this. As far as I'm aware,
4 any legislation that's approved can be changed or
5 amended in the future. It seems to me we brought
6 this up in April. We discussed it in May. At
7 first it was read in June, then again in July.

8 And it seems to me if there's something
9 very substantial in nature that fundamentally
10 changes what we want in the communications
11 committee, then we should address it. And not to
12 be belittling, but to add an E D or eliminate an
13 E D, we need to form a committee. So I've done
14 everything I can. I don't know how to get the
15 thing done, but it's not going to be on the
16 little bitty things. And maybe E D is not
17 little, but it doesn't affect the charge of the
18 committee.

19 MR. KESSELEM: E D is a little thing.
20 It's just another -- it was the one of three
21 instances where the other two, I don't believe,
22 are so little.

23 MS. MEADE: What's the other change?

24 MR. KESSELEM: The other changes are
25 still section two, second last line that

1 recommendations would be to Council and
2 administration regarding the development of
3 request for proposal.

4 The third was as the elimination of, as
5 well as regarding any proposals received. And I
6 believe that regarding any proposals received
7 opens up every committee to follow that same
8 instance. That if somebody else might want to
9 propose a finance budget, I don't want to step
10 into a pile of junk by putting in to a standing
11 committee of Council some way that Council's
12 committees aren't supposed to be the one
13 recommending to Council.

14 MS. BECKENBACH: We're just dealing with
15 a communications issue, communications committee.
16 This has nothing to do with Finance Committee or
17 Community Affairs.

18 MR. KESSELEM: Then we're being -- or
19 communications committee would be held to a
20 different standard than any of the other
21 committees of Council?

22 MR. BOLTON: I read it differently than
23 you do. I read any proposals received to be --
24 let's say, the committee develops a concept and
25 puts out a request for proposal. That's the kind

1 of proposal I read it.

2 MS. BECKENBACH: That's how I read it.

3 MAYOR LICASTRO: It's not a mandate.

4 MR. BOLTON: So the committee would be
5 charged with reviewing this incoming information
6 pursuant to action taken to which they are trying
7 to make happen.

8 MS. BECKENBACH: Can I call the
9 question?

10 MAYOR LICASTRO: Are you calling the
11 question?

12 MS. BECKENBACH: Yes, please.

13 MAYOR LICASTRO: All in favor of calling
14 the question and putting it to a vote, signify by
15 saying aye, please.

16 MR. McDONALD: Aye.

17 MS. BECKENBACH: Aye.

18 MR. MATEYO: Aye.

19 MR. BOLTON: Aye.

20 MAYOR LICASTRO: Anyone opposed?

21 MR. STEPHAN: Aye.

22 MR. KESSELEM: Aye.

23 MAYOR LICASTRO: All right. The
24 majority rules. Roll call on passage, please.

25 MR. GALLAGHER: Ms. Beckenbach?

1 MS. BECKENBACH: Aye.

2 MR. GALLAGHER: Mr. Bolton?

3 MR. BOLTON: Aye.

4 MR. GALLAGHER: Mr. Kesselem?

5 MR. KESSELEM: Nay.

6 MR. GALLAGHER: Mr. Mateyo?

7 MR. MATEYO: Aye.

8 MR. GALLAGHER: Mr. McDonald?

9 MR. McDONALD: Aye.

10 MR. GALLAGHER: Mr. Stephan?

11 MR. STEPHAN: Nay.

12 MR. GALLAGHER: Four/two, Mr. Mayor.

13 MAYOR LICASTRO: Thank you. Ordinance
14 passes. If this is indicative of how we're going
15 to communicate going forward, I hope it's a
16 simpler process. In that regard, after
17 discussing with I think all of you, I'm going to
18 appoint Mr. Mateyo as Chair, with Mr. Stephan and
19 Mr. Kesselem as members. I discussed this with
20 Mary and the rest of you. All in favor of that
21 motion, please.

22 MS. BECKENBACH: I so move.

23 MAYOR LICASTRO: Second?

24 MR. McDONALD: Second.

25 MAYOR LICASTRO: All in favor of the

1 motion?

2 Ayes: 6.

3 MAYOR LICASTRO: Thank you. Is anyone
4 opposed?

5 MR. STEPHAN: Can I make a comment?
6 This is a procedural issue. I would like to
7 point out that wording from the law director to
8 the Legislation Committee approved unanimously
9 and sent to Village Council for approval has not
10 been passed. And I think that's a very dangerous
11 precedent. I don't mean for there to be any
12 discussion. I'm just making an observation.

13 MS. BECKENBACH: Can I just say
14 something, because I'm confused, though, on that
15 particular issue, because last month you
16 recommended that we pass this anyway just to get
17 it to move forward.

18 MR. STEPHAN: That's correct.

19 MS. BECKENBACH: And that was something
20 that hadn't gone back to committee for a final
21 approval, so I'm confused.

22 MR. STEPHAN: Can I respond to the
23 comment?

24 MAYOR LICASTRO: I think you'll find
25 going forward this is a very workable framework

1 for us to communicate. Let's accept it as such.
2 Understand this is a milestone. It's taken us 10
3 months of discussion. And rather than get caught
4 up in minutiae, let's move on with the agenda,
5 please.

6 MR. KESSELEM: If we could, please.

7 MAYOR LICASTRO: Sure.

8 MR. KESSELEM: I think the question, it
9 brings the question if a document comes from our
10 solicitor and is presented in this manner in
11 which it's deleted item and it's looked at by
12 committee and they observe it as a deleted item
13 and that's what they approve, it should be a
14 deleted item on the final.

15 MAYOR LICASTRO: It's my understanding
16 this was reviewed by committee and approved.
17 This is the final form. Again, let's understand
18 this is workable. Let's move forward. I don't
19 think anybody did anything here that was
20 arbitrary.

21 MR. KESSELEM: Well, maybe that's part
22 of the communications committee is to find out
23 that there is something there that when things
24 are going back and forth between solicitor and
25 committees, there needs to be an observance of

1 that deletion part and make it a definite
2 observance.

3 MS. BECKENBACH: Are you suggesting then
4 that we all withdraw our vote and put this on for
5 another month or two or three? We can do that.

6 MR. KESSELEM: That defeats our purpose,
7 but it's just something that I have a concern
8 about it, because this is the last document
9 received from Dianne to the committee. And I'm
10 looking at a deleted part, but we're reading it
11 as if it was never deleted.

12 MR. MATTY: Mayor, if I may suggest,
13 this whole process has shown me that sometimes we
14 have one Council member or perhaps somebody from
15 the community that's not on Council that submits
16 certain requests or certain changed language. My
17 recommendation would be that all of those
18 changes, if a request is made, go through the
19 Chair committee, the Committee Chair of that
20 particular committee, because this has shown me
21 that we've had a number of suggestions which in
22 this case the committee did not adopt. And we're
23 dealing with language from one source rather than
24 the committee.

25 If the Council committee process is

1 going to work, everything has to go through the
2 Council Committee Chair. And that Chair would
3 give us direction as far as what to do from that
4 step forward. Any ordinance, any resolution can
5 at any time be amended. So if there's something
6 in here that's not workable because of particular
7 language and we find that out once the committee
8 starts to proceed, we can immediately amend
9 either the resolution or an ordinance as we go
10 forward.

11 MR. KESSELEM: I do hear what you're
12 saying, Mr. Matty. But I have the document right
13 here that I learned my lesson the first time that
14 I sent one to you that I was not the person to be
15 sending it to you. I sent it to George, George
16 looked at it, he sent it to your department, your
17 offices. It was returned via Dianne as an
18 approved, what we believed as the approved
19 verbiage that should be coming from our solicitor
20 for his committee. I received it back from
21 George. I never got it back from --

22 MAYOR LICASTRO: It went through George.

23 MR. KESSELEM: Right. He forwarded it
24 over to the rest of us on Council. So I mean,
25 whether there was miscommunication? Possibly.

1 But, I still find it odd that what was looked at
2 at Council or at committee is a little bit
3 different than what we're seeing here tonight.

4 MAYOR LICASTRO: Again, if there's
5 something here that doesn't work, it can be
6 changed. Again, the committee process, we
7 understand this came out of committee. We talked
8 about it for months, we passed it, let's move on,
9 please.

10 Moving on to new business, resolution
11 872. Oh, I'm sorry. We're back on committees.

12 Public safety. Ms. Meade, could you
13 just hold your question? Let's move on with this
14 topic, please. Thank you.

15 MS. BECKENBACH: Public safety did not
16 meet.

17 MAYOR LICASTRO: Community Affairs.

18 MS. BECKENBACH: Community Affairs did
19 not meet. We're meeting this month, Monday.

20 MAYOR LICASTRO: Recreation commission,
21 Tim.

22 MR. BAUMAN: Recreation commission.
23 Let's see, community security and maintenance,
24 nothing new to report there, other than I'm sure
25 Joe has taken care of some odds and ends over

1 there that I was unaware of.

2 Activities launched and planned, we're
3 still working on our policies and procedures
4 manual. The upcoming events, holiday brunch with
5 Santa at the Community Center, December 19, from
6 noon to 2:00 p.m.. Club 55 will meet December 21
7 at 10:00 a.m.. The budget is on track. And we
8 expect to have something ready for review by the
9 Finance Committee shortly after next month's
10 meeting.

11 I know it's not really due until -- we
12 don't finalize the budget until March, but
13 whenever the Finance Committee is ready for us,
14 we ought to be pretty close to being ready. And
15 the only other thing that I think is missing is
16 what is it, the CER, Certified Estimated Revenue,
17 when do those figures --

18 MAYOR LICASTRO: Not for a while.

19 MR. BAUMAN: Not for a while. All
20 right.

21 MAYOR LICASTRO: We can give you a close
22 estimate, but it's just that.

23 MR. BAUMAN: Okay. So the budget, the
24 last thing is the appointment of a new commission
25 member. The Recreation Commission asked that

1 Village Council approve the appointment of
2 Christine Kaiser to the Recreation Commission.

3 MS. BECKENBACH: Do you need a second?

4 MAYOR LICASTRO: We need a motion and a
5 second.

6 MS. BECKENBACH: I move that the
7 Recreation Commission appoint -- that Council
8 approves the Recreation recommendation to appoint
9 Christine Kaiser to the Recreation Commission.

10 MR. MATEYO: Second.

11 MAYOR LICASTRO: Discussion?

12 MR. BOLTON: Wasn't she previously on?

13 MR. ROBINS: She was the director.

14 MAYOR LICASTRO: She was the program
15 director. I don't think she's ever been a member
16 of Rec Commission. Any other questions? All in
17 favor of the motion?

18 Ayes: 6.

19 MAYOR LICASTRO: Anyone opposed?

20 MR. BAUMAN: All right. And last thing
21 is we expect to have a second recommendation for
22 a new commission member by next month's meeting
23 and both would start in January.

24 MAYOR LICASTRO: Thank you, Mr. Bauman.
25 Any questions?

1 MR. BOLTON: Yes.

2 MAYOR LICASTRO: Yes, Mr. Bolton.

3 MR. BOLTON: On election day, where the
4 Mayor spent all day at the Community Center, I
5 spent sometime there and was able to notice how
6 well the building looks. So I wanted to
7 compliment you on the work that's been done to
8 maintain that. But, at the same time I noticed
9 that the stairs in the middle, which are not in
10 use at this time, are ever more in need of
11 repair.

12 And I wanted to ask whether this was an
13 item on the capital improvements in the near
14 future, a year or two.

15 MR. BAUMAN: Yeah. Actually, there was
16 a number of things. I don't know if that
17 specifically was one of them. And typically how
18 we do it is there's a certain amount of
19 discretionary spending. Mainly the two real
20 discretionary areas are maintenance and programs.
21 And typically what we do is we put a big wish
22 list together and then the commission goes
23 through. And usually the wish list is well more
24 than what we can afford to do there.

25 And then we go through and try and

1 prioritize and get the budget to within where we
2 need it. Like I said, I'm not sure if that was
3 one of them on the list there, but I will check
4 into that with our treasurer Paul Kesselem.

5 MR. GALLAGHER: Joe says yes.

6 MR. ZALAR: The prices were all given at
7 the same time when the one set of steps were
8 repaired.

9 MR. BAUMAN: Got you.

10 MAYOR LICASTRO: Does that end your
11 report, Mr. Bauman?

12 MR. BAUMAN: That concludes my report,
13 yes.

14 MAYOR LICASTRO: Thank you. Planning
15 Commission.

16 MS. BECKENBACH: Planning Commission did
17 not meet and there's nothing forthcoming on the
18 agenda, but if something does come up between now
19 and the next meeting, then that will be taking
20 place on December 8, which is a Wednesday.

21 MAYOR LICASTRO: Which foregoes the
22 November meeting and late December meeting.

23 MS. BECKENBACH: Right.

24 MAYOR LICASTRO: Thank you. Shade Tree
25 Commission? I have several items from the Urban

1 Forrester before the commission for review,
2 including our designation as a Tree City USA.

3 I also would like to announce that we
4 received a check for nine thousand three hundred
5 seventy-five odd dollars from the NOPEC grant.
6 The check came in, I believe, yesterday or day
7 before. It's the first installment of the
8 \$37,500 in the grant. And I think we have to
9 spend it in increments. So the money is going to
10 be put in some sort of restricted fund by our
11 clerk, but the first payment is there. Let's
12 figure out how to spend it wisely.

13 MR. MATEYO: Amen.

14 MAYOR LICASTRO: Moving to new business.
15 We are with resolution 872, and I think, Mr.
16 Bolton, that's you.

17 MR. BOLTON: Was that previously
18 resolution 869?

19 MAYOR LICASTRO: I'm sure it was.

20 MR. BOLTON: Does it need suspension?
21 It doesn't say.

22 MAYOR LICASTRO: Yes, it does.

23 MR. BOLTON: I would like to introduce
24 resolution 872, accepting the amount and raises
25 determined by the budget commission and

1 authorizing the necessary tax levies and
2 certifying them to the county auditor for
3 suspension, and declaring an emergency.

4 MS. BECKENBACH: Second.

5 MAYOR LICASTRO: Roll call on
6 suspension, please.

7 MR. GALLAGHER: Ms. Beckenbach?

8 MS. BECKENBACH: Aye.

9 MR. GALLAGHER: Mr. Bolton?

10 MR. BOLTON: Aye.

11 MR. GALLAGHER: Mr. Kesselem?

12 MR. KESSELEM: Aye.

13 MR. GALLAGHER: Mr. Mateyo?

14 MR. MATEYO: Aye.

15 MR. GALLAGHER: Mr. McDonald?

16 MR. McDONALD: Aye.

17 MR. GALLAGHER: Mr. Stephan?

18 MR. STEPHAN: Aye.

19 MR. GALLAGHER: Thank you.

20 MR. BOLTON: I would like to introduce
21 resolution 872 for passage.

22 MS. BECKENBACH: Second.

23 MAYOR LICASTRO: Mr. Gallagher, a brief
24 explanation as to what this is.

25 MR. GALLAGHER: We did this a couple

1 months ago. Our annual telling of the auditor
2 that, yes, those are our taxes having passed the
3 new property tax in November. We have to do it
4 again before the end of the year. This is your
5 chance.

6 MR. ROBINS: Do we have to do it again,
7 Jim, if it turns out if the income tax passes as
8 well?

9 MR. GALLAGHER: Probably, yes.

10 MR. BOLTON: That was my question maybe
11 for Mr. Matty. If we approve this and there's a
12 levy which passes subsequently to that, does that
13 affect --

14 MR. MATTY: No, you just have another
15 piece of legislation.

16 MAYOR LICASTRO: Mr. Stephan.

17 MR. STEPHAN: The piece of paper that I
18 have in my hand is labeled resolution 869.

19 MAYOR LICASTRO: Yes, the number
20 changed.

21 MR. STEPHAN: Okay.

22 MAYOR LICASTRO: Any other questions?

23 MR. STEPHAN: Have the numbers been
24 changed?

25 MAYOR LICASTRO: Yes, the number was

1 changed on the new agenda and the new copy. It
2 was a typo. It was emailed. It's a typo.

3 There being no further questions, roll
4 call on passage, please.

5 MR. GALLAGHER: Ms. Beckenbach?

6 MS. BECKENBACH: Aye.

7 MR. GALLAGHER: Mr. Bolton?

8 MR. BOLTON: Aye.

9 MR. GALLAGHER: Mr. Kesselem?

10 MR. KESSELEM: Aye.

11 MR. GALLAGHER: Mr. Mateyo?

12 MR. MATEYO: Aye.

13 MR. GALLAGHER: Mr. McDonald?

14 MR. McDONALD: Aye.

15 MR. GALLAGHER: Mr. Stephan?

16 MR. STEPHAN: Aye.

17 MR. GALLAGHER: Thank you.

18 MAYOR LICASTRO: Mr. Mateyo, ordinance
19 3496, please.

20 MR. MATEYO: I'd like to introduce
21 ordinance 3496, pay claims in the amount of
22 \$238,867.19 for passage.

23 MAYOR LICASTRO: Did you ask for
24 suspension?

25 MR. MATEYO: For suspension.

1 MS. BECKENBACH: Second.

2 MAYOR LICASTRO: Roll call on
3 suspension, please.

4 MR. GALLAGHER: Ms. Beckenbach?

5 MS. BECKENBACH: Aye.

6 MR. GALLAGHER: Mr. Bolton?

7 MR. BOLTON: Aye.

8 MR. GALLAGHER: Mr. Kesselem?

9 MR. KESSELEM: Aye.

10 MR. GALLAGHER: Mr. Mateyo?

11 MR. MATEYO: Aye.

12 MR. GALLAGHER: Mr. McDonald?

13 MR. McDONALD: Aye.

14 MR. GALLAGHER: Mr. Stephan?

15 MR. STEPHAN: Aye.

16 MR. GALLAGHER: Thank you.

17 MR. MATEYO: I'd like to introduce
18 ordinance 3496 for passage.

19 MS. BECKENBACH: Second.

20 MAYOR LICASTRO: Questions?

21 MR. BOLTON: I somehow didn't see this
22 previously, so if I'm asking a pretty simple
23 question, I apologize. What's LIDAR, the LIDAR
24 System from Digital Alloy for \$3,000. I assume
25 it's a law enforcement.

1 CHIEF DOLBOW: It's a laser gun. It's
2 our speed gun that we use.

3 MR. BOLTON: And there's another one
4 down further, two-way radio selling armored
5 express ballistic shield, is that an armored
6 protection coat?

7 CHIEF DOLBOW: For doing search
8 warrants.

9 (Whereupon, Ms. Beckenbach left the
10 meeting.)

11 MR. BOLTON: Great.

12 MAYOR LICASTRO: Mr. Stephan?

13 MR. STEPHAN: I see that on page 1, Best
14 Buy Auto 2332, we bought new cars? Any of that
15 work covered by warranties? It seems to me --

16 MR. ROBINS: Those are the snow tires,
17 mounting and aligning.

18 MR. GALLAGHER: Oil changes.

19 MR. STEPHAN: And ignition switch and a
20 harness, seems to me that would be covered by a
21 warranty.

22 CHIEF DOLBOW: That was on one of our
23 seized autos we were using. The ignition was
24 messed up on it and they had fixed it.

25 MR. KESSELEM: So it's become part of

1 the fleet then?

2 MAYOR LICASTRO: We were able to auction
3 it and receive proceeds from its auction. I
4 think they were using it as an undercover car.

5 MR. BOLTON: Can I ask one other
6 question?

7 MAYOR LICASTRO: Of course.

8 MR. BOLTON: The cleaning and televising
9 of the sewer is \$30,000, which I understood to be
10 the budget amount, but the bid amount was
11 something different.

12 MAYOR LICASTRO: That's correct. We had
13 two different invoices. That should be broken up
14 into two different invoices, because the change
15 orders were in addition to that. Should be a
16 separate line item.

17 MS. EHLERINGER: If you notice under
18 United Survey, the item you're asking about is
19 \$30,000, is that correct?

20 MAYOR LICASTRO: Yes.

21 MS. EHLERINGER: First of all, that has
22 an estimated amount over the side. We do not
23 have an actual invoice on it yet. That amount is
24 on there per the estimate that they gave us. We
25 don't have an actual invoice from them. And we

1 do have an amount under AKE Environmental for
2 5520. I forgot, what was that?

3 MR. ZALAR: That was what I was
4 explaining in my report. AKE is the catch basin
5 cleaning, which is complete, that's why you see
6 this bill here. United Survey sewer televising,
7 they're not done yet. It should be completed
8 this week, so it will actually be, I believe,
9 next month.

10 MS. EHLERINGER: I questioned the amount
11 with Mr. Bierut. He advised me that they came in
12 at \$30,000, so we have at this point no reason to
13 doubt that.

14 MAYOR LICASTRO: But the basic project
15 was --

16 MS. EHLERINGER: I don't know what the
17 basic project is.

18 MAYOR LICASTRO: The basic project was
19 24 and change. There were two change orders that
20 should be invoiced separately. I suggest we
21 remove this from pay claims until we have the
22 proper billing. So have to make a motion to take
23 off the 30,000. We'll deal with that next month.

24 So the new amount will be \$208,867.19.
25 We need a motion to remove that.

1 MR. McDONALD: So move.

2 MR. MATEYO: Second.

3 MAYOR LICASTRO: All in favor of the
4 amendment.

5 Ayes: 5. Nays: 0.

6 MAYOR LICASTRO: Any other questions?
7 Mr. Robins.

8 MR. ROBINS: I did have that United
9 Survey as a question. The only other question I
10 had was under service, and Joe probably can
11 answer this, specialized construction pavement
12 repairs, \$13,250. I thought we had already
13 covered that, you know, the cracking, was that
14 this?

15 MR. ZALAR: That's the intersection
16 here.

17 MR. ROBINS: Where it sunk down?

18 MR. ZALAR: Yes. We had two repairs,
19 one on Brighton and one at 357.

20 MAYOR LICASTRO: Council made a motion
21 not to exceed 17,000.

22 MR. ROBINS: Do you have others that we
23 have to do before snow flies?

24 MR. ZALAR: Right now, that's as far as
25 we're probably going to go this year.

1 MAYOR LICASTRO: Is everyone clear on
2 that? We had a motion not to exceed 17,000 and
3 the final bill came in at 13,000 and some change.
4 Anyone else? Mr. Stephan.

5 MR. STEPHAN: I'm looking on page 1,
6 Dell Computing about eight lines down.

7 CHIEF DOLBOW: It's a new computer.

8 MR. STEPHAN: I'm looking on page --

9 MR. ROBINS: Can you use the computer
10 fund for that?

11 MR. STEPHAN: I'm looking at the
12 computer charge for court computer fund less than
13 \$1,600.

14 MAYOR LICASTRO: That's correct. Mrs.
15 Kreiner had an outdated laptop that was replaced
16 using court computer fund.

17 MR. STEPHAN: There's a \$3,000
18 discrepancy between the price of those two
19 computers.

20 MAYOR LICASTRO: The MTD is used in the
21 car. It's configured for use in the police cars.
22 It's a very specialized piece of equipment. The
23 other is just a plain old laptop.

24 MR. MATEYO: Two laptops.

25 MAYOR LICASTRO: Anything else? There

1 being none roll call on passage, please.

2 MR. GALLAGHER: Ms. Beckenbach?

3 MAYOR LICASTRO: She had to go.

4 MR. GALLAGHER: Mr. Bolton?

5 MR. BOLTON: Aye.

6 MR. GALLAGHER: Mr. Kesselem?

7 MR. KESSELEM: Aye.

8 MR. GALLAGHER: Mr. Mateyo?

9 MR. MATEYO: Aye.

10 MR. GALLAGHER: Mr. McDonald?

11 MR. McDONALD: Aye.

12 MR. GALLAGHER: Mr. Stephan?

13 MR. STEPHAN: Aye.

14 MR. GALLAGHER: Thank you.

15 MAYOR LICASTRO: Anyone else on Council?

16 MR. MATEYO: Yes. First communication
17 committee meeting is going to be held Wednesday,
18 December 1 at 5:30.

19 MAYOR LICASTRO: Thank you.

20 MR. ROBINS: Would you communicate that
21 a little more clearly?

22 (Laughter.)

23 MAYOR LICASTRO: If the first order is
24 to revise the ordinance, we don't want to hear
25 about it.

1 MS. MEADE: Regarding the communications
2 committee, I'm trying to recall. Back in
3 whenever it was originally introduced, I believe,
4 Mayor, that you had proposed Andy Kesselem as
5 Chair of the committee. And as I heard this
6 evening, the Chair is now George Mateyo. I'm
7 wondering what changed given Mr. Kesselem's whole
8 professional career has been communication?

9 MAYOR LICASTRO: I feel that the
10 committee makeup is in the best interest of the
11 Village and will function quite well as
12 formatted. Pat, you're the only raising your
13 hand.

14 MS. MEADE: Well, I don't know who's
15 behind me or what they're doing.

16 MAYOR LICASTRO: They're waiting to
17 leave.

18 MS. MEADE: In the last meeting we
19 talked about the ODOT sound walls. And at the
20 time nobody really knew what the timeline was
21 going to be. Did anybody check into it and if
22 you have an update.

23 MAYOR LICASTRO: It won't be this year.
24 I'm not sure when in the spring. We're behind
25 Parma.

1 MS. MEADE: Is there someone to contact
2 to find out?

3 MAYOR LICASTRO: I called Bonnie
4 Teeuwen, she couldn't give me an update. It's
5 Euclid, Parma, Bratenahl. Mr. Kesselem.

6 MR. KESSELEM: I received an email from
7 a Usethy. She or he is in charge of the
8 association at Wenden Court. They're interested
9 in more information regarding our stormwater
10 runoff rain barrels, what we need to do for our
11 code, because they've been told by their people
12 that they can't do anything but put it into the
13 sewer.

14 MAYOR LICASTRO: As a matter of fact,
15 Ms. Beckenbach, who left, that's going to be on
16 the agenda for her Community Affairs. That
17 involves a change in the zoning code, which is a
18 very complex process. It had to be recommended
19 by committee, the Planning Commission, discussed
20 at Planning Commission, there then has to be
21 public hearing, then it has to go back to
22 Planning Commission and eventually to Council.
23 Changing the zoning code is a very complex
24 process, but I know it's on their agenda. Ms.
25 Meade.

1 MS. MEADE: Do we have an update on the
2 repayment of the overpayment of the \$13,252.29?

3 MAYOR LICASTRO: Mr. Gallagher.

4 MR. GALLAGHER: No.

5 MS. MEADE: Do we know what the next
6 steps are that we're waiting on?

7 MR. GALLAGHER: I have been informed of
8 no further steps.

9 MS. MEADE: So does that mean there will
10 be no reimbursement?

11 MR. GALLAGHER: I didn't say that.

12 MAYOR LICASTRO: It's being pursued by
13 the auditor's office and by the state.

14 MS. MEADE: Thank you.

15 MR. STEPHAN: Another observation. I
16 would just like to point out with, I think, nine
17 or 10 months of effort to establish a
18 communications committee, if at some time you
19 look at Section 2, which outlines the purpose of
20 that committee, I'd like for you to just keep in
21 mind this is what was distributed for the
22 Community Affairs committee as the mission
23 statement for the Community Affairs committee.
24 By comparison, you'll get a sense of the
25 difference.

1 The Community Affairs committee handles
2 the programs designed to collect and respond to
3 community concerns and enhance citizen government
4 contact and cooperation.

5 To me, it's a very significant change
6 that we have well-defined and rather
7 comprehensive mission statement for the
8 communications committee. I think it's very
9 admirable, I think it's very important, as
10 compared to a very general broad brush using a
11 verb like handles, which doesn't really tell me
12 anything. So I wanted to make that comparison as
13 a point of reference. Thank you.

14 MAYOR LICASTRO: Thank you. Is there a
15 motion to adjourn?

16 MR. MATEYO: So move.

17 MAYOR LICASTRO: Have a nice
18 Thanksgiving. We are adjourned.

19 (Meeting adjourned at 7:26 p.m.)

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