

BRATENAHL VILLAGE  
BRATENAHL VILLAGE HALL  
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VILLAGE COUNCIL MEETING

TAKEN:

JANUARY 19, 2011

5:00 P.M.

PRESENT:

MAYOR JOHN LICASTRO  
MARY BECKENBACH  
THOMAS McDONALD  
WILLIAM BOLTON  
GEORGE MATEYO  
ANDREW KESSELEM  
PAUL STEPHAN  
DAVID J. MATTY, ESQ.  
DENISE M. MUNGUÍA, RMR, CRR, CLR



3

1 MS. EHLRINGER: Mr. Bolton?  
2 MR. BOLTON: Aye.  
3 MS. EHLRINGER: Mr. Kesselem?  
4 MR. KESSELEM: Aye.  
5 MS. EHLRINGER: Mr. Mateyo?  
6 MR. MATEYO: Aye.  
7 MS. EHLRINGER: Mr. McDonald?  
8 MR. McDONALD: Aye.  
9 MS. EHLRINGER: Mr. Stephan?  
10 MR. STEPHAN: Aye.  
11 MS. EHLRINGER: Thank you.  
12 (Whereupon, Council moved into executive  
13 session.)  
14 \*\*\*\*  
15 MS. EHLRINGER: It's been moved and  
16 seconded we resume the public session.  
17 Ms. Beckenbach?  
18 MS. BECKENBACH: Yes?  
19 MS. EHLRINGER: Mr. Bolton?  
20 MR. BOLTON: Yes.  
21 MS. EHLRINGER: Mr. Kesselem?  
22 MR. KESSELEM: Yes.  
23 MS. EHLRINGER: Mr. Mateyo?  
24 MR. MATEYO: Yes.  
25 MS. EHLRINGER: Mr. McDonald?

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1 MAYOR LICASTRO: Okay. I will call the  
2 meeting to order and ask the clerk to call the  
3 roll, please.  
4 MS. EHLRINGER: Ms. Beckenbach?  
5 MS. BECKENBACH: Aye.  
6 MS. EHLRINGER: Mr. Bolton?  
7 MR. BOLTON: Aye.  
8 MS. EHLRINGER: Mr. Kesselem?  
9 MR. KESSELEM: Aye.  
10 MS. EHLRINGER: Mr. Mateyo?  
11 MR. MATEYO: Aye.  
12 MS. EHLRINGER: Mr. McDonald?  
13 MR. McDONALD: Aye.  
14 MS. EHLRINGER: Mr. Stephan?  
15 MR. STEPHAN: Aye.  
16 MS. EHLRINGER: Thank you.  
17 MAYOR LICASTRO: We need a motion to go  
18 into executive session. Ms. Beckenbach?  
19 MS. BECKENBACH: I move that we go into  
20 executive session.  
21 MR. MATEYO: Second.  
22 MAYOR LICASTRO: Roll call on executive  
23 session, please.  
24 MS. EHLRINGER: Ms. Beckenbach?  
25 MS. BECKENBACH: Aye.

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1 MR. McDONALD: Yes.  
2 MS. EHLRINGER: Mr. Stephan?  
3 MR. STEPHAN: Aye.  
4 MS. EHLRINGER: Thank you.  
5 MAYOR LICASTRO: We are in session.  
6 (Whereupon, Council moved into public  
7 session.)

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1 MAYOR LICASTRO: If we could settle,  
2 please. We are in open session.  
3 Thank you. Thank you for attending.  
4 We've already called the roll in and out of  
5 executive session. We're now in open session.  
6 Thank you. First order of business,  
7 January 17th I received from Jim Gallagher his  
8 resignation. It says it is with deep regret that  
9 I must inform you that due to my pursuit of  
10 full-time employment, I must resign my part-time  
11 position as Clerk of the Village effective  
12 January 31st, 2011. I have enjoyed my service,  
13 my service to our home. Rest assured I will do  
14 whatever I can to ensure a smooth transition to  
15 the new clerk. Very truly yours, Jim Gallagher.  
16 And we regret Jim giving up his  
17 position. In order to be certain that we have  
18 continued help with the position, I asked Lee  
19 Blazey, who was chair of the Audit Committee for  
20 a period of time, if he'd be willing to be  
21 selected and appointed to the position for the  
22 unexpired term. The unexpired term for this  
23 office runs through April of 2012. He has agreed  
24 to do so.

25 In order to get him in office effective

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1 February 1, there's two steps we must take. The  
2 first -- actually three. The first is my  
3 appointment, I am doing so now formally, the  
4 second is a resolution by Council confirming the  
5 appointment, and the third is the swearing in.  
6 So without further ado, Miss Beckenbach?  
7 MS. BECKENBACH: I'd like to introduce  
8 resolution number 874, a resolution confirming  
9 the appointment of Leon Blazey as Village clerk  
10 to fill an unexpired term of W. James Gallagher  
11 and declaring an emergency.

12 MR. McDONALD: Second.

13 MS. BECKENBACH: The effective --

14 MAYOR LICASTRO: Roll call on  
15 suspension, please.

16 MS. EHLRINGER: Ms. Beckenbach?

17 MS. BECKENBACH: Aye.

18 MS. EHLRINGER: Mr. Bolton?

19 MR. BOLTON: Aye.

20 MS. EHLRINGER: Mr. Kesselem?

21 MR. KESSELEM: Aye.

22 MS. EHLRINGER: Mr. Mateyo?

23 MR. MATEYO: Aye.

24 MS. EHLRINGER: Mr. McDonald?

25 MR. McDONALD: Aye.

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1 MS. EHLRINGER: Mr. Stephan?  
2 MR. STEPHAN: Aye.  
3 MS. EHLRINGER: Thank you.  
4 MS. BECKENBACH: I'd like to introduce  
5 resolution number 874 for passage.  
6 MR. McDONALD: Second.  
7 MS. BECKENBACH: On the effective date  
8 of Mr. Blazey's term, the beginning of the term  
9 would be February 1st, 2011.  
10 MAYOR LICASTRO: Any comments?  
11 Questions? Mr. Stephan?  
12 MR. STEPHAN: Just curious about the  
13 procedures. Mr. Gallagher remains responsible as  
14 clerk until the 31st?  
15 MAYOR LICASTRO: That's correct.  
16 MR. STEPHAN: In the event of any  
17 mistakes or errors, he is responsible?  
18 MAYOR LICASTRO: Your first question, it  
19 is the same answer to your second as it was to  
20 the first. He is clerk until January 31st, 2011.  
21 Any other questions or comments?  
22 MR. KESSELEM: I'd like to thank him for  
23 stepping up for us.  
24 MAYOR LICASTRO: Well, he's right there.  
25 MR. KESSELEM: Oh.

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1 MR. BLAZEY: Thanks, Andy.  
2 MAYOR LICASTRO: There being none, roll  
3 call on passage, please.  
4 MS. EHLRINGER: Ms. Beckenbach?  
5 MS. BECKENBACH: Aye.  
6 MS. EHLRINGER: Mr. Bolton?  
7 MR. BOLTON: Aye.  
8 MS. EHLRINGER: Mr. Kesselem?  
9 MR. BOLTON: Mr. Kesselem.  
10 MR. KESSELEM: Aye.  
11 MS. EHLRINGER: Mr. Mateyo?  
12 MR. MATEYO: Aye.  
13 MS. EHLRINGER: Mr. McDonald?  
14 MR. McDONALD: Aye.  
15 MS. EHLRINGER: Mr. Stephan?  
16 MR. STEPHAN: Aye.  
17 MS. EHLRINGER: Thank you.  
18 MAYOR LICASTRO: Thank you. And, Lee,  
19 if you would step forward, please.  
20 And you're sure about this, huh?  
21 MR. BLAZEY: I'm sure about this. If I  
22 ran out the door now, it would be --  
23 MAYOR LICASTRO: Please raise your right  
24 hand and repeat after me.  
25 (Whereupon, Leon Blazey was sworn in as

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1 Clerk by Mayor John Licastro.)  
 2 MAYOR LICASTRO: Congratulations.  
 3 MR. BLAZEY: Thank you, sir.  
 4 MAYOR LICASTRO: Lee.  
 5 MR. BLAZEY: Oh, I have to sign?  
 6 I did prepare a 22-minute inaugural  
 7 speech.  
 8 MR. ROBINS: Speech. Speech.  
 9 MR. MATTY: Sign two.  
 10 MR. BLAZEY: I sign two?  
 11 MR. MATTY: Yes, that way you'll have  
 12 one and the village will have one.  
 13 MAYOR LICASTRO: Wherever you are ready  
 14 to start the learning curve, sir, we're really  
 15 ready to help you as well.  
 16 MR. BLAZEY: I'm ready, sir.  
 17 MAYOR LICASTRO: If you've got any  
 18 questions. Pat?  
 19 MS. MEADE: Yes. Regarding the  
 20 position, with his appointment, then if there was  
 21 a salary with the position, that would apply to  
 22 him as well, correct?  
 23 MAYOR LICASTRO: Absolutely. Yes.  
 24 MS. MEADE: Okay. And then was there  
 25 any action taken from executive session to

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1 report?  
 2 MAYOR LICASTRO: (Nodding negatively.)  
 3 MS. MEADE: Thank you.  
 4 MR. ROBINS: I have a question to follow  
 5 up. While Lee is priceless, and we're very lucky  
 6 to have him --  
 7 MR. BLAZEY: Thank you.  
 8 MR. ROBINS: -- what is the salary for  
 9 the position?  
 10 MAYOR LICASTRO: It's 25,000 a year.  
 11 MR. ROBINS: Thank you.  
 12 MAYOR LICASTRO: All of 25,000 a year.  
 13 MR. ROBINS: Yeah, I hear you.  
 14 MAYOR LICASTRO: Thank you very much.  
 15 You received the minutes of the December  
 16 meeting. Is there a motion to approve?  
 17 MR. McDONALD: So moved.  
 18 MAYOR LICASTRO: Is there a second?  
 19 MS. BECKENBACH: Second.  
 20 MAYOR LICASTRO: Any changes or  
 21 corrections?  
 22 There being none, roll call -- all in  
 23 favor of the motion?  
 24 Ayes: 6. Nays: 0.  
 25 MAYOR LICASTRO: The Mayor's Court

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1 report for December. The Village received  
 2 \$19,711.29; the Court Computer Fund for the  
 3 Village, \$1,095; the County Treasurer \$545; and  
 4 the State of Ohio \$4,621. Any questions on that?  
 5 Thank you.  
 6 On the correspondence, we have a couple  
 7 of items to share. Mr. Gallagher made an  
 8 application for a municipal energy grant, which  
 9 was granted by the county in the amount of  
 10 \$13,000 to conduct a comprehensive municipal  
 11 energy audit.  
 12 Now, we have received a draft copy of  
 13 this. We haven't received the final copy yet.  
 14 They're also going to give us a list of vendors  
 15 who have been reviewed and deemed qualified to  
 16 provide these audit services. We haven't  
 17 received those yet either, but we certainly will  
 18 share them with Council when we do and select the  
 19 person we think best qualified.  
 20 This is certainly a great thing for the  
 21 Village. And it will enable us to make certain  
 22 we are as green as we possibly can be and see  
 23 what areas we need to address, so thank you,  
 24 Mr. Gallagher, for filing this, and  
 25 congratulations to the Village for receiving it.

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1 Mr. Stephan?  
 2 MR. STEPHAN: Will those names in this  
 3 process go through the Public Improvements  
 4 Committee as the NOPEC grants have and then come  
 5 to Council?  
 6 MAYOR LICASTRO: I would assume so, yes.  
 7 MR. STEPHAN: Good.  
 8 MAYOR LICASTRO: Any questions on that?  
 9 Thank you.  
 10 Last -- I'm sorry.  
 11 DR. SECURA: Mr. Mayor? Excuse me. Not  
 12 a question, Mr. Mayor, but I understand this is a  
 13 precursor for going for other grants. This is  
 14 something that has to be done first, and I'm  
 15 wondering, now that Jim is gone, who -- he was  
 16 piloting that, he was spearheading that grant  
 17 research process, and who was going to do that?  
 18 MAYOR LICASTRO: Watch how quickly I do  
 19 this. Mr. Blazey, of course. Right, Lee?  
 20 (Laughter.)  
 21 MR. BLAZEY: This is called the  
 22 pass-off.  
 23 DR. SECURA: Just thought I'd make a  
 24 comment.  
 25 MAYOR LICASTRO: No problem. Let's

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1 welcome him with open arms. Thank you.  
 2 Last Friday was the groundbreaking for  
 3 Medical Mart. I was privileged to attend. As  
 4 you may or may not know, this is the first of a  
 5 two billion dollar, the first project of what is  
 6 a two billion dollar investment in Cleveland.  
 7 Medical Mart, the casino and the east bank of the  
 8 project, so the other two are very close to  
 9 coming to fruition.

10 One has come to fruition and it was  
 11 really gratifying to see what we think is the  
 12 beginning of a turnaround for Downtown Cleveland.  
 13 It was a lot of fun, everyone got this gold  
 14 colored shovel, which is kind of cute, and a  
 15 luncheon that followed, but it was fascinating,  
 16 and kudos to the county officials, to Mayor  
 17 Jackson, and everyone that was instrumental in  
 18 getting this to move forward.

19 You may or may not know, but Toby  
 20 Cosgrove of the Clinic is the one that came up  
 21 with the concept of Medical Mart. It really is  
 22 his idea, and we're going to see it come, you  
 23 know, here to Cleveland, one of the first places  
 24 in the nation that will have such a facility. So  
 25 it's a great thing for Cleveland and I thought I

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1 would share that with you.

2 MR. ROBINS: John, just to add to that,  
 3 there's over three billion dollars that has been  
 4 spent or is being spent within five miles of  
 5 Bratenahl in University Circle in addition to the  
 6 couple billion you were talking about Downtown,  
 7 so I think people don't realize how much money is  
 8 really being spent at the art museum, both the  
 9 art museums, the new cancer hospital, the new VA  
 10 Hospital, the other facilities in the area, a lot  
 11 of private facilities being built. But it shocks  
 12 people, I know from some relatives I talked to,  
 13 who think Cleveland is kind of the pits. And  
 14 when you explain how much is being spent, it's  
 15 quite impressive.

16 MAYOR LICASTRO: Well, to carry with  
 17 that same concept, no one bites into an apple  
 18 with a rotten core. And if Cleveland doesn't  
 19 turn itself around, it affects all suburbs,  
 20 certainly one in such close proximity as  
 21 Bratenahl, so this is great news. And you're  
 22 right, University Circle is about the only place  
 23 in Cleveland you see cranes that are underway,  
 24 but there's other areas, but --

25 MR. ROBINS: Well, economic development,

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1 they call it eds and meds. Eds and meds have  
 2 been used successfully in Philadelphia, for  
 3 example, and is the economic model for driving  
 4 development throughout the country, and  
 5 particularly where there are great educational  
 6 institutions that are surrounded by ghettos.

7 MAYOR LICASTRO: Thank you.

8 MR. STEPHAN: Is that a casino education  
 9 or medical education?

10 MR. ROBINS: The casino is culture.

11 MAYOR LICASTRO: It's a place to be  
 12 educated on how to lose money quickly.

13 I also received a notice from EPA that  
 14 the Army Corps of Engineers will conduct dredging  
 15 of Cleveland Harbor and the navigation channels.  
 16 They do this pretty much every year. They  
 17 anticipate 675,000 cubic yards of material will  
 18 be dredged from the channel and put into existing  
 19 confined disposal areas.

20 Again, if you remember, the proposal to  
 21 move the port was married with a proposal to  
 22 build a new combined disposal area. Right now,  
 23 given what we were told by the new port director,  
 24 they're not going to be moving the port to a site  
 25 right by 55th. I'm not sure where they will come

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1 up with another combined disposal area, but for  
 2 this round of dredging, they are going to use  
 3 existing ones, and can for a number of years, not  
 4 indefinitely, but at least for the time being.

5 Any questions on that?

6 Thank you. Moving to Mayor's report,  
 7 the Legislative report. It's the same mantra you  
 8 have heard for several months and will continue  
 9 to hear until June of this year about the state  
 10 budget. The state budget, of course, has a huge  
 11 hole. The biannual budget projects an eight to  
 12 nine million dollar shortfall -- excuse me,  
 13 billion dollar shortfall, and it's intriguing, if  
 14 you look at the \$56 billion budget, eight to nine  
 15 billion is about fifteen or sixteen percent.

16 Well, in 2009, the state revenues were  
 17 down 12 percent. In 2010, they were down five  
 18 percent. So if you want to know where they come  
 19 up with the deficit, the numbers speak for  
 20 themselves. Anita has been very involved in  
 21 this. Anita, of course, represents not only the  
 22 Village of Bratenahl, but Congresswoman Marcia  
 23 Fudge's office.

24 We're engaged in a lively dialogue with  
 25 state legislators, both from the House and the

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1 Senate, to try to be certain that the cuts that  
 2 they make are not as drastic as apparently they  
 3 might be. For example, Medicaid and primary and  
 4 secondary higher education comprise about  
 5 seventy-five percent of the state budget.  
 6 They're passthrough dollars. So if the no-tax  
 7 pledge taken by the newly elected officials,  
 8 including Governor Kasich, hold true, they are  
 9 going to have to do this by cuts. Cuts to  
 10 Medicaid, most people who receive Medicaid are  
 11 indigent. Our educational system continues to  
 12 drop on the scale of where we rank worldwide. So  
 13 we are asking them to be reasonable with these  
 14 cuts, but not drastic.

15 Moreover, there are funds that come to  
 16 local governments from the state, the state tax  
 17 being one of them, there were \$360 million  
 18 generated last year in estate tax. 300 million  
 19 went to local governments, 60 million went to the  
 20 state. It's already on the GOP slate to  
 21 eliminate the estate tax.

22 Now, how they can fill an eight to nine  
 23 billion dollar hole and eliminate any source of  
 24 revenue is a mystery to me. I told someone, you  
 25 know, head in the sand is not a prefer position.

1 Regardless, we're watching that closely.  
 2 And, of course, local government. We  
 3 receive about \$70,000 a year in local government.  
 4 Rumors are it'll be cut by 20 percent, it could  
 5 be cut by more than that. At the same time,  
 6 we're recommending that they overhaul collective  
 7 bargaining, which is a huge cost to most  
 8 communities, the manner in which arbitrators are  
 9 chosen, et cetera. We're asking the state to  
 10 come up with a statewide healthcare plan for all  
 11 public employees who will be mandated to  
 12 participate. This is not necessarily true on  
 13 Bratenahl, but most communities have public  
 14 employees involved and engaged in Cadillac  
 15 healthcare plans that you just don't see in the  
 16 private sector.

17 We're working hard to come up, again,  
 18 with a reasonable approach to this and mentioning  
 19 these other factors as well that should be  
 20 considered as well as just cuts across the board.

21 It's intriguing when they take a no-tax  
 22 pledge, it means no additional estate taxes. It  
 23 does not mean that they're going to forego local  
 24 government having additional taxes. What they  
 25 are doing is they are pushing it down. They are

1 making it clear, if they take away revenue from  
 2 us, they are not going to replace it. So they're  
 3 telling us if they eliminate a revenue stream,  
 4 it's for us to try to replace it. Which means  
 5 they might not have to levy a tax, but they might  
 6 force some local governments into doing just  
 7 that.

8 The dialogue continues. Again, it won't  
 9 come to fruition until June of this year. The  
 10 state, by constitutional mandate, must have a  
 11 balanced budget. We'll continue to keep you  
 12 informed on how it plays out.

13 Any questions on that?

14 Thank you.

15 And, oh, one more, one more item under  
 16 my report. We received our first water line  
 17 repair under our new agreement with the City of  
 18 Cleveland. It was on Corning Drive. They  
 19 haven't done the asphaltting yet. And it's  
 20 intriguing because Cleveland Water broke it, and  
 21 so I guess it's appropriate that they fix it, but  
 22 they did it under our new agreement, and in  
 23 spring I'm certain they will do the asphaltting as  
 24 well, so we are now finally under their umbrella  
 25 and we see it evidenced by this repair.

1 Any questions? Mr. Stephan?

2 MR. STEPHAN: In light of the recent  
 3 power outages, I noticed last year in January's  
 4 meeting transcript you mentioned that CEI had  
 5 committed -- similar question then, power  
 6 outages -- CEI had committed to do visual  
 7 checking and trimming of trees during 2010.  
 8 Clearly it hasn't solved the problem.

9 Have they given you any indication of  
 10 their plans for 2011 with respect to outages?

11 MAYOR LICASTRO: Mr. Hogan has indicated  
 12 that the next tree trimming cycle will be in  
 13 2012. I have encouraged him to try and speed up  
 14 that cycle and get it done earlier. They did  
 15 visual inspections and found some of the trees  
 16 south of the Shoreway were impacting the lines  
 17 and causing some of the outages. We had an  
 18 outage just over the weekend.

19 DR. SPANO: Right.

20 MAYOR LICASTRO: Which was momentary,  
 21 which wasn't high wind or anything. I'm not  
 22 certain they know quite how to approach this.  
 23 They need for the weather to kind of break to  
 24 come up with a way to inspect underground lines  
 25 as well as what is visual. Underground lines

1 aren't affected by trees, of course, but most of  
2 the power supply from the substation comes  
3 through underground cables and vaults. So we'll  
4 continue the dialogue with Mr. Hogan, but I can't  
5 give you anything more specific than that.

6 DR. SPANO: What did they do about the  
7 trees that were impacting out on the south side?

8 MAYOR LICASTRO: They trimmed them.

9 DR. SPANO: They did trim them.

10 MAYOR LICASTRO: They did trim them.

11 DR. SPANO: Just with their visual, not  
12 a planned trimming, but just a visual, the  
13 agreement was if they found something that needed  
14 to be treated and addressed, that they would do  
15 that right then and there and not wait for the  
16 next rotational cycle, so --

17 MAYOR LICASTRO: That's my understanding  
18 as well, as I'm sure is theirs.

19 DR. SPANO: And that's what they did?

20 MAYOR LICASTRO: Yeah, that's what they  
21 did. Yeah, the cycle is a general pruning of the  
22 Village --

23 DR. SPANO: Right.

24 MAYOR LICASTRO: -- to be proactive. If  
25 they see a problem, they are going to trim it.

1 DR. SPANO: So any explanation for the  
2 most recent outage?

3 MAYOR LICASTRO: No, I haven't spoken to  
4 them since.

5 MR. STEPHAN: In the same light, last  
6 year at this same meeting you related that you  
7 had received a waste management advisory for  
8 trash collection on Eddy Road and we ranked  
9 fourth in terms of the amount of trash collected  
10 in two thousand and -- that would have been 2009.  
11 Do you have any report for 2010? Because it  
12 seems we've made more extensive effort with Joe's  
13 supervising ne'er-do-wells in addition to what we  
14 get normally picked up.

15 MAYOR LICASTRO: I have not received  
16 that --

17 MR. STEPHAN: We are ranked number one  
18 now in Northeast Ohio in terms of trash?

19 MAYOR LICASTRO: I hope not. I have not  
20 received that report to date. As soon as I have  
21 it, I'll share it with Council.

22 MR. ZALAR: May I?

23 MAYOR LICASTRO: Yes, Mr. Zalar.

24 MR. ZALAR: That report that I think  
25 they are referring to could possibly be the

1 county report that we handed in February.

2 MS. BECKENBACH: Yeah, that's what I'm  
3 -- if you're talking about rubbish. Are you  
4 talking about recycling?

5 MR. ZALAR: What the Solid Waste  
6 District reported in terms of volume.

7 MR. STEPHAN: This was trash collection  
8 specifically on Eddy Road, at least that's the  
9 way it was presented in the transcript of the  
10 January meeting last year.

11 MR. ZALAR: So you're talking about a  
12 report from Court Community Service?

13 MR. STEPHAN: Yes. The trash issue is a  
14 separate one.

15 MS. BECKENBACH: Okay. He said solid  
16 waste, and that's a different --

17 MAYOR LICASTRO: They usually give us a  
18 summary in January, and I just haven't received  
19 it to date.

20 MS. BECKENBACH: It'll be coming in  
21 another week.

22 MAYOR LICASTRO: Thank you, Mary.

23 Any other questions? Dr. Secura.

24 DR. SECURA: With regards to the  
25 outages, I don't know whether it belongs on the

1 website, but I lost a piece of electronic gear  
2 this time and I'm going through the process,  
3 there's a webpage to get in contact to give them  
4 the story, I know before in the Village they had  
5 replaced controllers for furnaces and et cetera,  
6 but this is one of the things that can happen,  
7 equipment is not protected very well, by design,  
8 to withstand peaks and valleys of lost power.

9 MAYOR LICASTRO: Yeah, but you can  
10 contact CEI and they will consider a claim to  
11 replace compressors, motors that are damaged with  
12 these momentary outages.

13 MR. STEPHAN: Raj, could you please  
14 share that with me?

15 DR. SECURA: Sure.

16 MR. STEPHAN: We suffered extensive  
17 expense.

18 MAYOR LICASTRO: Yeah, you can just call  
19 CEI directly, Mr. Stephan, they'll give you --

20 DR. SECURA: There's also a webpage that  
21 they want you to use to file the report. I've  
22 got that and I'll get that to you, Paul.

23 MAYOR LICASTRO: Thank you.

24 If we don't have that on the web, we  
25 should put that on the web. I thought it was

1 there at one time.  
 2 DR. SECURA: I didn't look, so I don't  
 3 know.  
 4 MAYOR LICASTRO: Yeah, I think it was  
 5 there at one time. We'll look.  
 6 Anyone else?  
 7 Thank you. One of the things we do  
 8 every January is select a council president pro  
 9 tem. Ms. Beckenbach has had that position for a  
 10 number of years. So is there a motion to  
 11 nominate today?

12 MR. McDONALD: I nominate Mary  
 13 Beckenbach as president pro tem.

14 MAYOR LICASTRO: Thank you. No need of  
 15 a second. Are there any other nominations?

16 MR. STEPHAN: I nominate Bill Bolton.  
 17 I'd like to make a brief statement. In light of  
 18 the current situation in the Village, I have a  
 19 personal approach that I take, not that anyone  
 20 envisions your absence for any reason, but it's  
 21 my understanding that the president pro tem would  
 22 assume those responsibilities, and I personally  
 23 like to anticipate the worst and prepare to  
 24 address the worst situation, and right now I  
 25 think in 2011 the Village is looking at a good

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1 deal of legal challenges, more than one legal  
 2 challenge, and I think due to his experience in  
 3 the private sector, I nominated Bill because I  
 4 think he has the most experience of any of us on  
 5 the Council to help us avoid exposure, risk,  
 6 harm, and cost in the Village, were this  
 7 situation, however unlikely, to occur, and that's  
 8 the reason I support Bill for president of  
 9 Council.

10 MAYOR LICASTRO: You mean in case of my  
 11 demise? Is that what you're saying?

12 MR. STEPHAN: Absence. Absence.

13 MAYOR LICASTRO: Sounds like demise to  
 14 me.

15 MR. MATEYO: That's much better.

16 MAYOR LICASTRO: Are there any other  
 17 nominations? Is there a motion to close the  
 18 nominations?

19 MR. MATEYO: So moved.

20 MAYOR LICASTRO: Is there a second on  
 21 that?

22 MR. McDONALD: Second.

23 MAYOR LICASTRO: Okay. We have two  
 24 candidates. We can do this by a show of hands.  
 25 I think we're all friends here. All those in

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1 favor of Ms. Beckenbach, raise your hand, please.  
 2 (Indicating.)

3 And all those in favor of Mr. Bolton.  
 4 (Indicating.)

5 Okay. 3 to 3. Under the Ohio Revised  
 6 Code, I, as Mayor, have the right to cast the  
 7 deciding vote in a circumstance like this.  
 8 Before --

9 MR. STEPHAN: Could I request, as you  
 10 did last year, a secret ballot, a second ballot?

11 MAYOR LICASTRO: If you will let me  
 12 continue, Mr. Stephan. You know, I wasn't done  
 13 yet.

14 MR. STEPHAN: I'm sorry.

15 MAYOR LICASTRO: There's two things we  
 16 could do. We could either ask for a second show  
 17 of hands or we could ask for a secret ballot.  
 18 What is Council's preference?

19 MR. STEPHAN: I request a secret ballot.

20 MR. KESSELEM: Second.

21 MAYOR LICASTRO: Anyone object to that?  
 22 All right. Ms. Ehlringer.

23 If you could put your selection on this  
 24 and fold it, we'll have Mr. Matty count the  
 25 ballots. Let's see if we have a clear winner.

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1 MR. BOLTON: I see we're recycling  
 2 paper.

3 MAYOR LICASTRO: Yes, we are.

4 MR. MATEYO: How come we have seven  
 5 ballots?

6 MS. MEADE: Why are you smiling,  
 7 Mr. Matty?

8 MAYOR LICASTRO: Mr. Matty, the results  
 9 are?

10 MR. MATTY: 3-3.

11 MAYOR LICASTRO: The results are 3-3.  
 12 Well, certainly there are several people on  
 13 Council that are capable and qualified to be  
 14 Council president pro tem and beyond. However,  
 15 without any disrespect to Mr. Bolton, who  
 16 certainly serves his Council and Village well, I  
 17 will cast the deciding vote for Ms. Beckenbach.

18 Congratulation, Mary.

19 MR. STEPHAN: Congratulation.

20 MS. BECKENBACH: Thank you.

21 MAYOR LICASTRO: Yes.

22 MR. BOLTON: I would like to  
 23 congratulate Ms. Beckenbach and would suggest  
 24 that it would be appropriate to make it  
 25 unanimous. If you would go along with that, I

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1 would suggest that we make it unanimous.  
 2 MR. KESSELEM: Agreed.  
 3 MS. BECKENBACH: Thank you, Bill.  
 4 MAYOR LICASTRO: Is there a motion to  
 5 make the vote unanimous?  
 6 MR. McDONALD: So moved.  
 7 MAYOR LICASTRO: Seconded?  
 8 MR. MATEYO: Second.  
 9 MAYOR LICASTRO: All in favor of the  
 10 motion?  
 11 Ayes: 6. Nays: 0.  
 12 MAYOR LICASTRO: Very generous,  
 13 Mr. Bolton, but not surprising. Thank you, sir.  
 14 Department reports. Chief?  
 15 CHIEF DOLBOW: December 22nd through  
 16 January 19th, we had three felony cases, one  
 17 felonious assault, one failure to comply with an  
 18 officer and one receiving stolen property, we had  
 19 19 misdemeanor arrests, we had ten warrants  
 20 served, we had 31 driving under suspensions, nine  
 21 OVIs, over 37 motor vehicle accidents, 54  
 22 vehicles were towed, we had 15 alarms, all of  
 23 which were false, we had 27 911 calls, 11 of  
 24 which were false, we had one false fire call, and  
 25 a total of 247 tickets were issued.

1 Bratenahl Police Department has once  
 2 again experienced calamity on I-90 resulting in  
 3 the injury of Officer Michael Ivy and the loss of  
 4 Unit 1710. This happened on January 13th while  
 5 Officer Ivy was assisting a disabled motorist  
 6 when a vehicle veered from its lane of travel and  
 7 struck Unit 1710 in the rear, totaling that  
 8 vehicle and causing injury to Officer Ivy who was  
 9 treated for head lacerations. However, Officer  
 10 Ivy is healing and he has returned to work.  
 11 On a positive note, I would like to  
 12 report that Sergeant Elliott Longley was awarded  
 13 the ribbon and medal for Departmental Excellence  
 14 for his diligent efforts in solving two major  
 15 high profile felony cases. Officers Ryan Durand,  
 16 Edwin Rodriguez and Tomo Marjanovic will be  
 17 receiving medals for our OVI Achievement Award  
 18 Program for having made 12 or more OVI arrests in  
 19 the year. These same officers were recently  
 20 honored by the Mothers Against Drunk Driving.  
 21 Before closing, I feel it necessary to  
 22 address an article in More Bratenahl that  
 23 recently went out to our residents under  
 24 Bratenahl Police Department News, the wording of  
 25 \$38,000 grant awarded by Cleveland to obtain an

1 automated license plate scanner. This equipment  
 2 is on loan to the Village of Bratenahl Police  
 3 Department from the City of Cleveland. Grant  
 4 monies were awarded to Cleveland and we were  
 5 fortunate enough to receive this equipment from  
 6 them for our use. The equipment has been  
 7 installed and is in use. I do not know the  
 8 purchase price of the individual units, nor do I  
 9 know the grant money amount that was awarded to  
 10 Cleveland. This equipment was loaned to us as a  
 11 result of good working relationships and the  
 12 persistence of Lieutenant LoBello and Sergeant  
 13 Longley.  
 14 Secondly, the verbiage, "A wide range of  
 15 felony cases and arrests have occurred recently."  
 16 This leads the reader to believe that Bratenahl  
 17 is inundated with crime. We have not seen an  
 18 increase in crime, only good productive police  
 19 work, coupled with an honest approach in  
 20 reporting these police activities to Council.  
 21 Most of all, most of these arrests occurred on  
 22 I-90 during traffic enforcement. This police  
 23 department remains diligent. This community is  
 24 one of the safest in Cuyahoga County.  
 25 Any questions?

1 MAYOR LICASTRO: Thank you, Chief.  
 2 CHIEF DOLBOW: Yes, Pat.  
 3 MAYOR LICASTRO: Excuse me one second.  
 4 Mr. Stephan?  
 5 MR. STEPHAN: Chief, I noted, looking at  
 6 the transcript from a year ago, we had a  
 7 discussion, and I have the same question for all  
 8 department heads, but I'll just raise it now, it  
 9 was requested that we generate multimonths of  
 10 data side by side so that we can see whether or  
 11 not there is monthly increase or a seasonal  
 12 pattern in certain types.  
 13 And I would very much request and like  
 14 to see those kinds of reports which are given  
 15 monthly here at the Council meeting tabulated  
 16 side by side, and perhaps even some visual  
 17 graphics to show either a flat line increase or  
 18 decrease. And I think it would be with  
 19 reference, I didn't know you were going to make  
 20 these comments, but it would show that there has  
 21 been no increase, or decrease, for that matter,  
 22 from month to month.  
 23 So, again, I request that this kind of  
 24 information be reported in such a manner that you  
 25 can compare, everybody can compare. And it's the

1 type of report I'd like to be displayed on our  
2 website, when we upgrade that, for communication  
3 purposes. Thank you.

4 CHIEF DOLBOW: Yes, Pat.

5 MAYOR LICASTRO: Wait a second.  
6 Mr. Mateyo, please.

7 MR. MATEYO: Okay. We have gone over,  
8 we have heard this many, many times, and I  
9 realize we don't have unlimited police power, nor  
10 automobiles, but if an officer stops to help  
11 somebody on the Shoreway, there's no room,  
12 there's very little room, isn't it advisable to  
13 call for backup even before you stop and get out  
14 of the car?

15 Isn't there a way to have somebody  
16 stationed, I'm not saying five cars, but have  
17 somebody with the lights on to warn people?  
18 Because half the guys, half the people coming  
19 around the curves have no idea what's in front of  
20 you, and if there's a truck on your left, you  
21 can't move over. Isn't there a way, not to have  
22 to put it in legislation, but to do everything  
23 possible so we don't have other police officers  
24 injured?

25 CHIEF DOLBOW: The officers are diligent  
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1 in what they do --

2 MR. MATEYO: Oh, I know.

3 CHIEF DOLBOW: -- and do back each other  
4 up on that. This other motorist was found at  
5 fault. He looked away and veered off of the  
6 road. Each situation is unique in and of itself  
7 and we can't follow each other around  
8 leapfrogging when there's other calls.

9 MR. MATEYO: No, but if there's somebody  
10 stopped there with a blown tire and the officer  
11 pulls up to assist him, is it possible that he  
12 would call and say I'm at X and have somebody a  
13 thousand feet behind him to warn --

14 CHIEF DOLBOW: We often do that.

15 MR. MATEYO: Yeah, it's very expensive,  
16 it's tragic to have somebody injured, let alone  
17 worse, and I'm just thinking everything we could  
18 do to forestall that would be to warn better.

19 CHIEF DOLBOW: They do the best they can  
20 with what we have to work with.

21 MAYOR LICASTRO: Mr. Mateyo, Officer Ivy  
22 was responding to a disabled semi, so it wasn't  
23 like it was hard to miss. His lights were on,  
24 the truck was on the side of the road, and to  
25 give you a perspective, Tuesday before last we

1 had seven accidents right out here by Village  
2 Hall in the course of two hours.

3 MR. MATEYO: I understand.

4 MAYOR LICASTRO: So, you know, it's a  
5 dangerous stretch of road and we back up as much  
6 as we possibly can, you're right, but luckily  
7 Officer Ivy was not seriously injured, and 1710,  
8 which was totaled, was our oldest car, so I guess  
9 that's good news.

10 MR. MATEYO: If there's has to be good  
11 side, that's it.

12 MAYOR LICASTRO: You know, if you want  
13 to see a picture of the car, it's literally half  
14 as big as it once was. In fact, kudos to  
15 Sergeant Elliott who just made certain all our  
16 cars were equipped with the blanket that was put  
17 on as a retrofit to protect the gas tanks from  
18 exploding, because this gas tank did rupture, so  
19 it was really fortunate that we had that in  
20 place, it's on all our police vehicles, and there  
21 was not additional injury. If you saw the car,  
22 it's amazing Officer Ivy lived.

23 Anyone else on Council?

24 MR. MATEYO: Doesn't make me feel  
25 better, though.

1 MAYOR LICASTRO: Mr. Kesselem.

2 MR. KESSELEM: Is there any other  
3 equipment that our cars could be equipped with  
4 that you have seen lately that we aren't using  
5 that may be of a better help to our officers?

6 CHIEF DOLBOW: We can look into more  
7 lights, but I don't know, if you've ever gone  
8 behind one of our police cars, it's pretty  
9 bright.

10 MR. MATEYO: That's bright.

11 MAYOR LICASTRO: It's blinding.

12 CHIEF DOLBOW: This individual  
13 admittedly looked away, and when he looked up, he  
14 collided with the car.

15 MAYOR LICASTRO: Amazing.  
16 Ms. Meade?

17 MS. MEADE: Yes. Chief, to your two  
18 points, the second paragraph that described the  
19 types of crimes, I think to say that there were  
20 various, you know, however it was phrased, was in  
21 accurate terms. The only thing I didn't do was  
22 quantify how many of each, so I don't feel that  
23 was incorrect.

24 And on the piece of equipment, I'll go  
25 back and check the minutes, because I don't

1 recall hearing that it was on loan. If it was,  
2 and I missed it, then I will be happy to print a  
3 correction, but if it wasn't reported as such,  
4 then I would have had no knowledge of that.

5 CHIEF DOLBOW: It's obviously a  
6 misunderstanding. I just wanted some  
7 clarification.

8 MS. MEADE: But I'll correct it if it  
9 was in the minutes and it was stated and I missed  
10 it. Okay?

11 MAYOR LICASTRO: Mr. Stephan?

12 MR. STEPHAN: How long is the loan  
13 period?

14 CHIEF DOLBOW: They had extras and we  
15 begged, borrowed and stole that thing to put it  
16 to use.

17 MR. MATEYO: Well, you begged and  
18 borrowed.

19 MAYOR LICASTRO: Hopefully, hopefully  
20 they'll forget about it, Mr. Stephan.

21 CHIEF DOLBOW: The cars weren't using  
22 them and we heard about it and we just kept  
23 calling and bugging them until they loaned it to  
24 us, and it's to their benefit because we're  
25 encompassed by the City of Cleveland.

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1 MR. MATEYO: Right.

2 CHIEF DOLBOW: So it's stolen cars and  
3 that nature, so we're going to be helping them  
4 out, so --

5 MAYOR LICASTRO: Yes, Dr. Secura?

6 DR. SECURA: I don't understand, maybe  
7 the Chief can help. When would fire trucks be  
8 put out? I notice that just the other day at the  
9 185th Street area coming west there was a hook  
10 and ladder, which, of course, is designed to  
11 protect, and so is the squad car, and also move,  
12 make traffic move, because it's so big. How is  
13 that determined? When do they do that? You had  
14 a ruptured gas tank. I would think --

15 CHIEF DOLBOW: They did respond.

16 DR. SECURA: They did respond?

17 CHIEF DOLBOW: Yes.

18 DR. SECURA: Because that's too late to  
19 stop the accident.

20 CHIEF DOLBOW: They're not going to  
21 respond to help us change a semi tire, that's the  
22 thing. When they come out for an accident or for  
23 a fire call, then they do block the freeway for  
24 us.

25 DR. SECURA: I did suggest to Council

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1 nine months ago about what I see in other states  
2 and now here in this state is service trucks with  
3 a collapsible, about six-foot piece of  
4 collapsible material they lift out of the way  
5 when they are driving and they put it down and  
6 that's supposed to absorb the impact, and I know  
7 that it would be costly to try to get a service  
8 truck, but maybe it's a police service truck, or  
9 some service vehicle, some vehicle that the  
10 police department would have, and especially in  
11 those areas around the curve. It's just a  
12 thought, but I think that depending on what --

13 CHIEF DOLBOW: Sounds like more money,  
14 more manpower, things that we don't have.

15 MAYOR LICASTRO: But it's something we  
16 can look into, sure.

17 DR. SECURA: That's what grants are for.

18 MAYOR LICASTRO: Mr. Robins?

19 MR. ROBINS: Go ahead.

20 MAYOR LICASTRO: Laura?

21 MS. BACCI: What is the speed? I like  
22 to go fast, but what is the speed?

23 MAYOR LICASTRO: Tell us what speed you  
24 go and we'll tell you if you're in violation.

25 VOICE: They're going to be out there

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1 looking for you.

2 MAYOR LICASTRO: For the record, please.

3 MS. BACCI: No, it's obvious we have  
4 those curves that create lots of problems, you'll  
5 always have accidents, no matter what you do, but  
6 maybe we should think about asking that this  
7 whole segment be lower. No one may listen to it,  
8 but, you know, it just seems --

9 MAYOR LICASTRO: That's the state's  
10 responsibility. That's ODOT.

11 MS. BACCI: But you can petition them,  
12 can't you?

13 VOICE: Yes, you can.

14 MAYOR LICASTRO: You can.

15 MS. BACCI: And ask for consideration?  
16 I have been thinking about this boulevard that  
17 we're trying to create from the west side of  
18 Cleveland over and, you know, nobody wants to go  
19 any slower than they are already going, but maybe  
20 the way we're configured, they need to slow down.

21 MAYOR LICASTRO: Well, to give you  
22 perspective, speeding tickets are, what I see  
23 coming to Mayor's Court usually are 75 miles an  
24 hour to 95 to a hundred miles an hour.

25 MS. BACCI: I don't go that fast.

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1 MAYOR LICASTRO: Speed limit is 60.  
 2 These people aren't going 65 or 68 miles an hour.  
 3 They're flying down the road.

4 MS. BACCI: I understand. I understand.

5 MAYOR LICASTRO: And a lot of them are  
 6 in the high 80s and 90s. So even if we made the  
 7 speed limit 55, I'm not sure people like that  
 8 would be deterred by a drop in speed limit. I  
 9 wish that were the case, but the violations are  
 10 just over the top.

11 LAURA: Right.

12 MAYOR LICASTRO: Mr. Bolton?

13 MR. BOLTON: Ms. Bacci, this very topic  
 14 was the subject of a Public Safety meeting,  
 15 Public Improvements Committee meeting last year,  
 16 and you were probably here when we talked about  
 17 how astounding it is, the number of breakdowns  
 18 and accidents and how often our police officers  
 19 are subject to being injured or at risk, and  
 20 Mr. Stephan contacted, I believe it was ODOT, who  
 21 provided us a letter which said that 60 percent  
 22 of the accidents in Bratenahl occur at the, I  
 23 believe it's going -- it's the Eddy Road exit,  
 24 and it's one in particular which I believe is  
 25 going east, so even though we all think of the

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1 curves as the danger point, in fact, the entry on  
 2 the highway is the major problem. That's a lot  
 3 harder to deal with. But I have made a note to  
 4 hold another meeting and see if Dr. Secura's  
 5 ideas or some other ideas might prove helpful.

6 MS. BACCI: Thank you.

7 MAYOR LICASTRO: And really a lot of  
 8 incidents occur when we're attending to disabled  
 9 vehicles.

10 MS. BACCI: Right.

11 MAYOR LICASTRO: Someone breaks down and  
 12 we're there to be a good samaritan and help them,  
 13 and the officers are at risk.

14 Yes, David.

15 MR. KINCAID: I would ask the chief, now  
 16 that we have this piece of equipment, assuming  
 17 the training period is over, have we seen  
 18 results?

19 MAYOR LICASTRO: He's talking about  
 20 the --

21 MR. KINCAID: The automatic plate  
 22 reader.

23 CHIEF DOLBOW: We're still in the  
 24 training process with a lot of the officers. We  
 25 only have a couple guys that actually received

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1 hands-on, so they are trained as trainers. We  
 2 haven't seen any dramatic results because it's  
 3 only in use by a handful of officers when they  
 4 are working. But it is a sophisticated piece of  
 5 equipment and I look forward to a lot of  
 6 seizures.

7 MAYOR LICASTRO: Does someone else have  
 8 something? Mr. Stephan?

9 MR. STEPHAN: I going to just add to  
 10 Bill's comment about the accidents. The report  
 11 from ODOT is similar to the multimonth reporting  
 12 scenario. As bad as the area is on 90, it is not  
 13 one of ODOT's high priority accident areas, and  
 14 they have chosen to take no action because other  
 15 areas require their attention due to the number  
 16 of accidents being far greater than here in this  
 17 area.

18 MAYOR LICASTRO: I remember we discussed  
 19 that last year and found it incredible, and I  
 20 still do, but I guess the good news is it's not  
 21 one of the worst areas, although it certainly  
 22 causes us a lot of pain and anguish.

23 CHIEF DOLBOW: The reason for that,  
 24 Mr. Mayor, is the controls. We are known to be  
 25 out there writing tickets and that does slow the

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1 majority of people down.

2 MAYOR LICASTRO: Well said, Chief. Well  
 3 said. Yes, Rich.

4 MR. ROBINS: Returning back to  
 5 Mr. Stephan's earlier comment about the  
 6 usefulness of frontline analysis, that would be  
 7 very, very helpful, but in addition to that, a  
 8 Pareto diagram would be very valuable. A Pareto  
 9 diagram is just taking the number of incidents  
 10 that you have by type and just showing them in a  
 11 bar graph. And so the combination of the total  
 12 frontline analysis comparing this year to last  
 13 year, we can't go back to prior years, because,  
 14 as you know, there was a bit of a game played,  
 15 and there was an intentional underreporting of  
 16 break-ins and other things, so we can't go back  
 17 too far, but we can at least go back last year,  
 18 we have to capture the data, we have to use this  
 19 Pareto analysis, and I think that will take care  
 20 of clarifying the reports that you have been  
 21 giving and will point out in a graphical manner  
 22 the good job that your people are doing.

23 MAYOR LICASTRO: Thank you. Mr. Zalar?

24 MR. ZALAR: A short report tonight. So  
 25 far our salt stockpile is holding up. We're kind

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1 of going to assess it after this week, and  
 2 possibly the end of the following week, to see if  
 3 we are going to order some more for the rest of  
 4 the season. It's been kind of a pesky year.  
 5 It's been more cold than it has been snowy.

6 A couple of projects that we have worked  
 7 on or fixes that we had made. We had some issues  
 8 down at our lift station. I believe I reported  
 9 it at last month's meeting that we had a battery  
 10 charger, it's an automatic charger that charges  
 11 the batteries when the power goes out, it  
 12 automatically fires up our existing emergency  
 13 engines, we have repaired that and basically  
 14 eliminated the one that was in the panel and did  
 15 a fix on it that's actually more efficient and  
 16 easier to work on.

17 We are going to be having some work done  
 18 over at the community center. We had a little  
 19 bit of a power problem over there and that'll be  
 20 rectified here within the next week or two. It  
 21 had to do with the gym lights and some circuitry  
 22 over there, so we're going to have some new  
 23 switches put in and a new panel box and we should  
 24 be good to go.

25 MAYOR LICASTRO: And this goes without

1 saying, but I'll say it regardless, kudos to you  
 2 and your crews for keeping the Village streets,  
 3 sidewalks remarkably clean and safe. Thank you  
 4 very much, Joe, we appreciate it.

5 MR. ZALAR: I'll take it, Mayor.

6 MAYOR LICASTRO: Literally.

7 MR. ZALAR: One last thing. This has to  
 8 do with the Solid Waste District. Their report,  
 9 like I said, is going to be due next month.  
 10 That's one that we total up our recycling, or  
 11 actually Republic Waste is going to send me their  
 12 totals so I can send a report down. So far I  
 13 have gotten a report for our brush and leaves  
 14 that we have collected last year and it's almost  
 15 4,000 yards, which is actually up probably a  
 16 couple hundred yards already just since we have  
 17 been doing this.

18 MAYOR LICASTRO: Thank you, Mr. Zalar.  
 19 Mr. Jamieson?

20 MR. JAMIESON: Thank you, Mayor. The  
 21 building department in the month of December, we  
 22 performed 15 building inspections, registered one  
 23 new contractor, issued three building permits,  
 24 and one certificate of compliance. And that will  
 25 conclude my report.

1 MR. ROBINS: Yeah, just a question,  
 2 again, on Sign-Lite, a violation of the  
 3 ordinance. We have gone on a couple of years now  
 4 and we have clear violation of our ordinance.  
 5 Either these ordinances mean something or they  
 6 don't. I know at the last Council meeting you  
 7 said that steps were being taken from a legal  
 8 standpoint. I'd like to know where that stands.

9 MAYOR LICASTRO: Doctor, I can answer  
 10 that question. We have contacted Mr. Hartt for  
 11 some clarification of our ordinances and are  
 12 exploring some options.

13 MR. ROBINS: Okay.

14 MAYOR LICASTRO: Thank you,  
 15 Mr. Jamieson.

16 Before we go to -- I'm sorry.

17 Mr. Stephan.

18 MR. STEPHAN: I have a question. We  
 19 initiated the exterior inspection program three  
 20 years ago, and that first phase is now completed,  
 21 is that correct?

22 MR. JAMIESON: We started around August  
 23 three years ago. It'll be three years ago this  
 24 August, I believe. We started the first cycle,  
 25 if that's your question, we were going to do a

1 third of the Village.

2 MR. STEPHAN: I see. But I understood  
 3 that it was executed more efficiently than  
 4 originally thought, so by the end of the second  
 5 summer, every property in the Village had been  
 6 inspected, and then we agreed, as a Council, that  
 7 your effort would be to, I don't know what the  
 8 right word is, but to address?

9 MAYOR LICASTRO: Seek compliance.

10 MR. STEPHAN: Seek compliance. And I'd  
 11 like to request a summary of the three years, the  
 12 total number of inspections done or properties  
 13 inspected and the result, the resulting number of  
 14 violations, and then how compliance has, in  
 15 total, for that three -- because we are about to  
 16 begin, I presume --

17 MR. JAMIESON: Right.

18 MR. STEPHAN: -- on another three-year  
 19 cycle.

20 MR. JAMIESON: Right.

21 MAYOR LICASTRO: Actually, Mr. Stephan,  
 22 we're going to wait until spring and deal with  
 23 the compliance issue first, because there are  
 24 some people that we have given continuance, if  
 25 you will, until the spring. You can't really do

1 repairs in January. We're going to let those  
2 residents comply and then see whether we need to  
3 go forward with the program. I think after the  
4 first cycle we agreed to review the program, the  
5 manner in which we communicate with the  
6 residents, in a proactive manner, and how we can  
7 be more efficient in doing so. So before we  
8 begin a second round of inspections, I think we  
9 need to go through that process first.

10 MR. STEPHAN: And that's exactly the  
11 reason I requested this summary.

12 MR. JAMIESON: Right.

13 MAYOR LICASTRO: Good.

14 MR. JAMIESON: Mayor?

15 MAYOR LICASTRO: Yes.

16 MR. JAMIESON: If you recall, during all  
17 of those months we were implementing the exterior  
18 maintenance program, we gave a statistical  
19 report.

20 MR. STEPHAN: Correct.

21 MR. JAMIESON: How many were sent out  
22 and, you know, you could call Mary and she could  
23 print that all out for you.

24 MR. STEPHAN: Just that tabulation, the  
25 summary total.

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1 MAYOR LICASTRO: Yeah, we have that. We  
2 have a record of it. Of course.

3 MR. STEPHAN: It's just never been  
4 reported to Council, that's my --

5 MAYOR LICASTRO: Well, the report's done  
6 on a monthly basis. You're asking for a summary.

7 MR. STEPHAN: I can't add in my head  
8 quickly.

9 MAYOR LICASTRO: We only have how  
10 many --

11 MR. JAMIESON: Well, in essence, we went  
12 through every property in the Village of  
13 Bratenahl, and this boils down to nine people, I  
14 believe, not responding.

15 MAYOR LICASTRO: That's right.

16 MR. JAMIESON: And we took four or five  
17 to court so they would respond in some fashion.

18 MAYOR LICASTRO: Yeah, there's probably  
19 30 or 40 that we didn't have to take to court,  
20 but still need to comply, and we're giving them  
21 until the springtime to do so.

22 MR. STEPHAN: I understand.

23 MAYOR LICASTRO: So that'll sort of end  
24 the first cycle, and let's just sort of review it  
25 and see where we are.

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1 MR. KESSELEM: But I still think that if  
2 we still have some kind of reporting method and  
3 continue that throughout the whole program.

4 MAYOR LICASTRO: Yes.

5 MR. KESSELEM: Years three, four, five,  
6 six, we're going to need some kind of reporting  
7 program.

8 MAYOR LICASTRO: Yeah, we have it and  
9 we'll generate it. It's all on Mary Ranney's  
10 computer.

11 Thank you, Mr. Jamieson.

12 Before we proceed with community  
13 reports, Ms. Beckenbach?

14 MS. BECKENBACH: I'd like to make a  
15 motion that the Village solicitor proceed to  
16 collect a finding of recovery against Mr. Falzone  
17 in the amount of \$13,252.29.

18 MAYOR LICASTRO: Is there a second to  
19 the motion?

20 MR. MATEYO: Second.

21 MAYOR LICASTRO: Any discussion of the  
22 motion? All in favor of the motion? Anyone  
23 opposed?

24 Ayes: 6. Nays: 0.

25 MAYOR LICASTRO: Thank you.

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1 Moving to committee reports. Finance?

2 MS. MEADE: Could you explain for a  
3 second what that just meant? Mr. Matty or  
4 whomever?

5 MAYOR LICASTRO: David, you want to  
6 explain what that meant? It's pretty  
7 self-explanatory.

8 MR. MATTY: It's Council's instruction,  
9 as I understand it, for me to proceed on  
10 collecting the \$13,252.29 which represents the  
11 amount of the finding of recovery in the state  
12 auditor's report against Mr. Falzone. And with  
13 Council's instruction to do so, I will.

14 MS. MEADE: Thank you.

15 MAYOR LICASTRO: Finance. Mr. McDonald.

16 MR. McDONALD: Yes. Finance met on  
17 Monday, January the 10th, and we discussed the  
18 upcoming 2011 budget and the need to by March do  
19 a final appropriation. We also heard from the  
20 recreations, parks and recreation budget, and  
21 Paul or Andre, would you like to talk about that?  
22 It was in your zip package.

23 MR. PAUL KESSELEM: Yeah, I didn't bring  
24 it. I didn't know we were going to go over it.

25 MAYOR LICASTRO: Well, the budget, I

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1 think you're asking for approval of the budget  
2 today, correct?

3 MR. PAUL KESSELEM: Yes. Right. We  
4 presented our budget based on the revenue that we  
5 were told. We had a very good year last year.  
6 We're clearing over into 2011 approximately  
7 \$15,000 more than we expected, so we will have a  
8 carryover of around 80,000, I believe it is. And  
9 we entered last year in a very tentative manner.  
10 We were instructed that our revenue was going to  
11 be down ten to 12 percent.

12 We went back and we cut some programs,  
13 we watched our utilities, we did all that we  
14 could do, and at the very end of the year  
15 concluded that we ended up saving from the budget  
16 rather than going into the carryover that we  
17 expected. But in doing so, we postponed some  
18 repairs to the building and some other projects  
19 that I'm really not prepared even, you know, to  
20 remember right now, but we just put a hold on all  
21 that until we got through the year to make sure  
22 that we were covered for the year.

23 So we're going to be taking, oh,  
24 approximately 20, 25,000 of that carryover and  
25 applying it to the repairs of the building and

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1 making sure that we do have enough money for the  
2 financing of the programs that we have  
3 established. And that's still going to leave a  
4 60,000 carryover, which is a good six months of  
5 working capital, basically.

6 MR. McDONALD: Your memory is accurate.

7 MS. BECKENBACH: It is.

8 MAYOR LICASTRO: So are you going to ask  
9 Council?

10 MR. McDONALD: I move that Council  
11 approve the 2011 parks and recreation budget.

12 MS. BECKENBACH: Second.

13 MAYOR LICASTRO: Questions?

14 Mr. Stephan?

15 MR. STEPHAN: We just got this tonight,  
16 so I apologize, I haven't looked at it. Are  
17 these various accounts or expenditures consistent  
18 with a report we get for pay claims?

19 MR. PAUL KESSELEM: Oh, yes. All lines  
20 are matched up to Merele's accountings.

21 MR. STEPHAN: Thank you.

22 MR. PAUL KESSELEM: Except for one line  
23 that the commission chose to establish starting  
24 this year, and for lack of another term, I chose  
25 future savings account. Okay? And basically out

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1 of every budget that we will work on, we're going  
2 to have a certain number that we try to carry  
3 over, but it's not part of the carryover for  
4 major expenses, such as tennis courts, things  
5 like that. So we kind of pull it out and it's  
6 out here, we can see it, and it's kind of a  
7 separate account, per se.

8 MR. STEPHAN: Then as a result of that,  
9 as a subsequent question, have you developed, do  
10 you have a 20-year plan for capital, capital  
11 budget or capital projects --

12 MR. PAUL KESSELEM: No.

13 MR. STEPHAN: -- from the Rec Commission  
14 for that money to fund?

15 MR. McDONALD: We are responsible for  
16 major capital. This Council is responsible for  
17 major capital. When you think major, I think of  
18 the rec center.

19 MR. STEPHAN: Well, I'm then curious,  
20 what would the projects to which you alluded, if  
21 they're not Council projects, for the Finance  
22 Committee to --

23 MAYOR LICASTRO: All capital projects  
24 have to be approved by Council.

25 MR. PAUL KESSELEM: Oh, well, let's not

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1 confuse what we are saving for. There have been  
2 projects that are way beyond the levy's  
3 provision, financial provision for us to work  
4 with, and those would all be in front of you.

5 MR. STEPHAN: Yes, but --

6 MR. PAUL KESSELEM: For approval.

7 MR. STEPHAN: But aren't those funds  
8 restricted?

9 MR. McDONALD: Yes, but he's talking  
10 about things like steps that crumble and --

11 MR. STEPHAN: If you want to say I'll  
12 explain it to you later, I'll shut up.

13 MR. McDONALD: Really?

14 MAYOR LICASTRO: I'll explain it to you  
15 later.

16 MR. STEPHAN: I withdraw the question.

17 MR. PAUL KESSELEM: We repair -- to my  
18 knowledge, what I inherited was the understanding  
19 that our levy that we pay for each year goes into  
20 a fund. That fund, both maintenance of the  
21 building, parks, and programming, comes out of  
22 it.

23 MAYOR LICASTRO: That's correct.

24 MR. PAUL KESSELEM: So each year we try  
25 to program that which we would need. One year it

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1 was some steps, we saved a little bit on the side  
 2 for a couple of years and then we repaired the  
 3 steps to the pool. This year it's a little bit  
 4 of electrical work, stuff like that. So our levy  
 5 is basically geared to taking care of the basic  
 6 maintenance of the facility and the parks. So  
 7 the tennis courts are in the park, so we're  
 8 saving money towards the park.

9 MR. STEPHAN: So they're the maintenance  
 10 projects, not capital projects?

11 MR. PAUL KESSELEM: No. No.

12 MAYOR LICASTRO: Capital projects are a  
 13 different topic, and we'll get to that in  
 14 Mr. Bolton's Public Improvement.

15 Thank you. So there's a motion on the  
 16 floor.

17 MR. BOLTON: I have a question for  
 18 Mr. Matty.

19 MAYOR LICASTRO: Please.

20 MR. BOLTON: About the naming of an  
 21 account called a savings account. I thought that  
 22 that was prohibited under the code affecting the  
 23 Village. Do you feel we should rename it  
 24 something like seeking capital projects seeking  
 25 fund or something?

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1 MAYOR LICASTRO: That's not a really  
 2 good one, Bill.

3 MR. ROBINS: Slush fund.

4 MR. BOLTON: Which is what he intends it  
 5 for.

6 MR. McDONALD: Seeking capital projects  
 7 fund.

8 MS. MEADE: Maintenance.

9 MR. PAUL KESSELEM: I just used, Bill, I  
 10 just used capital because I thought that it  
 11 conveyed the understanding that we're --

12 MR. BOLTON: More significant, more  
 13 significant maintenance.

14 MR. PAUL KESSELEM: More significant  
 15 other account, you know.

16 MR. BOLTON: I just want to make sure  
 17 that our terminology conforms to what the state  
 18 wants.

19 MR. PAUL KESSELEM: Yeah, really,  
 20 whatever you decide to call it.

21 MR. BOLTON: Why don't you think about  
 22 it and let him know.

23 MR. PAUL KESSELEM: I go by Merele's  
 24 numbers anyway. Everything is the way we have  
 25 always done it.

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1 MS. EHLRINGER: The system we have won't  
 2 let me name anything illegally. The accounting  
 3 systems that we use --

4 MAYOR LICASTRO: Did you hear that?

5 MS. EHLRINGER: -- that the state  
 6 provides us will not allow us to name anything  
 7 illegally, so whatever name you chose, forget it.  
 8 You're not using that.

9 MAYOR LICASTRO: If it was Paul Kesselem  
 10 slush fund, it won't fly.

11 MR. PAUL KESSELEM: There you go.

12 MAYOR LICASTRO: Okay. So there's a  
 13 motion on the floor and seconded. All in favor  
 14 of the motion? Anyone opposed?

15 Ayes: 6. Nays: 0.

16 MAYOR LICASTRO: Thank you.

17 MR. McDONALD: In addition, we did talk  
 18 about the 2011 budget and at that time it looked  
 19 like we would go into 2011 with a \$628,000  
 20 carryover. The numbers I received this week  
 21 changed a little bit. It looks like we're going  
 22 to go into 2011 with a \$633,000 carryover, going  
 23 in the right direction, although, and we've  
 24 talked about it before, we said we weren't going  
 25 to spend any money on police cars this year. It

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1 sounds like we will.

2 MAYOR LICASTRO: Yeah, but insurance  
 3 will cover it.

4 MR. McDONALD: Since it's the oldest car  
 5 in the fleet, we won't get much from the  
 6 insurance company.

7 MAYOR LICASTRO: But we'll get  
 8 something.

9 MR. McDONALD: We'll get something  
 10 there. But we're going to have a line item for  
 11 police cars this year. That goes to the fact  
 12 that we keep changing the numbers and we will  
 13 have to nail it down in March so we have a final  
 14 appropriation and we're going to have a final  
 15 CER, but this is a living, breathing organism,  
 16 and we have to keep it living and breathing until  
 17 we can nail it down, and that date is for March.

18 And in that regard, I would like to  
 19 comment a little bit on the article in the most  
 20 recent issue of Moore also, the article regarding  
 21 the results of the election on the tax issues.  
 22 And the article stated that I expected the  
 23 results of the election to be as it turned out,  
 24 one passing and one failing. It also quoted me  
 25 as saying that the right one passed and then

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1 quoted some unnamed person asking them why were  
2 there two on the ballot. Also another  
3 unattributed quote asking why didn't McDonald and  
4 Licastro fully explain this.

5 I have the minutes relevant to those  
6 quotes here, and nowhere in there do I say I  
7 anticipated the outcome. As a matter of fact, I  
8 worked very hard to get both issues passed. I  
9 also invested my own money in the effort to get  
10 both passed. No one believes stronger than I  
11 that they should be enacted because I was as  
12 close to the financial facts of the Village  
13 general fund as anyone.

14 Two issues were on the ballot because  
15 historical data said we needed both. I say to  
16 you now, from everything that I see now, we will  
17 need both. It is just a matter of time. And the  
18 timing has absolutely nothing to do with the  
19 mayoral election. We started planning the issue  
20 election in early summer. And I was criticized  
21 for waiting as late as I did. Because of budget  
22 and the expenses and revenues of a company or a  
23 Village are forecastable, but not entirely  
24 predictable, to wait until we have the most data  
25 that you can get is only prudent. We had to have

1 the issues on the ballots in August. So we had  
2 to guess where we would be in January, six months  
3 hence, after the decisions that we had made. We  
4 will make mistakes on those guesses, both ways,  
5 overestimate and underestimate, because revenues  
6 and expenses are fluid.

7 In the last Council meeting I forecasted  
8 the carryover to be \$400,000. A few weeks later  
9 at Finance Committee it was 472,000. I just told  
10 you that number is now 633,000. And it may  
11 change before becoming final in March.

12 The writer quotes someone, once again,  
13 unidentified person, asking why the mayor didn't  
14 explain why two issues were on the ballot. As  
15 far as I'm concerned, there was not anything to  
16 be explained. We need them. Now or in the  
17 future. At the beginning of the process I  
18 thought we needed them immediately to begin the  
19 process of enacting the Audit Committee's  
20 recommendations and, frankly, just good  
21 stewardship. I still think we need them both,  
22 but because of the great work of the police  
23 department that we just talked about and in the  
24 aggressive enforcing of the law and to the  
25 service department and administration and total

1 diligence in managing expenses we have time to  
2 see if 2010 was a fluke or the beginning of a new  
3 trend. I do not apologize for taking time to  
4 determine which. I believe that it is prudent  
5 management and not deceit.

6 The Audit Committee recommended a  
7 capital fund reduction program and a rainy day  
8 fund. The results of 2010 allow us to start that  
9 process, not complete it.

10 The Village needs are many and it will  
11 take many 2010s to get us into a position to  
12 manage looking forward and not in the rear view  
13 mirror. Management, by definition, is a dynamic  
14 process. We must be nimble and flexible and  
15 focused on the long-term. Once again, that is  
16 not deceit.

17 Later in the article the writer points  
18 out that the income tax might pass due to  
19 uncounted ballots. Then the article quoted the  
20 mayor as saying we'll find a way to spend it,  
21 ignoring the comments that are in the minutes  
22 regarding the long-term needs for Council and the  
23 other needs of the Village or the comments from  
24 Councilman Bolton saying that we could decrease  
25 the tax receipts by raising the credit by action

1 of Council.

2 In the last paragraph, what's the bottom  
3 line, the writer indicated I said we needed both,  
4 and when the income tax failed, we didn't need  
5 it. In these minutes I state the deficit for  
6 2011 would be roughly \$264,000, and deficits will  
7 continue in 2012, 2013, 2014, 2015 and beyond.  
8 That doesn't sound like I said we don't need it.  
9 There is no need to raise taxes before we need  
10 them.

11 The article infers that the vacillation,  
12 we don't need it, we need it, undermines my  
13 credibility. Maybe that was the purpose of the  
14 article, but who am I to speculate on what  
15 someone else was thinking.

16 MAYOR LICASTRO: Thank you. Do you also  
17 want to mention we're paying down the Eddy Road  
18 debt?

19 MR. McDONALD: We suggested in Finance  
20 Committee that we pay down ten percent of the  
21 Eddy Road debt, and we will do -- we have done  
22 that, or we will do that --

23 MAYOR LICASTRO: We will do that.

24 MR. McDONALD: -- this week of \$37,500.

25 MR. MATEYO: Pay claims.

1 MAYOR LICASTRO: Yes, that's right. In  
2 fact, if you notice, pay claims are inflated  
3 because we also have to pay the note and roll it  
4 over at the reduced rate.

5 MR. MATEYO: Correct.

6 MAYOR LICASTRO: That's why it's in  
7 excess of \$480,000.

8 MR. MATEYO: That's correct.

9 MAYOR LICASTRO: Mr. Stephan?

10 MR. STEPHAN: Tom, in light of your  
11 comments and the Mayor's comments, that we expect  
12 reduced revenues from the State of Ohio?

13 MR. McDONALD: Yes.

14 MR. STEPHAN: Is the Finance Committee  
15 considering putting the tax issue which did not  
16 pass in November on the ballot in 2011?

17 MR. McDONALD: I don't know. As we get  
18 through the year -- I forgot also, we have our  
19 first CCA check. It is the second largest  
20 January check in the history of the records.

21 MR. STEPHAN: Great.

22 MR. McDONALD: So maybe 2010 wasn't a  
23 fluke. We will get into the middle of 2010, once  
24 again, if it goes on the ballot, it'll have to go  
25 on in August, and we will look at where we are,

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1 but we have \$633,000. Our deficit, current  
2 income, current expenses, is \$264,000 for 2010.  
3 Should that last us beyond 2012? Maybe so. But  
4 maybe it won't. But I think we need to be a  
5 little bit further into 2010 until we make a  
6 decision as to what --

7 MS. BECKENBACH: 2011.

8 MR. McDONALD: -- 2011 to make a  
9 decision on what we put on the ballot and when.

10 MR. STEPHAN: So it's still on the table  
11 for consideration?

12 MR. McDONALD: Absolutely. I don't know  
13 if we got -- we got good in 2010 in expense  
14 reduction, and revenue generation. The police  
15 work. We got -- did we get lucky in income tax?  
16 I don't know. It has been a million bucks year  
17 in and year out. It was 1,200,000 in 2010.

18 MR. STEPHAN: Right.

19 MR. McDONALD: We need to get further  
20 into 2011 to know what we're doing. We don't  
21 need to put anything on the ballot right now.

22 MR. STEPHAN: And the other question I  
23 have is we will have, as a Council, all of us,  
24 will have the final spending report for 2010  
25 compared to revenues and all of these numbers so

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1 we can project forward in time?

2 MR. McDONALD: Merele has indicated to  
3 me today that the books are closed. So what you  
4 have got in the package, the fund status and --

5 MAYOR LICASTRO: E-packet.

6 MR. McDONALD: Hmm?

7 MAYOR LICASTRO: The e-packet that was  
8 sent to your homes.

9 MR. McDONALD: Right. That shows where  
10 we underspent, where we overspent, where we got  
11 our revenue, and where we got less revenue.

12 MR. STEPHAN: So that's complete for  
13 2010?

14 MR. McDONALD: That should be finished,  
15 yes.

16 MS. EHLRINGER: I don't expect anything  
17 to change.

18 MR. MATEYO: Okay.

19 MAYOR LICASTRO: Does that finish your  
20 report, sir?

21 MR. McDONALD: It does. Thank you.  
22 Thank you for your indulgence.

23 MAYOR LICASTRO: Yes, Pat.

24 MS. MEADE: Mr. McDonald, the quote you  
25 were --

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1 MAYOR LICASTRO: Ms. Meade, rather than  
2 debate this, you have a forum in More Bratenahl.  
3 You utilize it. Mr. McDonald is reacting to  
4 that --

5 MS. MEADE: Right.

6 MAYOR LICASTRO: -- as he is entitled.  
7 Do you have a question for Mr. McDonald?

8 MS. MEADE: I do have a couple of  
9 finance questions, but I would like to address --

10 MAYOR LICASTRO: Why don't you ask your  
11 finance questions?

12 MS. MEADE: Since he said this in front  
13 of everyone, I would like everyone to be able  
14 to --

15 MAYOR LICASTRO: Your publication goes  
16 to everyone as well.

17 MS. MEADE: Quarterly, correct.

18 MAYOR LICASTRO: That's correct.

19 MS. MEADE: My finance questions, if you  
20 want me to ask those now, I know at the last  
21 week's Finance meeting you said you would e-mail  
22 me some of the financial spreadsheets, and I have  
23 not received them to date.

24 MR. McDONALD: I e-mailed them to Andy.  
25 I assumed he shared them.

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1 MS. MEADE: Do not assume that. I asked  
2 for them, so if you would please send them to me  
3 directly when I ask, I would appreciate it.

4 MR. McDONALD: Yes, ma'am, I will.

5 MS. MEADE: And then also, with the  
6 spreadsheets, it seems like we are getting them  
7 the day of the meeting and there aren't always  
8 copies for everyone. Is there any way that those  
9 could be generated any earlier so people could  
10 review them and have a more productive and  
11 meaningful discussion at the meeting than seeing  
12 them for the first time that evening? Is that  
13 possible?

14 MAYOR LICASTRO: Let me just say this:  
15 We have a new clerk that will take office on  
16 February 1st. I'm certain that'll be one of his  
17 goals, to get out information in a more timely  
18 manner. That information flows through the  
19 clerk's office and we'll do everything we can to  
20 get it out as early as possible.

21 MR. McDONALD: I was going to say I look  
22 forward to working with Lee.

23 MAYOR LICASTRO: And, of course, without  
24 Mr. McDonald's confirmation that Mr. Blazey would  
25 be obviously a good choice, it wouldn't have

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1 happened, so thank you for your support on that  
2 as well.

3 MS. MEADE: And then I would like to  
4 make a couple of short comments in response to  
5 Mr. McDonald. The quote that he was attributed  
6 to, he did say it, and while he is holding up a  
7 set of minutes, the only minutes that get  
8 recorded in that fashion are the Council  
9 meetings, and there are several other meetings  
10 that you attended where things get recorded and  
11 documented, but not by --

12 MAYOR LICASTRO: Ms. Meade, I don't see  
13 the purposes of debating this.

14 MS. MEADE: Well, here's --

15 MAYOR LICASTRO: You have your forum  
16 with More Bratenahl. He is responding. Please.

17 MS. MEADE: And I only did this --

18 MAYOR LICASTRO: If you want to debate  
19 that with Mr. McDonald, do it after the meeting,  
20 please.

21 MS. MEADE: I don't want to debate. I'm  
22 just saying, I'm just saying his quote was said,  
23 and the other nonattributable quotes, in me  
24 trying to report any type of story or issue, I  
25 hear from various sources, so when residents ask

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1 me questions, and there are multiple times, I  
2 don't attribute them, but residents are asking  
3 questions, which is why some of those things are  
4 raised during the story, in an attempt to provide  
5 the whole story.

6 MAYOR LICASTRO: Thank you.

7 MS. MEADE: Which you may not always  
8 agree with some of those issues, and I respect  
9 that.

10 MAYOR LICASTRO: Thank you.

11 MS. MEADE: But know that residents ask  
12 questions and I'm trying to reflect their issues  
13 as well.

14 MAYOR LICASTRO: Mr. Kesselem?

15 MR. KESSELEM: My concern with what has  
16 happened concerning last year and this year's  
17 budget was is my vote on Council is one-sixth of  
18 a vote, and that was to go ahead and put it on  
19 the ballot. I took my vote seriously, Tom. At  
20 that time we were being told by Finance Committee  
21 that we were approaching 250,000 in carryover.  
22 That was slim for any aspect of what we have had  
23 for a carryover. At the meetings, at public  
24 meetings that you had from the committees, the  
25 groups of the villagers, you also stated at the

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1 last meeting at Village Hall, or at the community  
2 center for the villagers, that number was still  
3 at 250. That concerned me that we didn't know  
4 all of our numbers well enough to say put this on  
5 the ballot.

6 As it has come out, we're approaching,  
7 what, in my figures, well, 680, 700? I'm still  
8 saying there's a big gap there. As a  
9 councilperson, I'm concerned that we, we, as a  
10 Council, don't have a gathering of what all those  
11 facts are well enough that we can project it for  
12 the villagers, let alone for council members.

13 MR. McDONALD: Where are you coming up  
14 with 680 or 700?

15 MR. KESSELEM: You're saying that we are  
16 approaching 623.

17 MR. McDONALD: 633.

18 MR. KESSELEM: 633. In this accounting,  
19 plus, and I'm not going to debate this at this  
20 time in Council because I think we need to bring  
21 this forth within Finance Committee, another  
22 hundred thousand in taxes.

23 MAYOR LICASTRO: He didn't say 700,  
24 Mr. Kesselem. He didn't say 700.

25 MR. KESSELEM: No, that's why I don't

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1 want to -- the numbers, the numbers just weren't  
2 matching up. Even if it was 500. We said 250.

3 MR. McDONALD: The numbers match up  
4 pretty good.

5 MR. KESSELEM: That's fine.

6 MR. McDONALD: The numbers match up  
7 pretty good. We had a \$360,000 carryover going  
8 into the year. We had a current receipts/current  
9 expenditures deficit last year of --

10 MR. KESSELEM: Okay.

11 MR. McDONALD: -- \$106,000.

12 MR. KESSELEM: I'll give it to you, Tom.  
13 But that's the minutia of the numbers.

14 MR. MATEYO: God.

15 MR. KESSELEM: And I'm just saying, when  
16 I hear, as a villager and as a council member  
17 250, I better be concerned that we need some more  
18 money. But now we're telling villagers that with  
19 only passing one of the ballot issues, we're  
20 still ahead by 623.

21 MR. McDONALD: 633, and none of that  
22 money that was voted on is in that.

23 MR. MATEYO: It's not in this.

24 MR. KESSELEM: Right, is in there yet.  
25 So I'm concerned that we haven't done our job as  
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1 best we can. We, all of us. That we could not  
2 foresee 623 from 250.

3 MR. BOLTON: I can understand that you  
4 are putting forth the view of people who haven't  
5 been to the Finance Committee and aren't as up to  
6 date on the minutia, as you put it, of the  
7 budget. There were a couple of things that I  
8 think we ought to remember. One is the income  
9 tax is higher, and if you remember, at the end of  
10 August it looked like we were running a \$300,000  
11 to \$350,000 increase over budget over anything  
12 historical, and then it turned out Bratenahl had  
13 been overpaid. And I don't know if we even were  
14 told how much we were overpaid. We were told,  
15 oh, we've got three months deduction from that.

16 MAYOR LICASTRO: It was substantial.

17 MR. MATEYO: Yeah.

18 MR. BOLTON: So that's not  
19 Mr. McDonald's fault or any of our fault that the  
20 county gave us a certificate of estimated  
21 resources, which was low, that historically it  
22 was low, that we -- you know, that then they gave  
23 us too much money. There are four or five  
24 things, because I went through this with  
25 Mr. McDonald by phone also, because even though

1 I'm in Finance, I said how did this happen? It  
2 happened through careful management saved some  
3 money in operating, fewer disasters perhaps.

4 MR. KESSELEM: I have heard of this.

5 MR. BOLTON: Mayor's Court.

6 MR. KESSELEM: I have listened and heard  
7 all this stuff, Bill.

8 MR. BOLTON: I understand that, but  
9 there are like three or four big chunks which  
10 weren't predictable, and the biggest of them was  
11 this income tax.

12 MR. KESSELEM: I still say it still  
13 needs to be projected and informed to the  
14 villagers better than what we did. That's what  
15 I'm looking for.

16 MAYOR LICASTRO: Mr. Kesselem --

17 MR. BOLTON: Is this the Communication  
18 Committee person?

19 MR. KESSELEM: I know.

20 MAYOR LICASTRO: Mr. Kesselem, we report  
21 the numbers as we receive them. We try to be as  
22 accurate as possible. One issue passed, one  
23 failed. The really good news is, as some  
24 communities are looking at Chapter 9, is we have  
25 a carryover. It buys additional time. We also

1 have a new clerk who has his hand raised that  
2 will be looking to perhaps change the way some of  
3 these numbers are reported. Certainly we need  
4 accurate information. We need to share with the  
5 villagers how much of their money we received,  
6 how much of it we spent.

7 We have been frugal, 2.4 percent total  
8 expenditure increase over a ten-year period,  
9 we'll continue to be frugal. Mr. McDonald does  
10 miracles with the numbers he receives. So we'll  
11 continue to try and get it right, but the fact  
12 that the numbers fluctuate, it's often a surprise  
13 to us and it's often the eleventh hour.

14 Mr. Blazey?

15 MR. BLAZEY: Mr. Mayor, the thing I  
16 wanted to add is I have been in the tax business  
17 for 40 years. Remember that the Bush tax cuts  
18 were not extended until the last week of  
19 December. There was an awful lot of money paid  
20 out in anticipation of the fact that maximum  
21 rates would go back up to 40 percent. Bratenahl  
22 Village happens to have the kind of people that  
23 will get that money just before the end of the  
24 year, and I bet if you looked at all the tax  
25 returns, you will find out that there were

1 substantial monies paid in anticipation of  
2 Congress not acting.

3 MAYOR LICASTRO: And that might be why  
4 January was 50 or \$60,000 more, don't forget  
5 that's reporting from December, than what we  
6 anticipated. But we do the best we can with  
7 numbers that fluctuate, and there's never an  
8 attempt to do anything but share the accurate  
9 truth.

10 MR. McDONALD: I encourage you to come  
11 to all the Finance Committees because it's wide  
12 open. Nothing's off the table. We talk about  
13 everything.

14 MAYOR LICASTRO: Mr. Mateyo?

15 MR. MATEYO: I just had a couple of  
16 comments. I think Tom does a phenomenal job on  
17 Finance. I have been lucky enough to be on  
18 Finance with him, and even before he was on  
19 Council. As Tom said, management is about  
20 adapting to changes. Finance is exactly the same  
21 thing. Every one of us has a checking account.  
22 Can you tell me what your checking account is  
23 going to be in September? I can't even tell you  
24 what mine is going to be at the end of January.  
25 What we are trying to do is to adapt to the best

1 policies we can to take the monies coming in.

2 I would much rather, in light of the  
3 Mayor's comments, from what we have all heard  
4 from the Governor of the State of Ohio, if anyone  
5 thinks we are going to be getting another hundred  
6 thousand from the state more than we budgeted  
7 for, I'd love to meet you someplace and figure  
8 out how you do it. So I think we have done a  
9 phenomenal job. It is a in-motion process. This  
10 is not -- a balance sheet is fixed in time. You  
11 know, the income statement is an operating,  
12 ongoing piece of news. That's what this is.

13 So, you know, I admire Andy the work he  
14 has done on Council, but I think we must  
15 recognize that what we see today is what we have  
16 today. What it's going to be like tomorrow  
17 afternoon I don't know, but I'm darn glad that we  
18 have more than we thought we would. Thank you.

19 MAYOR LICASTRO: Well said.

20 Mr. Stephan?

21 MR. STEPHAN: My comment is simply that,  
22 Tom, you have done such a remarkable job in  
23 improving the financial reporting through the  
24 Finance Committee for Council that you have  
25 wetted my appetite, which causes me to ask more

1 questions and request more information. I take  
2 great comfort in your commitment that at the  
3 February Finance Committee meeting we will have  
4 the final numbers to use in projecting our needs  
5 for 2011, which gives us I don't know how much  
6 time, looking at the calendar, as members of  
7 Council to then review those before the February  
8 Council meeting, and our budget vote is not even  
9 necessary until March.

10 MR. McDONALD: Right.

11 MAYOR LICASTRO: Let me just add  
12 something here.

13 MR. STEPHAN: Which is such an  
14 improvement over the past years.

15 MAYOR LICASTRO: Let me just add  
16 something.

17 MR. McDONALD: Thank you.

18 MAYOR LICASTRO: And perhaps we're  
19 taking this for granted. Merele is the one  
20 really that does the nuts and bolts on this every  
21 day, eight or nine hours a day, more often more  
22 than that. She works diligently to be certain  
23 the numbers are accurate to share them with  
24 McDonald and Council, and even though we take  
25 that for granted, we shouldn't. I mean, she has

1 been a huge help and asset to this community. I  
2 want to make sure that everyone understands how  
3 important she is in the process. Thank you.

4 MS. EHLRINGER: Thank you, Mayor.  
5 (Applause.)

6 MR. STEPHAN: That being said, I don't  
7 want Lee to think he's going to have an easy time  
8 of it.

9 MR. MATEYO: He knows that.

10 MR. BLAZEY: Oh, I already know that.

11 MAYOR LICASTRO: He's been warned.

12 All right. A couple more questions and  
13 then we need to move on. Dr. Secura?

14 DR. SECURA: I'm just trying to  
15 understand, the extra payment for income tax, is  
16 that what came in in January? But is that going  
17 to end up in the January, as the January income?

18 MR. McDONALD: What I mentioned was the  
19 check from CCA that we got in January. So that's  
20 2011 income.

21 DR. SECURA: That's already 2011 income.

22 MR. McDONALD: That's 2011 income.

23 MAYOR LICASTRO: But the problem is that  
24 if you look at historically January --

25 DR. SECURA: I understand.

1 MAYOR LICASTRO: -- except for one year  
2 when we got 350,000, it's well in advance.

3 MR. McDONALD: And that's got to be a  
4 heck of a Christmas tree.

5 DR. SECURA: Yes, it is. And I'll show  
6 you.

7 And back to the carryover, I know that  
8 we had that on rec, we always had that on  
9 carryover and we did not put it as a budget item,  
10 we just kind of kept it in rainy day, now that  
11 you have it and you can see it in carryover, that  
12 630 doesn't include this January payment, right?

13 MAYOR LICASTRO: No, that's carryover.

14 MR. McDONALD: No, carryover, we start  
15 the year with 633.

16 DR. SECURA: Right.

17 MAYOR LICASTRO: This is additional  
18 monies. This is good.

19 DR. SECURA: Yeah, I understand that.  
20 But what I'm trying to say is if this is  
21 attributable to 2010, then we can't say we were  
22 down 235,000 and you were an unbalanced budget.  
23 Because you had the income, therefore you didn't  
24 take the carryover.

25 MAYOR LICASTRO: We projected.

1 MR. McDONALD: What we have to use is  
2 historical data. And we boost historical data by  
3 some percentage for expenses.

4 DR. SECURA: Right. I got that.

5 MR. McDONALD: We boost it for some  
6 income items. But we have to start with  
7 historical data, and using historical data, no  
8 estate taxes, which may go away anyway.

9 DR. SECURA: Yeah.

10 MR. McDONALD: Because everybody has  
11 always said that estate taxes should be used for  
12 capital needs, so we leave that out of any  
13 projections, you say you have a recurring revenue  
14 over here and recurring needs, expenses, over  
15 here. Those, using that historical data, you  
16 come up with a \$264,000 deficit for 2011.

17 DR. SECURA: For 2011. I see.

18 MAYOR LICASTRO: And we're going to end  
19 on this note.

20 DR. SECURA: Thank you. I'll go to the  
21 meetings.

22 MAYOR LICASTRO: There was an article in  
23 Crain's that said there are dozens of communities  
24 in Ohio that are facing bankruptcy this year, in  
25 2011. Bratenahl is not one of them. That's the

1 good news.

2 Mr. Bolton, Public Improvements.

3 MR. BOLTON: Well --

4 MS. MEADE: I'd like to --

5 MR. KESSELEM: Excuse me. There's one  
6 more question being asked.

7 MS. MEADE: Not a question, just a  
8 closing comment to Mr. McDonald. Just to  
9 clarify, the article is not an editorial, it was  
10 straight reporting and I stand by it, and I --

11 MAYOR LICASTRO: Ms. Meade, you have  
12 made your point. We're not going to debate this.  
13 Please.

14 MS. MEADE: I know. I'm not. And I  
15 appreciate your sensitivity.

16 MAYOR LICASTRO: Thank you. Thank you.  
17 Mr. Bolton, Public Improvements.

18 MR. BOLTON: I wish I could tell you  
19 Public Improvements would be quick, but I'm not  
20 sure it will. So on that happy note.

21 MR. MATEYO: You want to pass Public  
22 Improvements?

23 MAYOR LICASTRO: Yeah.

24 MR. MATEYO: I'm kidding.

25 MR. BOLTON: Mr. Zalar.

1 MR. ZALAR: Yes, sir.

2 MR. BOLTON: It appeared to me that the  
3 work was done outside of Village Hall. Did you  
4 have any comment about it? They had been  
5 approved previously, but I don't think you made a  
6 comment on it.

7 MR. ZALAR: On the intersection out  
8 here?

9 MR. BOLTON: Yes.

10 MR. ZALAR: That was done a few months  
11 ago or whatever.

12 MAYOR LICASTRO: That was done in the  
13 fall, sir.

14 MR. BOLTON: All right. Well, the snow  
15 melted and I saw it for the first time.

16 (Laughter.)

17 MAYOR LICASTRO: The snow is always  
18 melted on our streets, Mr. Bolton.

19 MR. BOLTON: The Public Improvements  
20 Committee met on the 11th of January, on a  
21 Tuesday. In attendance were myself, Councilman  
22 Paul Stephan and Councilman Andy Kesselem, Pat  
23 Meade, Dr. Raj Secura and Mr. David Kincaid.

24 We began with a discussion of the  
25 purpose of the committee and a discussion of

1 concerns about garbage collection that had been  
2 circulated and whether this was something that  
3 was appropriate for that committee. And  
4 following that discussion we discussed the main  
5 reason why the committee met, which was a  
6 potential NOPEC grant request.

7 As you may remember, NOPEC awarded, or  
8 has not award, but has made available for  
9 Bratenahl to request up to \$50,000. A \$37,500  
10 grant was previously made and was approved, and  
11 this grant was being brought forth by Mr. Kincaid  
12 and Dr. Secura to potentially change the lamps in  
13 the streetlights.

14 DR. SECURA: Traffic signals.

15 MR. BOLTON: Traffic signals. Pardon  
16 me.

17 DR. SECURA: Big difference.

18 MR. BOLTON: Yeah, I'm sorry.

19 DR. SECURA: Unless we want red lights.

20 MR. BOLTON: And so Dr. Secura said that  
21 three bids were sought, two had been received,  
22 and not fully satisfied with one, it wasn't an  
23 apples to apples comparison, and those bids are  
24 for bulbs and upgrade of a fixture at Eddy Road.  
25 There was some discussion as to the exact number

1 of lamps involved, but if we use 86 as a working  
2 figure, that's what we were discussing.

3 The service department is unable to do  
4 all the work because each bulb is wired in and a  
5 lens must be changed.

6 There was a discussion, I'm trying to be  
7 quick here, of what savings might be realized  
8 through the change. There are three kinds of  
9 savings that Bratenahl might realize in applying  
10 for this grant. First is maintenance costs will  
11 undoubtedly be reduced because the average life  
12 of an LED is significantly longer than the  
13 average life of the incandescent bulbs currently  
14 used.

15 The second is the Village may be able to  
16 obtain a lower electric rate. That was uncertain  
17 at the time of the meeting, but was expected to  
18 be possible. But most importantly, in two years  
19 incandescent street lamps -- pardon me, traffic  
20 lamps will no longer be available and the Village  
21 will have to replace them, so by replacing the  
22 bulbs today, we are eliminating that capital cost  
23 in two years.

24 Following this discussion, Mr. Stephan  
25 moved, Mr. Kesselem seconded, and we unanimously

1 voted to recommend that Council approve the grant  
2 request brought forth by Mr. Kincaid and  
3 Dr. Secura, and I think they would like to show  
4 you a little bit of what they are talking about,  
5 if that's all right, Mr. Mayor.

6 MAYOR LICASTRO: Please.

7 MR. KINCAID: You get to show.

8 DR. SECURA: Oh, I get to show.

9 MR. KINCAID: You get to show and tell.

10 DR. SECURA: You know those little  
11 lights up there on the street? This is really  
12 how big some of them are. We intend to change  
13 the little or smaller ones on Eddy Road to this  
14 size. This is only 12 inches, but it seems awful  
15 big when you bring it down here. But up on  
16 the --

17 MAYOR LICASTRO: If I can add, when you  
18 tell an officer you didn't see the light, you see  
19 the problem with that? How can you miss that?

20 DR. SECURA: How can you miss it? Well,  
21 let's make it a little bit easier.

22 VOICE: He's going to plug it in. Cool.

23 DR. SECURA: This is what -- and if you  
24 look, it changes.

25 VOICE: It's blinding.

1 DR. SECURA: And you think this is how  
2 it's going to be. You know those little night  
3 lights you have at home? They're seven watts.  
4 This is eight. Eight watts. So it's a factor --  
5 this is replacing a 150 watt lamp. That's more  
6 than ten, eight, 15, 20 times less power.

7 VOICE: That's cool.

8 DR. SECURA: And the appearance, as you  
9 can probably see if I do that, the appearance is  
10 it's very bright. And so the drivers and the  
11 people coming will see the increased brightness.  
12 We anticipate, and the research seems to  
13 indicate, likelihood of increased safety. "I  
14 didn't see it" would be less of an excuse.

15 We are not replacing every fixture with  
16 12, that's not part of it, we don't have enough  
17 money in the grant, and we would look forward to  
18 next year to bringing up two more intersections  
19 up to this size, but all of the light bulbs will  
20 become LEDs for this grant proposal that we --

21 MAYOR LICASTRO: Whether they are eight  
22 or 12 inch?

23 DR. SECURA: Whether they are eight or  
24 12 inch. They're just less expensive with eight  
25 in the fixtures. And Joe and I have been looking

1 at this and it seems to be an easy fix, and we're  
2 hoping also that we are going to get them  
3 painted, the fixtures painted, because we don't  
4 have -- we have a deadline of June?

5 MR. KINCAID: Yes.

6 DR. SECURA: That we're actually going  
7 to paint on site the actual yellow, so it  
8 brightens up, and we'll have knew LEDs sometime  
9 around May or June.

10 MAYOR LICASTRO: Can the grant be used  
11 for that purpose as well?

12 DR. SECURA: No.

13 MR. KINCAID: No.

14 DR. SECURA: It's not in the grant.

15 MR. KINCAID: It's not in the grant.

16 MR. ZALAR: That's something that  
17 service is probably going to take on. We'd like  
18 to -- we really love the LED lights here, but the  
19 thing is, when we put new lights in there, we  
20 like to kind of freshen up the fixtures, too,  
21 because they are looking kind of ratty and dirty  
22 and we want to brighten those up, too, so that it  
23 makes a better impact.

24 DR. SECURA: We will get new fixtures on  
25 Eddy Road as part of the grant.

1 MR. ZALAR: Right.

2 DR. SECURA: So there will be new  
3 hanging fixtures with the larger diameter right  
4 there.

5 MR. ZALAR: Twelve.

6 DR. SECURA: We think that's the place  
7 where it's most needed, on that section of the  
8 road, and so that will be included in the grant.  
9 So those won't have to be painted. They will  
10 come preassembled, so there won't be assembly  
11 costs, and they'll put it up and lift it up,  
12 because they're a little bit bigger fixtures, as  
13 you can imagine.

14 Any questions?

15 MAYOR LICASTRO: Yes, Ms. Beckenbach?

16 MS. BECKENBACH: Will this just be at  
17 the corner of Lake Shore Boulevard and Eddy?

18 MR. KINCAID: All intersections.

19 DR. SECURA: All intersection. You only  
20 have four intersections in the Village and the  
21 last thing is the flasher down by Breezy Bluff  
22 will be changed as well.

23 MS. BECKENBACH: Right. But I mean on  
24 Eddy Road?

25 DR. SECURA: All the fixtures at Eddy

1 Road will be --

2 MS. BECKENBACH: Including the one out  
3 by the freeway?

4 DR. SECURA: No, the freeway is not our  
5 responsibility. The freeway is the Department of  
6 Transportation.

7 MS. BECKENBACH: I thought maybe the  
8 first light was ours.

9 DR. SECURA: No.

10 MAYOR LICASTRO: Mr. Mateyo.

11 MR. MATEYO: I noticed some of the LEDs  
12 have a strobe.

13 DR. SECURA: Oh, in the center.

14 MR. MATEYO: Yeah. And I just wondered,  
15 those really get your attention, and I didn't  
16 know --

17 DR. SECURA: I haven't looked into it.  
18 I know where one of them is used in a very  
19 strange place in Eastlake and 91, because you  
20 can't see it until you are coming around the  
21 corner, and so --

22 MR. MATEYO: Yeah, all of a sudden.

23 MAYOR LICASTRO: It has a lens on it.  
24 Is that what you're talking about?

25 DR. SECURA: A strobe, inside there's a

1 strobe.

2 MR. MATEYO: Inside there is a strobe.

3 MR. BOLTON: Will you unplug it,  
4 Dr. Secura? I'm getting blinded.

5 MS. BECKENBACH: Yes. Stop.  
6 (Laughter.)

7 MR. McDONALD: I think some of those  
8 strobes are communicating with emergency  
9 vehicles.

10 MR. MATEYO: Yes, I think that is  
11 correct.

12 DR. SECURA: I think the one at 91 is to  
13 grab your attention because it's hard to see,  
14 it's covered by a bridge, and I know that when I  
15 go down there, that flash gets my eye and then  
16 you see whether it's red or green. We could call  
17 Eastlake and see if that -- do you have any sense  
18 of where we would have to have one like that?

19 MR. MATEYO: I don't know. I just know,  
20 for me, that was the one that really --

21 DR. SECURA: I'm wondering, Chief, if --  
22 we'll talk.

23 MAYOR LICASTRO: Yeah, why don't we  
24 discuss that further.

25 David, do you have something to add?

1 MR. KINCAID: Yeah, I just wanted to add  
2 that the one question that we didn't have  
3 resolved at the time was the rate structure for  
4 CEI.

5 DR. SECURA: You all should have a copy  
6 of this grant proposal.

7 MR. KINCAID: Yeah. But the reduction,  
8 we're going from 150 watt incandescent lamp down  
9 to an eight watt LED. The reduction in the  
10 wattage will be taken in consideration and the  
11 rate will come down. Now, we only have four  
12 intersections, so, you know, you will get a  
13 little bit of savings, but I'm only talking  
14 something like, the last bill was like 76 bucks,  
15 so if we reduced that by half, we would be  
16 ecstatic anyway, but over a 12-month period, that  
17 isn't a whole lot of dollars. Where we are  
18 saving our money is going to be in our  
19 maintenance costs and hopefully the traffic  
20 accidents that we will receive, hopefully these  
21 will reduce that that may be happening within the  
22 Village and at those intersection. So it's a  
23 safety/security thing as well as the maintenance.

24 DR. SECURA: And a future expenditure  
25 that we don't have to pay for. We can just do it

1 earlier, which is good for us.

2 MR. BOLTON: Thank you very much for the  
3 work that you have done on behalf of the Village.

4 MS. BACCI: Yes.

5 MR. BOLTON: I would like to move that  
6 Council authorize this grant be submitted.

7 MS. BECKENBACH: Absolutely.

8 MAYOR LICASTRO: Second?

9 MR. STEPHAN: Second.

10 MR. McDONALD: Second.

11 MR. BOLTON: Does that cover it?

12 MAYOR LICASTRO: I think we should do  
13 that by acclamation. Agreed?

14 ALL: Agreed.

15 MR. KESSELEM: I have something.

16 MR. BOLTON: I do have one more here.

17 MAYOR LICASTRO: Excuse me. I know you  
18 do. This is not the application itself?

19 Correct? Usually there's a signature page.

20 MR. KINCAID: I have the signature page  
21 here.

22 MAYOR LICASTRO: Okay. Because I  
23 usually have to sign that. Thank you.

24 DR. SECURA: Yes, we know that.

25 MAYOR LICASTRO: Yes, Mr. Kesselem.

1 MR. KESSELEM: I do have one thing. I  
2 thought we had caught this at Public  
3 Improvements. On your page B1 index, you call it  
4 the Nike site stuff. We can change that to the  
5 DCMA?

6 MR. KINCAID: I changed it on the one  
7 that will be sent forward.

8 DR. SECURA: It's a little difficult  
9 because the form is filled out on the computer.

10 MR. KESSELEM: Those of us that have  
11 lived through the Nike site may not understand it  
12 as the DCMA.

13 MR. MATEYO: In here it's Nike.

14 DR. SECURA: Yeah, Nike.

15 MAYOR LICASTRO: Go ahead.

16 MS. BECKENBACH: I just want to commend  
17 you for all the hard work, and this is a  
18 wonderful thing you are doing. I am assuming you  
19 are going to continue this for the rest of the  
20 Village, and we are thrilled, and thank you so  
21 much for all the hard and difficult time you had  
22 putting it together. It's wonderful. The  
23 outcome is fabulous.

24 MAYOR LICASTRO: See me afterwards for  
25 signature.

1 DR. SECURA: Great guy to work with.

2 MAYOR LICASTRO: Mr. Stephan?

3 MR. STEPHAN: Just one question. Laura,  
4 is it still possible there will be additional  
5 NOPEC dollars available above and beyond our  
6 50,000 so we might be able to --

7 MS. BACCI: Right.

8 MR. STEPHAN: -- write another grant  
9 application for the balance of the fixtures  
10 before 2012?

11 MS. BACCI: After --

12 MR. KINCAID: Well, the fixtures  
13 themselves will all be converted from  
14 incandescent to the LED. We're changing the one  
15 intersection to the larger diameter lens.

16 DR. SECURA: From the (indicating.)

17 MR. KINCAID: The other issues that hang  
18 in there are that particular intersection has a  
19 manual controller. That can be upgraded to a  
20 electronic controller.

21 MR. ZALAR: Digital. Digital.

22 MR. KINCAID: Or digital. Excuse me,  
23 Joe. A digital controller as well as the one at  
24 the corner of --

25 MR. ZALAR: Coit.

1 MR. KINCAID: Coit.  
 2 MAYOR LICASTRO: Coit. For example --  
 3 MR. STEPHAN: We expect that you will  
 4 continue your efforts and get additional monies  
 5 from the surplus.  
 6 MS. BACCI: If there is.  
 7 MR. KINCAID: You can rest assured.  
 8 MR. STEPHAN: Yes.  
 9 MAYOR LICASTRO: For example, we tried  
 10 to change the timing on some of our traffic  
 11 lights. The ones that are manual can't really be  
 12 changed, so the fact that they are digital, we  
 13 will be able to adjust them for traffic flow.  
 14 MR. KINCAID: Yes. But that's a \$10,000  
 15 investment for each controller. So that's lots  
 16 of dollars.  
 17 MR. BOLTON: Joe?  
 18 MR. ZALAR: One other safety issue with  
 19 upgrading these controls, they could be updated  
 20 with a battery backup, so if we do have a power  
 21 outage, these lights will automatically go to  
 22 flash, but because the intersections are always  
 23 pitch black, but those lights will flash.  
 24 MAYOR LICASTRO: Mr. Bolton?  
 25 MR. BOLTON: Moving right along with the

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1 joys of the Public Improvements Committee. Our  
 2 next hot topic was the inventory of community  
 3 assets, which I know Mr. Bierut is working on,  
 4 and I'm going to ask him in a minute how that's  
 5 going, but an issue arose about exactly what  
 6 Bratenahl owns, and Mr. Kincaid, who seems to be  
 7 very knowledgeable, said that Bratenahl owns the  
 8 lights and control boxes. And I just wondered if  
 9 Mr. Matty could confirm that at a future date so  
 10 that we know whether or not we need to, you know,  
 11 retain monies for it.  
 12 And then I was going to ask --  
 13 MR. MATTY: We'll have to -- I don't  
 14 know how we will check that, but I'll talk to  
 15 staff on that.  
 16 MR. BOLTON: Okay. Well, Mr. Kincaid is  
 17 a really knowledgeable guy and he may be able to  
 18 tell you where to look.  
 19 MAYOR LICASTRO: I'm almost certain we  
 20 own those lights.  
 21 MR. KINCAID: Yeah, I'm sure that they  
 22 probably installed them and then they turned over  
 23 the ownership.  
 24 MS. BECKENBACH: Yes.  
 25 MAYOR LICASTRO: Yes, signal service

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1 does the maintenance.  
 2 MR. MATTY: We'll have to check our  
 3 records.  
 4 MR. KINCAID: Yes.  
 5 MAYOR LICASTRO: Signal service does the  
 6 maintenance, but we own the lights, I'm almost  
 7 certain, but we can verify that.  
 8 MR. BOLTON: Mr. Bierut, I wondered if  
 9 you had made any progress on the capital  
 10 inventory that you are dealing with.  
 11 MR. BIERUT: Yeah, we're working on it.  
 12 We should have a draft sometime in the middle of  
 13 next month, early next month, first half of the  
 14 month, looking at both the roadways, Joe's needs  
 15 over at the service garage, some sidewalk  
 16 maintenance, those types of things.  
 17 MR. BOLTON: When you get it done, and  
 18 it's not an emergency item of any kind, let us  
 19 know and we'll all get together and go over it.  
 20 MAYOR LICASTRO: Yeah, once we are done,  
 21 Mr. Zalar, Mr. Bierut and I will present it to  
 22 you as a draft for your committee to consider and  
 23 give us all the help we can use.  
 24 MR. BOLTON: Then the committee  
 25 discussed the proposed signage for the Bratenahl

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1 bird sanctuary, and no sign has yet been -- no  
 2 design has yet been approved, so we discussed  
 3 having Mr. Jim McKnight, who is on our ARB, who  
 4 would be willing to do this, and it happens that  
 5 I asked him because I see him from time to time,  
 6 he's a tenant in a building which I am involved  
 7 with, and the cost would be under \$500. We don't  
 8 have a firm cost. Mr. Stephan moved it,  
 9 Mr. Kesselem seconded it, there was a vote, I  
 10 recused myself and abstained on account of the  
 11 minuscule -- I mean, I might be able to get a  
 12 pack of gum out of it, but probably only one  
 13 stick.  
 14 MS. BACCI: Cup of coffee.  
 15 MR. BOLTON: So we would like to ask the  
 16 Mayor to consider talking to Jim McKnight to draw  
 17 it up.  
 18 MAYOR LICASTRO: Consider it done. Do  
 19 we have a tentative design or we're going to let  
 20 Mr. McKnight come up with that?  
 21 MR. BOLTON: Yes. I think some sort of  
 22 historical --  
 23 MS. BECKENBACH: It should be in keeping  
 24 with the signs that we have that recognize  
 25 Bratenahl.

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1 MAYOR LICASTRO: And there was a desire  
2 to note villagers, the Roetiger family, so keep  
3 the --

4 MR. BOLTON: Yes. The wording is known.

5 MAYOR LICASTRO: Okay. Good.

6 MR. BOLTON: The wording, we're not  
7 creating new wording.

8 MAYOR LICASTRO: Good. Please. That  
9 was hard enough the first time. Make sure that I  
10 have that exact wording, Mr. Bolton, if you have  
11 that.

12 MR. BOLTON: Yeah.

13 MAYOR LICASTRO: Make sure I have that  
14 so I can pass that on to Mr. McKnight. Thank  
15 you.

16 MR. BOLTON: Then we talked about the  
17 committee's responsibility for green space. And  
18 it was really prompted by an e-mail from Mr. Beau  
19 Daane, and the bottom line of this was we, the  
20 committee, felt we needed legal advice as to  
21 exactly what the Village's responsibility and  
22 authorization is.

23 So I'm not asking for it now, but I was  
24 hoping perhaps next month or six weeks, something  
25 that fits your schedule, Mr. Matty, you could

1 either brief us before a Council meeting or in a  
2 committee meeting exactly what the minimum  
3 requirements are on the Village, given its  
4 ownership structure, and what our maximum is, so  
5 that we know exactly what our responsibility is.

6 And that, I'm happy to say, is my  
7 report, Mr. Mayor.

8 MAYOR LICASTRO: Thank goodness. You  
9 were right, it was lengthy, but worthwhile.  
10 Thank you, Mr. Bolton.

11 Legislative?

12 MR. MATEYO: Legislative did not meet.  
13 The first meeting will be held on the first  
14 Monday in February.

15 MAYOR LICASTRO: And, Mr. Mateyo?

16 MR. MATEYO: Yes.

17 MAYOR LICASTRO: We have the PODS  
18 ordinance on for second reading. Would you make  
19 sure the committee is comfortable with the  
20 wording before it goes on third?

21 MR. MATEYO: Sure.

22 MAYOR LICASTRO: Thank you.

23 Public Safety.

24 MS. BECKENBACH: Public Safety did not  
25 meet.

1 MAYOR LICASTRO: Community Affairs.

2 MS. BECKENBACH: Community Affairs is  
3 meeting next Monday at 5:30 in Village Hall.

4 MAYOR LICASTRO: Communication.

5 MR. MATEYO: Communication is meeting  
6 next Tuesday here at Village Hall at 5:30.

7 MAYOR LICASTRO: Recreation. I'm sorry.

8 MR. BOLTON: Mr. Mateyo, wasn't there  
9 something about a discussion in Communication  
10 Committee about a budget?

11 MR. MATEYO: Yes, there was, and it will  
12 be hopefully approved next Tuesday at 5:30 here  
13 at Village Hall.

14 MS. MEADE: It's already approved.

15 MAYOR LICASTRO: Thank you. Recreation.

16 MR. PAUL KESSELEM: Mr. Mayor.

17 MAYOR LICASTRO: Thanks, Paul.

18 MR. PAUL KESSELEM: Council. January  
19 12th I believe is the date we had our meeting,  
20 which is one week later than the normal first  
21 Wednesday of every month. We had a full, full  
22 commission was present with the two new members,  
23 Chris Kaiser and Joey Scott, and proceeded to run  
24 through what we completed 2010 with, and that was  
25 a new treadmill, disposed of the old, added a

1 recumbent bike.

2 This year we are going to start in  
3 February and update our software computer for our  
4 fob network which allows control of the many  
5 doors that are in the facility. We're going to,  
6 in this year also we're going to add new gym  
7 doors to it and add more fob work to those doors  
8 in order to keep the security as tight as we can.  
9 The new system will allow us to handle all of the  
10 repairs that we go through the next years and put  
11 fobs on all of the entrances so that all of the  
12 structure is complete.

13 We did order a 40-yard trash bin and we  
14 are presently involved with completing the first  
15 cleanout of several rooms of desk trash. The  
16 facilities just collected a bunch of things that  
17 people don't want and were kind enough to give  
18 us, but we got rid of those, so we are going to  
19 schedule two more for this year which will just  
20 make a dent, but start the process of cleaning  
21 out. Makes exterminating and other repairs in  
22 the building a lot easier and a lot cleaner and a  
23 lot safer for everybody.

24 And, as I mentioned, we're going to  
25 complete the doors at the gym, we're collecting

1 three bids now, and I'll be presenting them down  
2 the road.

3 E-mail list updates. We're just  
4 reminding everybody to e-mail us at  
5 Bratenahlcenter@sbcglobal.com to let us know if  
6 you want us to keep you in touch on any of the  
7 monthly activities.

8 Community Center Garden Spot sign up will  
9 be in the upcoming Lamplighter.

10 Our first wine tasting event is tomorrow  
11 night. It's a sold out event. We're pushing the  
12 walls of the wine tasting room to attend. And  
13 the next one will be on February the 17th at  
14 Bratenahl's Americana, and more information will  
15 be available down the road. A small nominal  
16 charge this year for any of the wine events  
17 simply because of the licensing and some other  
18 particulars that we had to get involved with in  
19 order to host a wine event.

20 And the third one is March 17th, and  
21 that will be hosted by other fellow villager  
22 Mr. Bauernschmidt, which is always a great time.

23 Chinese New Year --

24 MAYOR LICASTRO: Isn't that  
25 St. Patrick's Day?

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1 MR. PAUL KESSELEM: March 17th?

2 MAYOR LICASTRO: Oh, boy. Oh, boy.

3 MR. PAUL KESSELEM: Yeah.

4 MAYOR LICASTRO: Do they make green  
5 wine?

6 MR. PAUL KESSELEM: So that's it.

7 Chinese New Year, we have dinner.

8 That's on February 11th, Li Wah Restaurant. Be  
9 sure to call the Bratenahl Centers Director  
10 Stephanie Gallagher to make reservations. And  
11 our budget was accepted by the Finance Committee,  
12 as mentioned before.

13 MAYOR LICASTRO: Thank you,  
14 Mr. Kesselem. And congratulations on your  
15 chairmanship of the commission.

16 MR. PAUL KESSELEM: Oh, last -- oh,  
17 excuse me. I forgot one thing. Our Memorial Day  
18 celebration is broken down into two parts. One  
19 stems directly from the commission, the other one  
20 has support of some villagers who have gone out  
21 and asked for financial support to fund an  
22 additional parade budget.

23 The question is, is a donation by a  
24 villager, or anyone, to Bratenahl Village and  
25 deposited in that parade account, is that a

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1 deductible item? Did I word that right?

2 MR. MATEYO: Yes, you did.

3 MAYOR LICASTRO: Yes, you did.

4 MR. PAUL KESSELEM: Or did I stumble  
5 over it?

6 MR. MATEYO: That's fine.

7 MR. BLAZEY: I issued the memo to Laura  
8 that Code Section 170 says if it's for the  
9 exclusive use of Village residents, it's not  
10 under coercion, and Council will pass resolution  
11 saying that you want them to do the parade, yeah,  
12 it's tax deductible. If it's a business, it's  
13 deductible as a business expense if get  
14 advertising by having a sign on their truck.

15 MAYOR LICASTRO: Do we need a resolution  
16 for that or just a motion?

17 MR. BLAZEY: You want a resolution,  
18 John.

19 MR. MATTY: You need a resolution,  
20 Mayor, yes.

21 MR. BLAZEY: To say that they are doing  
22 it in behalf of the Village members.

23 MAYOR LICASTRO: Well, let's make sure  
24 we segregate those monies and have an exact  
25 amount for the resolution.

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1 MR. PAUL KESSELEM: Yes. We started  
2 that process last year, but what's the one thing,  
3 Mr. Blaze, about a business that donates in kind  
4 goods.

5 MR. BLAZEY: Like a business like a fire  
6 truck guy, if he is sponsored by Mrs. Blaze's  
7 Noodle Company, they can take it as an  
8 advertising expense as opposed to a charitable  
9 contribution.

10 MR. PAUL KESSELEM: Okay. Thank you.

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

13 Planning Commission?

14 MS. BECKENBACH: Planning Commission did  
15 not meet.

16 MAYOR LICASTRO: Shade Tree Commission.

17 MS. MEADE: Did not meet.

18 MAYOR LICASTRO: Also, in the month of  
19 February we intend to have a Storm Water  
20 Management Committee meeting and a Public Records  
21 Commission meeting. I'm working on dates with  
22 Mr. Matty and Mr. Bierut on both, so we'll get  
23 back to you as soon as we have some dates  
24 established.

25 Yes, Mr. Stephan.

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1 MR. STEPHAN: Relative to, Paul, your  
2 inquiry and your responses, do we need to pass,  
3 as a Council, pass the resolution indicating that  
4 these funds will be used for public use  
5 exclusively before the solicitation letter can be  
6 released?

7 MR. BLAZEY: It would be helpful if you  
8 did.

9 MR. STEPHAN: So moved?

10 MAYOR LICASTRO: Well, a resolution  
11 takes more than a motion. We'll have it prepared  
12 for next month. Well before the break.

13 Moving to old business. Want to start  
14 with that one, Mary? Do you have it?

15 MR. MATEYO: We don't have it.

16 MAYOR LICASTRO: Okay. It's the pods.

17 MR. KESSELEM: 3507.

18 MAYOR LICASTRO: 3507. I have a copy of  
19 it.

20 MR. KESSELEM: I have a copy of it.

21 MAYOR LICASTRO: Then why don't you  
22 introduce it as the second reading, Mr. Kesselem,  
23 please.

24 MR. KESSELEM: Ordinances Number 3507,  
25 an ordinance adding Section 1411.28 of the

1 just saying before we put it on for a third,  
2 let's make sure it's right. If it's right, it's  
3 right.

4 MS. MEADE: So potentially there could  
5 be --

6 MR. KESSELEM: No readings.

7 MS. MEADE: -- another nonmeeting and it  
8 could go to the third reading and potentially  
9 pass at that time, so it's not required?

10 MS. BECKENBACH: That's how the legal  
11 system works.

12 MS. MEADE: Okay.

13 MAYOR LICASTRO: Yeah. That's Council's  
14 decision.

15 MS. MEADE: All right. Thank you.

16 MAYOR LICASTRO: Moving on.

17 MS. BECKENBACH: There was one here.

18 MAYOR LICASTRO: I'm sorry, was there  
19 another question?

20 MR. KESSELEM: Well, my question, I  
21 guess, is not just with this one particular  
22 ordinance that we're on second reading. Last  
23 December we read 11 ordinances, ten of which were  
24 all in emergency, never saw a committee. This  
25 one, under the first read, still hadn't seen a

1 Housing Code to provide for the regulation of  
2 temporary structures in residential districts and  
3 amending Section 1311.02 of the Building Code to  
4 add a permit fee for such structures.

5 MAYOR LICASTRO: And mention it's for a  
6 second reading, please.

7 MR. KESSELEM: And this is for a second  
8 reading.

9 MAYOR LICASTRO: That's fine. Thanks.

10 So if your committee can make sure that the  
11 verbiage is correct, Mr. Mateyo, we can hopefully  
12 get it out for passage relatively soon.

13 MR. MATEYO: Okay.

14 MS. MEADE: Question.

15 MAYOR LICASTRO: Yes.

16 MS. MEADE: Regarding this, I don't know  
17 how things work, if there wasn't a January  
18 Legislative meeting to discuss this, does it make  
19 sense to still have a second reading?

20 MAYOR LICASTRO: It's not --

21 MR. MATEYO: We have a January agenda.

22 MR. KESSELEM: I understand.

23 MS. MEADE: Well, that's my point.

24 MAYOR LICASTRO: But we have had no  
25 indication from the chair to not proceed. I'm

1 first -- or a committee at Legislative. I'm  
2 wondering if we could postpone the vote or the  
3 second read that they had.

4 MAYOR LICASTRO: There's no vote on the  
5 second read.

6 MR. McDONALD: The pod, the pod  
7 ordinance? I remember seeing that in Legislative  
8 Committee.

9 MR. MATEYO: We voted on that. We got  
10 it from Mr. Matty.

11 MR. MATTY: We got our instruction from  
12 the chair after their -- after its committee's  
13 review, and he gave us an instruction sheet on  
14 what he wanted included and what he didn't, and  
15 then we tried to prepare this following his  
16 instruction, knowing full well that once it was  
17 produced, it would go back to his committee, but  
18 if I remember, Mr. Mateyo, you gave us a whole  
19 one page, it might have even been two pages of  
20 how you reviewed the ordinances that we gave you  
21 with your comments on how you thought those  
22 ordinances and their provisions would fit in  
23 Bratenahl.

24 MR. MATEYO: Correct, Dave Matty, you  
25 and Dianne. It was that we changed the setback,

1 we changed the setback, because there's no way,  
2 30 foot or whatever it was.

3 MAYOR LICASTRO: And there's no vote on  
4 the second reading. It's just presented. We get  
5 it out there so people know it's pending.

6 MR. KESSELEM: It's a concern that I  
7 have that even if we're to follow our rules and  
8 regulations, if this was written by Mr. Matty for  
9 approval, does this come back to Legislation  
10 Committee --

11 MR. MATEYO: Yes.

12 MR. KESSELEM: -- for their approval of  
13 it?

14 MAYOR LICASTRO: Yeah, I just indicated  
15 that's --

16 MR. KESSELEM: So this was, this was  
17 voted on and approved to bring to Council?

18 MR. MATEYO: Yes.

19 MR. MATTY: The concepts that this was  
20 based upon were voted on and approved by  
21 Mr. Mateyo's committee with instruction to me in  
22 writing of what to draft. And this is what we  
23 drafted.

24 MR. MATEYO: Correct.

25 MS. MEADE: But since the draft, then,

1 there's been no meeting to discuss it, and  
2 they -- and I believe John just said potentially  
3 it's up to Council where there's no meetings for  
4 discussion and it could pass to Council directly.

5 MAYOR LICASTRO: Ms. Meade, what I  
6 recommended is the Legislative Committee review  
7 this piece of legislation, make sure it's  
8 accurate before it's presented for a third  
9 reading.

10 MS. MEADE: Okay. But I asked if it was  
11 necessary for it to go through committee --

12 MAYOR LICASTRO: It's not necessary.

13 MS. MEADE: -- and you said no.

14 MAYOR LICASTRO: It's not necessary.

15 That's right.

16 MS. MEADE: It was at Council -- that  
17 was my point.

18 MAYOR LICASTRO: It's not necessary.

19 MS. MEADE: Right.

20 MAYOR LICASTRO: It's preferred, but not  
21 necessary.

22 Mr. Kincaid?

23 MR. KINCAID: I have a couple of dumb  
24 questions. Number one, I always thought, in the  
25 political process, if you are having a second

1 reading, you read it.

2 MAYOR LICASTRO: Actually, you could.

3 We usually just read the header.

4 MR. KINCAID: I would like to hear it,  
5 because this is the second time around, I have  
6 not seen any communications from the Village or  
7 Council as to what the fee structure is going to  
8 be, how far, whatever, whatever, whatever. I  
9 have no clue. And so, you know --

10 MR. KESSELEM: Whose is it? I got that  
11 one, didn't I?

12 MAYOR LICASTRO: Well, Mr. Kesselem,  
13 read it.

14 MR. KESSELEM: I'll be happy to read it.

15 MR. KINCAID: Okay. Let's read this,  
16 please. I'd like to hear it.

17 MAYOR LICASTRO: I'm going to get water.  
18 I'll be right back. Go ahead, read it.

19 MR. KESSELEM: All right. Whereas, the  
20 Mayor and Legislative Committee have reviewed the  
21 need to define and regulate temporary structures  
22 placed in residential districts for the purpose  
23 of storage, construction operations, et cetera.

24 Now, therefore, be it ordained by the  
25 Council of the Village of Bratenahl, State of

1 Ohio, that: Section 1. That section 1411.28 of  
2 the housing code be added to read as follows:  
3 1411.28, temporary structures. Temporary  
4 structures in residential districts shall comply  
5 with the following: (a), temporary structures  
6 for construction operations, including field  
7 offices, storage of materials, and work shops for  
8 assembly of components, may be permitted on  
9 undeveloped lots, or for use during remodeling or  
10 expansion of a residential dwelling, if such  
11 structures are found necessary for the  
12 construction operations for which a building  
13 permit has been issued, provided such temporary  
14 structures are located behind any existing front  
15 building line and as far from any adjacent  
16 residence as possible as determined by the  
17 Building Commission. Temporary structures shall  
18 be removed within ten days after the completion  
19 or discontinuance of the work. An application  
20 for a permit shall be filed with the Building  
21 Commissioner prior to placement of any temporary  
22 structure and a permit fee shall be charged  
23 pursuant to Chapter 1311, Permit Fees, of the  
24 Building Code.

25 (b), one portable home storage unit for

1 the sole use of the owner/occupant of the  
 2 property which is designed for the temporary  
 3 storage of household goods, furnishings, and  
 4 building materials may be placed on a paved  
 5 off-street surface on private property behind any  
 6 existing front building line and as far from any  
 7 adjacent residence as possible as determined by  
 8 the Building Commissioner within any residential  
 9 district for a period of not to exceed 30 days.  
 10 An application for a permit shall be filled with  
 11 the Building Commissioner prior to placement of  
 12 any portable home storage unit and a permit fee  
 13 shall be charged pursuant to Chapter 1311.  
 14 Permit fees of the building code. Period. One  
 15 30-day extension may be granted by the Building  
 16 Commissioner upon a showing of hardship by the  
 17 applicant and provided the Building Commissioner  
 18 deems the extension necessary for the progress  
 19 and completion of the project. No portable home  
 20 storage unit use will be permitted beyond two  
 21 separate times per calendar year, at least six  
 22 months apart.

23 Section 2. That Section 1311.02(c)(5),  
 24 permit fees, buildings and additions, be added to  
 25 read as follows: 13. -- 1311.02, buildings and

1 additions. New buildings and additions to  
 2 existing buildings: Dwelling unit.  
 3 New buildings: One, two, or  
 4 three-family dwelling house or town house, base  
 5 fee/d.u. designated -- plus designated increment  
 6 for each square foot or part thereof of aggregate  
 7 floor space, \$150, and \$3.

8 I'm sorry, but it might be dwelling  
 9 units. It's a little bit off here.

10 (b), additions: One, two, or  
 11 three-family dwelling house or town house, base  
 12 fee/d.u. plus designated increment for each  
 13 square foot or part thereof of aggregate floor  
 14 space, \$75, plus \$2.

15 (C), new buildings and additions: (1),  
 16 a building or structures of miscellaneous or  
 17 accessory use classification, A, residential,  
 18 \$50, plus \$2.

19 Light pole or sign poles each, if  
 20 permitted, \$25 base fee plus \$6 per unit.

21 Fences, base fee plus \$5 per a hundred  
 22 linear feet, \$25.

23 (4), garages, storage sheds, buildings  
 24 and utility buildings, or any miscellaneous  
 25 structures other than a (c)(1), a (c)(2) or a

1 (c)(3) thereof -- hereof, base fee, A,  
 2 residential, \$50.  
 3 (5), temporary structures as permitted  
 4 by Section 1411.28 of the Housing Code, \$35.  
 5 Which I believe pertains to a storage, small  
 6 storage unit.

7 MAYOR LICASTRO: That's the change in  
 8 that ordinance.

9 MR. KESSELEM: That's the change in the  
 10 ordinance.

11 MR. KINCAID: Okay.

12 MAYOR LICASTRO: That's the operative  
 13 section.

14 MR. KINCAID: Okay.

15 MR. KESSELEM: Section 3. That all  
 16 other ordinances and resolutions inconsistent  
 17 herewithin be, and the same hereby, are repealed.

18 Section 4. This ordinance shall take  
 19 effect and be in force from and after the  
 20 earliest period allowed by law.

21 MAYOR LICASTRO: Thank you,  
 22 Mr. Kesselem. It's the pods we're concerned  
 23 about.

24 MR. KINCAID: Yeah.

25 MAYOR LICASTRO: We're starting to see

1 them pop up.

2 MR. KINCAID: Well, I now have a change  
 3 in your ordinance, thank you. At least I would  
 4 like you to consider it. Number one, you said  
 5 30-day limitation and then one extension. Well,  
 6 I got news. If I do a renovation, it's going to  
 7 be more than 30 days, and it's going to be more  
 8 than the second 30 days. I would suggest that  
 9 that be changed to the duration of the project or  
 10 something of that nature rather than the  
 11 limitation on the pod being there.

12 You didn't speak directly to renovations  
 13 either, as I noticed in that, and I'm not talking  
 14 about adding any structural difference for  
 15 Mr. Jamieson over here, you know, a flat fee plus  
 16 square footage. Well, what are you doing with  
 17 the renovation there?

18 MAYOR LICASTRO: Yes, Mr. Jamieson.

19 MR. JAMIESON: I think they said that  
 20 they could have it during the entire time and it  
 21 has to be removed 30 days upon its completion.

22 MR. KINCAID: Yeah, but I'm a  
 23 contractor. I'm not hiring a contractor. If I  
 24 decided to do the work myself.

25 MAYOR LICASTRO: But he said, if I --

1 MR. JAMIESON: Well, if you took a  
2 homeowner's permit out are you talking about?

3 MR. KINCAID: Yeah, if I took the  
4 homeowner's permit out.

5 MAYOR LICASTRO: You become the  
6 contractor.

7 MR. KINCAID: Yeah, I become the  
8 contractor.

9 MR. JAMIESON: In any event, on any  
10 project, it stays there for the whole project,  
11 and when it's done, when the project is finalized  
12 out, it can only be there for 30 days.

13 MR. KINCAID: And this will include  
14 renovations?

15 MR. JAMIESON: Yeah.

16 MR. KINCAID: Because you were speaking  
17 to a fee plus square footage. Well, I'm not  
18 changing that square footage.

19 MAYOR LICASTRO: No, but it's there for  
20 the project duration with a 30-day extension and  
21 another 30 days, if requested.

22 MR. KINCAID: But I'm saying it may go  
23 to, it may go to 120.

24 MR. McDONALD: After the project is  
25 completed?

1 MR. KINCAID: Oh, after the project.

2 MAYOR LICASTRO: This is after the  
3 project is done, sir.

4 MR. KINCAID: Okay.

5 MR. KESSELEM: If I may, that's my  
6 reason for concern about a second read, that the  
7 ordinance needs to be heard by the public to give  
8 their due diligence to this. And really --

9 MR. KINCAID: Yeah, because --

10 MR. KESSELEM: -- because the public  
11 hasn't seen this document because it's never been  
12 shown --

13 MAYOR LICASTRO: I'm glad you read it.

14 MR. KESSELEM: -- in this way. So come  
15 to the next public -- or the next Legislative  
16 Committee and let's get it down pat.

17 MAYOR LICASTRO: Do you understand this?

18 MR. KINCAID: Yes.

19 MAYOR LICASTRO: You see you have the  
20 completion of the project and then 60 days beyond  
21 that. So that addresses your concerns?

22 MR. KINCAID: The way I heard it, I  
23 heard 30 days and 60 and then --

24 MAYOR LICASTRO: Yeah. So that that  
25 addresses your concerns, correct?

1 MR. KINCAID: Yes. Absolutely.

2 MR. STEPHAN: Tom, have you seen this  
3 draft?

4 MR. McDONALD: Yeah, I have seen that.

5 MAYOR LICASTRO: Before we move to the  
6 ordinance appointing Mr. Zalar as street  
7 commissioner, I would like to formally appoint  
8 Mr. Zalar as street commissioner, and in order  
9 for that to be formalized, Ordinance Number 3508  
10 to be read.

11 MS. BECKENBACH: Introduce Ordinance  
12 Number 3508 for suspension, an ordinance  
13 confirming the appointment of a Street  
14 Commissioner of the Village of Bratenahl and  
15 fixing expense compensation and declaring an  
16 emergency.

17 MAYOR LICASTRO: Is there a second on  
18 suspension?

19 MR. McDONALD: Second.

20 MAYOR LICASTRO: Roll call on  
21 suspension, please.

22 MS. EHLRINGER: Ms. Beckenbach?

23 MS. BECKENBACH: Aye.

24 MS. EHLRINGER: Mr. Bolton?

25 MR. BOLTON: Aye.

1 MS. EHLRINGER: Mr. Kesselem?

2 MR. KESSELEM: Nay.

3 MAYOR LICASTRO: Go ahead. Continue,  
4 Merele.

5 MS. EHLRINGER: Mr. Mateyo?

6 MR. MATEYO: Aye.

7 MS. EHLRINGER: Mr. McDonald?

8 MR. McDONALD: Aye.

9 MS. EHLRINGER: Mr. Stephan?

10 MR. STEPHAN: Aye.

11 MS. EHLRINGER: Thank you.

12 MAYOR LICASTRO: For passage.

13 MS. BECKENBACH: I introduce Ordinance  
14 Number 3508 for passage, and I'd like to add that  
15 his compensation is \$75 per hour -- per month.  
16 What?

17 MAYOR LICASTRO: For his cell phone.

18 MS. BECKENBACH: Oh, for his cell phone.

19 I'm sorry. Wow.

20 MAYOR LICASTRO: What a bargain.

21 Is there a second on passage?

22 MR. MATEYO: Second.

23 MAYOR LICASTRO: Discussion?

24 Mr. Stephan?

25 MR. STEPHAN: Is this a requirement by

1 the Ohio Revised Code?

2 MS. BECKENBACH: Yes.

3 MR. MATTY: It's a requirement to split  
4 out his compensation for cell phone use as  
5 compared to your compensation that you authorized  
6 at your last meeting.

7 MR. STEPHAN: I was referring to his --

8 MR. MATTY: His appointment?

9 MR. STEPHAN: His appointment, yes.

10 MR. MATTY: Yes.

11 MR. STEPHAN: Every year it's an annual  
12 appointment?

13 MR. MATTY: Yes.

14 MR. ZALAR: I have to wake up every  
15 morning and tell the service director what to do.

16 MAYOR LICASTRO: Technically, some  
17 communities have a different street commissioner  
18 than a service director. That's been proposed.

19 We have always had them be one and the same.

20 Yes, Mr. Kesselem.

21 MR. KESSELEM: And I would like to  
22 reiterate why I voted nay to this. It's not  
23 for -- it's not to be against Joe or having a  
24 street commissioner named, it's just that these  
25 are all emergency efforts. In December we had

1 ten of 11 ordinances passed in emergency.  
2 Tonight we are passing five, all five, as an  
3 emergency. I don't agree with that, as a  
4 councilperson. I think these need to come in  
5 front of a committee. That's what we are here  
6 for as Council members, to listen to this, to be  
7 vetted by the people of Bratenahl.

8 MAYOR LICASTRO: Mr. Kesselem, you are  
9 new to the process. Most small communities  
10 conduct business in exactly the same manner. The  
11 street commissioner is required by law. There's  
12 nothing for the committee to review on this, to  
13 be honest, and everything else on the agenda is  
14 really just housekeeping. It was Mr. Matty's  
15 suggestion, for the three percent increase for  
16 all employees, we should have separate ordinances  
17 for them. This has already been discussed at  
18 Finance, approved by Council. We're just being a  
19 little more detailed in how we conduct business  
20 here, at the recommendation of Mr. Matty.

21 MS. BECKENBACH: And all your commission  
22 people, for example, Joe Zalar, it has to happen  
23 on the first Council meeting in January. That's  
24 the law. Under the Ohio Revised Code.

25 MR. KESSELEM: So can I ask you, Mary,

1 as Safety Committee, is Joe's --

2 MS. BECKENBACH: No.

3 MR. KESSELEM: -- Joe's hiring based  
4 upon that as the ordinance?

5 MS. BECKENBACH: No.

6 MR. KESSELEM: Or should this come  
7 before the Legislative, because it is an  
8 ordinance that we are trying to pass? And if  
9 that's the case, we could have seen this for the  
10 first time at a Legislative meeting if a  
11 legislative meeting were to have been held.

12 MAYOR LICASTRO: For what purpose, sir?

13 MR. KESSELEM: Because that's, that's  
14 how the public should work it. We should be  
15 working it as --

16 MAYOR LICASTRO: Sir, this is a public  
17 meeting where we take care of business of the  
18 Village. Appointing a street commissioner is a  
19 very straightforward requirement of the Ohio  
20 Revised Code. Historically it's always been the  
21 service department director. Nothing has changed  
22 here. There's nothing for the committee to  
23 review in this case. And as I mentioned, the  
24 other ordinances here are a result of exhaustive  
25 Finance Committee meetings and negotiations.

1 They just are boilerplate and fill in some of the  
2 gaps Mr. Matty recognized in order to have them  
3 done properly. To put this to committee would be  
4 a complete waste of time.

5 Anyway, any further comments? Roll call  
6 on passage.

7 MS. MEADE: I had a question.

8 MAYOR LICASTRO: Yes, Ms. Meade.

9 MS. MEADE: To clarify, Mr. Matty, is  
10 the cell phone, did I understand right, is that  
11 something that's normally in this ordinance every  
12 year or is this the first time it's been  
13 proposed?

14 MR. MATTY: I couldn't tell you what the  
15 prior ordinances were. When I heard the  
16 compensation that was being requested, we wanted  
17 to make sure that the cell phone compensation was  
18 separate from his salary compensation.

19 MS. MEADE: Could someone answer --

20 MAYOR LICASTRO: He had a cell phone  
21 before, but there were some concerns that IRS did  
22 not like the way the expenses were approved.  
23 Mr. Matty thought it was cleaner to put it in the  
24 ordinance that you see here.

25 MS. MEADE: So this \$900 expense is the

1 first time that this is being done?  
 2 MAYOR LICASTRO: No. He's had his cell  
 3 phone for years. It's the first time it's been  
 4 done in this manner. Mr. Matty felt it was more  
 5 appropriate.  
 6 MS. BECKENBACH: Are you in paid claims  
 7 already? Is that what you're --  
 8 MS. MEADE: No, I'm just saying if it's  
 9 75 a month, it's 900 a year. My only question  
 10 was has he been reimbursed for his cell phone --  
 11 MAYOR LICASTRO: Yes.  
 12 MS. MEADE: -- in other years --  
 13 MAYOR LICASTRO: Yes. That's correct.  
 14 MS. MEADE: -- under a different way?  
 15 Okay. That's all.  
 16 MAYOR LICASTRO: This was a cleaner way  
 17 to do it in light of the IRS rulings.  
 18 MS. MEADE: Okay. Thank you.  
 19 MAYOR LICASTRO: Okay. Roll call on  
 20 passage, please.  
 21 MS. EHLRINGER: Ms. Beckenbach?  
 22 MS. BECKENBACH: Aye.  
 23 MS. EHLRINGER: Mr. Bolton?  
 24 MR. BOLTON: Aye.  
 25 MS. EHLRINGER: Mr. Kesselem?

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1 MR. KESSELEM: Aye.  
 2 MS. EHLRINGER: Mr. Mateyo?  
 3 MR. MATEYO: Aye.  
 4 MS. EHLRINGER: Mr. McDonald?  
 5 MR. McDONALD: Aye.  
 6 MS. EHLRINGER: Mr. Stephan?  
 7 MR. STEPHAN: Aye.  
 8 MS. EHLRINGER: Thank you.  
 9 MAYOR LICASTRO: Mr. McDonald, 3509,  
 10 please.  
 11 MR. McDONALD: Anything we should know  
 12 about? Is this changed?  
 13 MAYOR LICASTRO: This is just  
 14 clarifying. Mr. Matty felt that some of the  
 15 language in regards to Merele Ehlringer's  
 16 position was not clear. This is a clarification  
 17 of her position just to make things right for the  
 18 auditors.  
 19 MR. McDONALD: I'd like to introduce  
 20 Ordinance Number 3509 for suspension, an  
 21 ordinance amending Section 133.02 of the  
 22 Administrative Code to update the provisions for  
 23 the assistant clerk for declaring an emergency.  
 24 MS. BECKENBACH: Second.  
 25 MAYOR LICASTRO: Roll call on

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1 suspension, please.  
 2 MS. EHLRINGER: Ms. Beckenbach?  
 3 MS. BECKENBACH: Aye.  
 4 MS. EHLRINGER: Mr. Bolton?  
 5 MR. BOLTON: Aye.  
 6 MS. EHLRINGER: Mr. Kesselem?  
 7 MR. KESSELEM: Nay.  
 8 MS. EHLRINGER: Mr. Mateyo?  
 9 MR. MATEYO: Aye.  
 10 MS. EHLRINGER: Mr. McDonald?  
 11 MR. McDONALD: Aye.  
 12 MS. EHLRINGER: Mr. Stephan?  
 13 MR. STEPHAN: Aye.  
 14 MS. EHLRINGER: Thank you.  
 15 MAYOR LICASTRO: The old ordinance from  
 16 several years ago had her as part time. Merele  
 17 has not been part time for the last couple of  
 18 years. This says full time, which is proper.  
 19 MR. McDONALD: I'd like to introduce  
 20 Ordinance Number 3509 for passage.  
 21 MS. BECKENBACH: Second.  
 22 MAYOR LICASTRO: Any comments?  
 23 Yes, Mr. Stephan.  
 24 MR. STEPHAN: Is there a job  
 25 description?

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1 MAYOR LICASTRO: There is.  
 2 MR. STEPHAN: And the clarification is  
 3 for Ohio Revised Code or legal matters or reasons  
 4 having nothing to do -- there's no change to --  
 5 MR. MATTY: The clarification is because  
 6 it reflects her actual job performance. Rather  
 7 than part time, she is full time.  
 8 MR. STEPHAN: I'm very troubled by the  
 9 fact that we have had a full-time employee  
 10 designated as a part-time. It indicates a lack  
 11 of due diligence on the part of the Council, and  
 12 being a member of Council, that bothers me.  
 13 MAYOR LICASTRO: Sir, it indicates a  
 14 different set of legal eyes that thought this  
 15 should be approached in a different manner than  
 16 our prior law director.  
 17 MR. STEPHAN: Part time and full time is  
 18 not a legal issue. It's a reality.  
 19 MAYOR LICASTRO: We are taking steps to  
 20 make sure it's accurate tonight.  
 21 MR. STEPHAN: And I'm bothered by the --  
 22 MAYOR LICASTRO: I'm sorry you're  
 23 bothered.  
 24 MR. STEPHAN: -- failure to act sooner.  
 25 MAYOR LICASTRO: It wasn't brought to

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1 our attention prior to this. We're dealing with  
2 it now.

3 Mr. Bolton?

4 MR. BOLTON: Under assistant clerk it  
5 says said assistant clerk shall report to the  
6 Clerk, Mayor, Treasurer and Council. I'm not  
7 sure that the clerk can report to -- or the  
8 assistant clerk can report to all of us. This is  
9 another question for you, Mr. Matty. Doesn't the  
10 assistant clerk report to the clerk?

11 MR. MATTY: Well, I think the assistant  
12 clerk has to report to everybody.

13 MAYOR LICASTRO: Actually, Merele  
14 brought this up, and she was hoping that  
15 everyone, in their good graces, wouldn't abuse  
16 this, and I assured her if there was anything out  
17 of the ordinary, it would be discussed with me or  
18 Mr. Blazey before she's given any particular  
19 task.

20 MR. BOLTON: The reason I ask is not to  
21 be difficult, but I understood that the clerk had  
22 responsibilities to the State of Ohio as well as  
23 to Bratenahl, and that the clerk is responsible  
24 for the actions of the assistant clerk, so if the  
25 clerk can say -- how can the clerk be responsible

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1 for a person who reports to somebody else? Do  
2 you see what I mean?

3 MAYOR LICASTRO: No.

4 MR. BOLTON: How can the clerk fulfill  
5 his duties to the State of Ohio with an employee  
6 who reports to somebody else?

7 MR. MATTY: Well, Mr. Bolton, if you  
8 want, I'll look into that. I did not make the  
9 change. That's the current ordinance. That  
10 change is the current ordinance language. The  
11 only change we made to this was the part time and  
12 actually updated the compensation because there  
13 was an actual dollar amount in the code which  
14 needed to be updated to what you authorized by  
15 your ordinances. So if you wish, I'll take a  
16 look at that, but the way I read the assistant  
17 clerk shall report to, these are, these are --  
18 Council is an entity. The other individuals, she  
19 may have to report to them in some of her daily  
20 activities. But I didn't change that. If you  
21 want us to look if that should be more refined,  
22 we'll look, but --

23 MAYOR LICASTRO: Mr. Bolton, let me  
24 explain.

25 MR. BOLTON: Do you mind? Because there

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1 were a couple --

2 MAYOR LICASTRO: When we first brought  
3 this to fruition and created this position, there  
4 was a lot of debate, and Council at that time,  
5 you may have been on it or not, I'm not certain,  
6 I think I was, wanted to be certain that if they  
7 needed something from the assistant clerk, she  
8 would respond. So they felt by including all  
9 these entities, it made sense. Now, logically,  
10 she can't work for four different masters, and no  
11 one's asking her to.

12 MR. BOLTON: Right.

13 MAYOR LICASTRO: And that's your point,  
14 and I understand your point. But, again, if  
15 Council needs Merele to do a particular report,  
16 they certainly have the right to ask her to do  
17 so, but in logic and good faith, she can't do  
18 four things for four different people or entities  
19 at the same time. Everyone understands that.

20 MR. BOLTON: Right. Really there are  
21 two reasons I brought it up, and they have  
22 political undertones. One is the auditor stated  
23 in their report that the assistant clerk reported  
24 to the clerk, which was therefore an arm of the  
25 state speaking to us, and the other was that

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1 there have been times when Council has requested  
2 information from the clerk and the clerk has said  
3 that he doesn't -- that's not his responsibility.  
4 Now, perhaps the new clerk will say something  
5 different. So I, as a councilman, am very  
6 sensitive to the fact that the clerk is an  
7 independently elected official with  
8 responsibility to the state whose  
9 responsibilities to Council are, for me, at any  
10 rate, quite unclear. And they seem to vary with  
11 the circumstances, depending upon the clerk,  
12 so --

13 MAYOR LICASTRO: Well, no, the clerk's  
14 powers and duties are defined under Ohio Revised  
15 Code. You know, again, we're a statutory  
16 Village. That's the entity. That's the  
17 definitive definition of what the clerk does.  
18 Not every community has an assistant clerk. And  
19 when this was crafted, it made sense at that time  
20 to have the clerk, whoever that person might be,  
21 report to these particular people. I mean and so  
22 much of what is generated here is generated by  
23 Ms. Ehlringer.

24 MR. BOLTON: Absolutely.

25 MAYOR LICASTRO: Now, if you're worried

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1 about the legality of it, we can have Mr. Matty  
2 fine tune it and consider it further as we go  
3 forward.

4 Mr. Stephan?

5 MR. STEPHAN: To reiterate, as an  
6 example, what Bill is saying is, Merele or Lee,  
7 Lee, would you be comfortable February 1st, if  
8 you were unavailable and someone asked Merele to  
9 write a check, would you be comfortable with her  
10 using her judgment writing that check without  
11 your input?

12 MAYOR LICASTRO: It's doesn't work that  
13 way. It doesn't work that way.

14 MR. MATEYO: She can't write the check.

15 MAYOR LICASTRO: It does not work that  
16 way.

17 MR. MATEYO: It doesn't work that way.

18 MAYOR LICASTRO: It doesn't work that  
19 way. We have to have -- there's a rigid  
20 procedure for checks being issued. It has to be  
21 signed by the clerk and the mayor before a check  
22 can be cut. It then has to be signed by the  
23 treasurer. It doesn't work that way.

24 MR. STEPHAN: Is there some other task  
25 that I might be able to cite as an example?

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1 Would you like to have the monkey on your back,  
2 since you're responsible, would you like to have  
3 Merele report to you?

4 MR. BLAZEY: If you asked Merele for a  
5 report that I knew she could, she could do,  
6 that's fine, it doesn't bother me.

7 MR. STEPHAN: I understand, but if  
8 there's a legal obligation connected somehow with  
9 the task, and I'm sorry I can't come up with an  
10 example, it just seems to put Merele in a very  
11 difficult position if she's asked to do something  
12 and there are consequences and you were not  
13 consulted because you're the responsible --

14 MR. BLAZEY: Between the two of us, we  
15 are going to know what we can do and can't do,  
16 and she's not going to do anything that I tell  
17 her she can't do.

18 MR. STEPHAN: Ah, then that means that  
19 she reports to you.

20 MR. MATEYO: Come on.

21 MAYOR LICASTRO: But, sir, she also  
22 reports to me.

23 MS. EHLRINGER: May I make a response  
24 here, gentlemen?

25 MR. BOLTON: I'm just asking to make

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1 sure this ordinance conforms to Ohio law. That's  
2 all I'm asking.

3 MS. EHLRINGER: For those of you who  
4 have asked me to do things in the past, I think  
5 you all know that I am really happy to do  
6 whatever I can to help you. However, however,  
7 when it comes to things that are the clerk's  
8 purview or the mayor's purview, I do not take on  
9 those responsibilities without referring them to  
10 the clerk or the mayor. Period. I don't do it.  
11 And if you think about it, I think you know that  
12 that has been my response to you consistently,  
13 and that it will be going forward.

14 Now, if there is something that the  
15 clerk and I have discussed that I should do in  
16 the clerk's absence that we have agreed upon in  
17 advance, for example, postings, I will absolutely  
18 do those without having to refer it to the clerk  
19 or the mayor. But there's a whole range of  
20 things that you all come up with that fall into  
21 the not-my-job category and I'm not taking that  
22 on.

23 MAYOR LICASTRO: Yeah, and Merele does  
24 not sign documents approving expenditures,  
25 documents approving checks, she doesn't do any of

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1 that. She reports to us in the performance of  
2 her daily duties, but as far as what the clerk  
3 does, that's defined by the Ohio Revised Code as  
4 well as what I am responsible for. She doesn't  
5 take responsibilities on like that. Legally she  
6 can't.

7 Yes, Mr. Mateyo.

8 MR. MATEYO: I have a specific question.  
9 When Lee was inducted, you said, I believe you  
10 said the annual compensation was 25,000 a year?

11 MAYOR LICASTRO: Yes.

12 MR. MATEYO: And next, in the reading of  
13 the next ordinance it says the assistant to the  
14 clerk is 42,616.

15 MR. McDONALD: That's Merele. That's  
16 Merele.

17 MAYOR LICASTRO: That's Merele.

18 MR. MATEYO: And my question, my  
19 question is, usually the clerk and the assistant  
20 clerk, usually the compensation is not that way.

21 MR. McDONALD: Part time, full time.

22 MR. MATEYO: Okay. Thank you.

23 MAYOR LICASTRO: May I make a point  
24 here? I make 18,000 as mayor. I rest my case.

25 Any other questions? Ms. Meade?

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1 MR. MATEYO: Am I allowed to comment on  
2 that? Or I think not.

3 MS. MEADE: I think this is another  
4 example of it not going to committee first, which  
5 is why we have the discussion now and it prolongs  
6 the meetings, but my question is, and it might  
7 help clarify with reporting to four people, is  
8 who performs the annual performance review of  
9 Merele? Which position?

10 MAYOR LICASTRO: I do.

11 MS. MEADE: Okay. And then the only  
12 other question I have is since the change was  
13 from an hourly rate, it sounded like, to  
14 salaried, I didn't know if just the word salaried  
15 needed to be worded in this ordinance in any way  
16 to show the change there, and not having to say  
17 what it is, because it'll change with raises, but  
18 just saying it's a salaried full time position?

19 MR. McDONALD: I think it says  
20 compensated at a fixed rate from time to time by  
21 Council which shall be compensated. I would  
22 think that this Council can raise her salary or  
23 lower her salary or whatever.

24 MS. MEADE: I just didn't know from  
25 hourly to salary if that was an issue that needed

1 to be addressed or not. That's a stupid  
2 sentence.

3 MAYOR LICASTRO: The next ordinance does  
4 just that. Now, we have a motion seconded for  
5 passage. Should we take a vote on this or do you  
6 want to have it reviewed?

7 Mr. Bolton?

8 MR. BOLTON: I'm happy to pass it, and,  
9 by the way, my comments had nothing personal and  
10 they were purely about the legal structure.

11 MR. MATTY: Right.

12 MR. BOLTON: Can we pass it subject to  
13 Mr. Matty just taking a look to make sure?

14 MAYOR LICASTRO: Conditioned upon  
15 further legal review? How about that?

16 MR. BOLTON: Yes.

17 MAYOR LICASTRO: All right. So make a  
18 motion to pass it on that basis, please.

19 MR. BOLTON: So moved.

20 MR. MATEYO: Second.

21 MAYOR LICASTRO: All right. Roll call  
22 on passage.

23 MS. EHLRINGER: Ms. Beckenbach?

24 MS. BECKENBACH: Aye.

25 MS. EHLRINGER: Mr. Bolton?

1 MR. BOLTON: Aye.

2 MS. EHLRINGER: Mr. Kesselem?

3 MR. KESSELEM: Aye.

4 MS. EHLRINGER: Mr. Mateyo?

5 MR. MATEYO: Aye.

6 MS. EHLRINGER: Mr. McDonald?

7 MR. McDONALD: Aye.

8 MS. EHLRINGER: Mr. Stephan?

9 MR. STEPHAN: Aye.

10 MS. EHLRINGER: Thank you.

11 MAYOR LICASTRO: Is it you, Bill, or is  
12 it George?

13 MS. BECKENBACH: Bill.

14 MAYOR LICASTRO: 3510.

15 MR. BOLTON: I would like to introduce  
16 Ordinance 3510 for suspension, an ordinance  
17 fixing compensation of certain employees of the  
18 Village of Bratenahl and declaring an emergency.

19 MAYOR LICASTRO: Is there a second on  
20 suspension?

21 MR. McDONALD: Second.

22 MAYOR LICASTRO: Roll call on  
23 suspension.

24 MS. EHLRINGER: Ms. Beckenbach?

25 MS. BECKENBACH: Aye.

1 MS. EHLRINGER: Mr. Bolton?

2 MR. BOLTON: Aye.

3 MS. EHLRINGER: Mr. Kesselem?

4 MR. KESSELEM: Aye.

5 MS. EHLRINGER: Mr. Mateyo?

6 MR. MATEYO: Aye.

7 MS. EHLRINGER: Mr. McDonald?

8 MR. McDONALD: Aye.

9 MS. EHLRINGER: Mr. Stephan?

10 MR. STEPHAN: Aye.

11 MS. EHLRINGER: Thank you.

12 MAYOR LICASTRO: For passage, sir.

13 MR. BOLTON: I'd like to introduce

14 Ordinance 3510 for passage.

15 MS. BECKENBACH: Second.

16 MAYOR LICASTRO: Would you read the  
17 particular capital items, Bill, please? Each of  
18 them?

19 MR. BOLTON: With the dollars?

20 MAYOR LICASTRO: Yes, please.

21 MR. BOLTON: Okay. Assistant to clerk  
22 and mayor --

23 MAYOR LICASTRO: We have to add Council.

24 Sorry. Joking.

25 MR. BOLTON: Council and the treasurer.

1 (Laughter.)  
 2 MR. BOLTON: \$42,616.30 per year;  
 3 building department assistant, \$13.80 per hour;  
 4 building department inspector, \$20.60 per hour;  
 5 clerk of courts \$22,616.30 per annum; community  
 6 center custodian, \$19.47 per hour; recreation  
 7 director \$32,912.95 per annum.  
 8 MAYOR LICASTRO: Any discussion? Yes,  
 9 Mr. Kesselem.  
 10 MR. KESSELEM: For Tom, in looking at  
 11 these numbers, this includes the three percent we  
 12 talked about before?  
 13 MR. McDONALD: I'm assuming that's why  
 14 we did it.  
 15 MAYOR LICASTRO: That's correct. Yes.  
 16 That's why we're doing it. Mr. Matty felt it was  
 17 a cleaner and more legal way to do it. That's  
 18 why we're doing it.  
 19 MR. KESSELEM: So are we to assume every  
 20 year this ordinance will be introduced?  
 21 MAYOR LICASTRO: That's correct.  
 22 Ms. Meade?  
 23 MS. MEADE: And were these identified  
 24 because in the last meeting where we did police  
 25 dispatchers and service, they were not in any of

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1 those categories? Is there anyone left?  
 2 MAYOR LICASTRO: It's the intention of  
 3 Council to give all Village employees, except the  
 4 elected ones, a three-percent increase. This  
 5 closes the loop.  
 6 MS. MEADE: Thank you.  
 7 MR. BOLTON: We get a ten percent. We  
 8 started at zero.  
 9 MAYOR LICASTRO: Right, you're getting  
 10 twice what you were being paid now. Thank you.  
 11 (Laughter.)  
 12 MS. MEADE: And this, and this bypassed  
 13 committee discussion as well, correct? It did  
 14 not go to committee before tonight?  
 15 MAYOR LICASTRO: No. The committee  
 16 recommended all Village employees receive a  
 17 three-percent increase.  
 18 MS. MEADE: But this ordinance was not  
 19 provided at a meeting and discussed?  
 20 MR. McDONALD: This was carrying out the  
 21 wishes that were passed by the Finance -- or  
 22 recommended by the Finance Committee and voted on  
 23 and passed at the last Council meeting.  
 24 MAYOR LICASTRO: And I asked  
 25 Mr. McDonald if we could put it on. He said we

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1 have already discussed it, do so, that's why it's  
 2 on here tonight.  
 3 MS. MEADE: It was not discussed. Okay.  
 4 MAYOR LICASTRO: Roll call on passage,  
 5 please.  
 6 MS. EHLRINGER: Ms. Beckenbach?  
 7 MS. BECKENBACH: Aye.  
 8 MS. EHLRINGER: Mr. Bolton?  
 9 MR. BOLTON: Aye.  
 10 MS. EHLRINGER: Mr. Kesselem?  
 11 MR. KESSELEM: Aye.  
 12 MS. EHLRINGER: Mr. Mateyo?  
 13 MR. MATEYO: Aye.  
 14 MS. EHLRINGER: Mr. McDonald?  
 15 MR. McDONALD: Aye.  
 16 MS. EHLRINGER: Mr. Stephan?  
 17 MR. STEPHAN: Aye.  
 18 MS. EHLRINGER: Thank you.  
 19 MAYOR LICASTRO: George, 3511, please?  
 20 MR. MATEYO: I'd like to introduce an  
 21 ordinance for suspension, an ordinance fixing  
 22 compensation of the Chief of Police of the  
 23 Village of Bratenahl and declaring an emergency.  
 24 MR. McDONALD: Second.  
 25 MAYOR LICASTRO: Roll call on

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1 suspension.  
 2 MS. EHLRINGER: Ms. Beckenbach?  
 3 MS. BECKENBACH: Aye.  
 4 MS. EHLRINGER: Mr. Bolton?  
 5 MR. BOLTON: Aye.  
 6 MS. EHLRINGER: Mr. Kesselem?  
 7 MR. KESSELEM: Aye.  
 8 MS. EHLRINGER: Mr. Mateyo?  
 9 MR. MATEYO: Aye.  
 10 MS. EHLRINGER: Mr. McDonald?  
 11 MR. McDONALD: Aye.  
 12 MS. EHLRINGER: Mr. Stephan?  
 13 MR. STEPHAN: Aye.  
 14 MS. EHLRINGER: Thank you.  
 15 MR. MATEYO: I'd like to enter Ordinance  
 16 3511 for passage.  
 17 MAYOR LICASTRO: Would you mention the  
 18 dollar amount, Mr. Mateyo?  
 19 MR. MATEYO: Section 1, compensation is  
 20 hereby fixed for the Chief of the Bratenahl  
 21 Police Department retroactive to 1-1-2011 at an  
 22 annual rate of \$74,263.09.  
 23 MAYOR LICASTRO: Any comments? I might  
 24 add worth every penny.  
 25 MS. BECKENBACH: Uh-huh.

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1 MAYOR LICASTRO: Ms. Meade?  
 2 MS. MEADE: Yes. Again, this ordinance,  
 3 just for clarity, this ordinance was not shared  
 4 at a committee meeting, but the years of service  
 5 where they're talking about the percentages, has  
 6 any of that changed or --  
 7 MAYOR LICASTRO: No.  
 8 MS. MEADE: So it remains the same?  
 9 MAYOR LICASTRO: That's correct.  
 10 MS. MEADE: And you just have to approve  
 11 it annually?  
 12 MAYOR LICASTRO: That's correct. Again,  
 13 to say it's not shared is not accurate.  
 14 MS. MEADE: This ordinance was not  
 15 provided.  
 16 MS. BECKENBACH: The process does not  
 17 work that way.  
 18 Can you explain the process?  
 19 MAYOR LICASTRO: No, let's not go there.  
 20 MS. BECKENBACH: Well, nobody here seems  
 21 to get the process.  
 22 MAYOR LICASTRO: Well, then we'll  
 23 discuss it later.  
 24 MS. BECKENBACH: Okay.  
 25 MAYOR LICASTRO: Let's just -- roll call

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1 on passage, please.  
 2 MS. EHLRINGER: Ms. Beckenbach?  
 3 MS. BECKENBACH: Aye.  
 4 MS. EHLRINGER: Mr. Bolton?  
 5 MR. BOLTON: Aye.  
 6 MS. EHLRINGER: Mr. Kesselem?  
 7 MR. KESSELEM: Aye.  
 8 MS. EHLRINGER: Mr. Mateyo?  
 9 MR. MATEYO: Aye.  
 10 MS. EHLRINGER: Mr. McDonald?  
 11 MR. McDONALD: Aye.  
 12 MS. EHLRINGER: Mr. Stephan?  
 13 MR. STEPHAN: Aye.  
 14 MS. EHLRINGER: Thank you.  
 15 MAYOR LICASTRO: And, Mr. Kesselem, I  
 16 believe that you have 3512.  
 17 MR. KESSELEM: Okay. Ordinance 3512,  
 18 introduce the fund claims against Bratenahl  
 19 Village are hereby directed from the funds and  
 20 the clerk is hereby authorized and directed to  
 21 draw the warrants upon the treasurer for payment  
 22 to wit. For a total sum -- and do you want the  
 23 sum?  
 24 MAYOR LICASTRO: Ask for suspension  
 25 first, then mention the total when you do

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1 passage.  
 2 MR. KESSELEM: For suspension.  
 3 MAYOR LICASTRO: Second for suspension?  
 4 MR. BOLTON: Second.  
 5 MS. BECKENBACH: Second.  
 6 MAYOR LICASTRO: Roll call on  
 7 suspension, please.  
 8 MS. EHLRINGER: Ms. Beckenbach?  
 9 MS. BECKENBACH: Aye.  
 10 MS. EHLRINGER: Mr. Bolton?  
 11 MR. BOLTON: Aye.  
 12 MS. EHLRINGER: Mr. Kesselem?  
 13 MR. KESSELEM: Aye.  
 14 MS. EHLRINGER: Mr. Mateyo?  
 15 MR. MATEYO: Aye.  
 16 MS. EHLRINGER: Mr. McDonald?  
 17 MR. McDONALD: Aye.  
 18 MS. EHLRINGER: Mr. Stephan?  
 19 MR. STEPHAN: Aye.  
 20 MS. EHLRINGER: Thank you.  
 21 MAYOR LICASTRO: For passage, sir.  
 22 MR. KESSELEM: For passage, ordinance  
 23 hereby declared an emergency measure necessary  
 24 for preservation of the public safety, welfare  
 25 and reasons that its passage is necessary to the

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1 daily operation of the Village government for a  
 2 total sum of pay claims \$482,884.65.  
 3 MR. McDONALD: You need to reduce that  
 4 number by \$37,500 because we're only rolling over  
 5 three hundred and thirty --  
 6 MAYOR LICASTRO: No, we have to pay it  
 7 off first.  
 8 MS. EHLRINGER: We have to pay it off  
 9 first.  
 10 MAYOR LICASTRO: We have to pay it off  
 11 first and then roll it over at the reduced  
 12 amount.  
 13 MR. McDONALD: Okey dokey.  
 14 MR. MATEYO: We would like to pay it  
 15 off.  
 16 MAYOR LICASTRO: We'll pay it off  
 17 momentarily. Is there a second on passage?  
 18 MS. BECKENBACH: Second.  
 19 MAYOR LICASTRO: And, again, this is  
 20 inflated because of the payoff of the note and  
 21 then the rollover at the reduced amount of  
 22 thirty-seven thousand -- the amount reduced by  
 23 \$37,500, as recommended by Finance.  
 24 Any questions on this document?  
 25 MR. STEPHAN: Yes. Merele, does the X

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1 indicate in the warrant number column that you  
2 have an invoice?

3 MS. EHLRINGER: Correct.

4 MR. STEPHAN: And the absence of an X  
5 means you don't have an invoice?

6 MS. EHLRINGER: Yes, generally speaking,  
7 that's what it means. It could mean that I  
8 didn't put the X in there, but generally that  
9 means that I had an invoice and missed the X, but  
10 generally it means that there is no invoice.

11 MR. MATEYO: There's only two of them.

12 MS. EHLRINGER: And I do that for  
13 recurring expenses where it's the same amount,  
14 but the timing of our meetings sometimes means  
15 that I don't have all of my invoices in. But the  
16 Time -- for example, Time Warner bill doesn't  
17 change.

18 MAYOR LICASTRO: The court reporter bill  
19 doesn't change.

20 MR. MATEYO: The court reporter.

21 MAYOR LICASTRO: They're recurring  
22 expenses.

23 MR. STEPHAN: I understand, it's just  
24 it's a common practice to put a different symbol  
25 in to indicate a recurring amount, whether you

1 have the invoice or not, as opposed to leaving it  
2 blank, meaning it's an oversight on someone's  
3 part.

4 MS. EHLRINGER: You know what, excuse  
5 me, but I kind of developed this system on my  
6 own, and I apologize if I haven't got the right  
7 comment symbols in here. If you would like to  
8 tell me what it is after the meeting, I'll be  
9 glad to put it in here.

10 MR. STEPHAN: Just an observation for  
11 audit and review purposes.

12 MS. EHLRINGER: That's -- I didn't know  
13 this was an auditable report. I apologize for my  
14 oversight.

15 MAYOR LICASTRO: Any other questions?

16 MR. STEPHAN: Yes. I have a question on  
17 page, it's under administration, page 123, for  
18 the Division of Water, Joe, maybe you could  
19 answer, there's a payment for \$2,376.90 for  
20 hydrant flushing.

21 MR. MATEYO: Right.

22 MR. STEPHAN: Do you flush the  
23 hydrants --

24 MR. ZALAR: Yes.

25 MR. STEPHAN: -- or does -- and we pay

1 the Division of Water for your doing the work?

2 MR. ZALAR: It's an annual charge that  
3 we pay the water department.

4 MAYOR LICASTRO: For the hydrants. For  
5 the hydrants, for the maintenance of the  
6 hydrants?

7 MR. ZALAR: Yes.

8 MAYOR LICASTRO: For the maintenance of  
9 the hydrants.

10 MR. STEPHAN: The reason I'm asking the  
11 question is it indicates that you do the work and  
12 we pay them so that you're allowed to do the  
13 work? I don't understand that.

14 MR. ZALAR: I also believe that there is  
15 a fee in there because the municipalities have a,  
16 it's like a usage charge, and this is a fee  
17 that's paid up front, because we do use the  
18 hydrants for street cleaning and that type of  
19 stuff.

20 MR. STEPHAN: Yes.

21 MR. ZALAR: All of that is taken out so  
22 it doesn't have to be metered.

23 MR. KESSELEM: So it's a one-time fee  
24 for the year?

25 MR. ZALAR: Correct. Yes.

1 MAYOR LICASTRO: Anyone else?

2 MR. KESSELEM: For the Chief, I notice  
3 that there's a lot of different companies that  
4 we're going to for uniforms and equipment. The  
5 Atwell's at the top, and the Schwarz and  
6 Shuttler's for different uniforms. Is there a  
7 reason why we go to different places for  
8 different uniforms?

9 CHIEF DOLBOW: They took our ability to  
10 go shopping where we want away by taking the  
11 checks from the officers, so in order to give  
12 them a variety and some competition, we allow  
13 them to go online shopping, catalogs. There's  
14 only a handful in the Cleveland area that they  
15 can go through.

16 MR. KESSELEM: Understandable.

17 MAYOR LICASTRO: There was some abuse of  
18 this a few years ago in Cleveland and, in  
19 reaction to that, we made it more stringent.

20 MR. KESSELEM: All right. The second  
21 thing, under recreation, I also see 1st Wine  
22 Tasting Catering, Carole Paulenski. I'm always  
23 concerned about with the rec department and the  
24 wine tasting and what the auditors sees within  
25 that.

1 MAYOR LICASTRO: That's food, sir.  
 2 MR. KESSELEM: Just to make sure --  
 3 MAYOR LICASTRO: That's food.  
 4 MR. KESSELEM: -- there's some way to  
 5 get that wine out of there.  
 6 MR. PAUL KESSELEM: No, that's why  
 7 there's a nominal charge. Paulenski's charge is  
 8 probably the food, the catering for the evening,  
 9 but the actually permit, we're going through an  
 10 actual permit process. Because of that, we have  
 11 a nominal charge for to take part rather than it  
 12 being totally --  
 13 MR. KESSELEM: I'm not concerned about  
 14 the pricing structure to it. I'm more concerned  
 15 about what an auditor sees as with wine and the  
 16 public wants. So that's where that concern came  
 17 from.  
 18 MS. EHLRINGER: May I respond to you?  
 19 MAYOR LICASTRO: Please.  
 20 MR. KESSELEM: Yes.  
 21 MS. EHLRINGER: The auditors really  
 22 don't care what we call it. Wine is fine as long  
 23 as we don't pay for it with a Village check. As  
 24 long as the money for the wine doesn't come out  
 25 of our coffers, they're perfectly happy with us

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1 having wine tastings in the Village.  
 2 MAYOR LICASTRO: But does the check  
 3 itself specify it's for food catering?  
 4 MS. EHLRINGER: That's all it's for.  
 5 MR. KESSELEM: Yeah, that's what I --  
 6 I'm thinking that the less of a red flag we give  
 7 the auditor, the better off we are.  
 8 MAYOR LICASTRO: We can add it to the  
 9 check, Mr. Kesselem. The approval form attached  
 10 to the check. We'll make sure it says food.  
 11 Okay?  
 12 Anyone else?  
 13 MR. KESSELEM: Under service, the  
 14 Verizon cell phone, the 52.40 charge, that's  
 15 going to be removed now? Or is that going to be  
 16 a continual charge also?  
 17 MS. EHLRINGER: No. This is the final  
 18 bill from December. Remember, these are December  
 19 pay claims?  
 20 MR. KESSELEM: Right.  
 21 MS. EHLRINGER: So this is the final  
 22 bill from December and going forward you won't  
 23 see that on there.  
 24 MAYOR LICASTRO: The answer to your  
 25 question is yes.

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1 Anyone else? Roll call on passage,  
 2 please.  
 3 MS. EHLRINGER: Ms. Beckenbach?  
 4 MS. BECKENBACH: Aye.  
 5 MS. EHLRINGER: Mr. Bolton?  
 6 MR. BOLTON: Yes indeed.  
 7 MS. EHLRINGER: Mr. Kesselem?  
 8 MR. KESSELEM: Yes.  
 9 MS. EHLRINGER: Mr. Mateyo?  
 10 MR. MATEYO: Yes.  
 11 MS. EHLRINGER: Mr. McDonald?  
 12 MR. McDONALD: This is the last. Yes.  
 13 MS. EHLRINGER: Mr. Stephan?  
 14 MR. STEPHAN: Yes.  
 15 MS. EHLRINGER: Thank you.  
 16 MAYOR LICASTRO: It's almost 8 o'clock.  
 17 Is there any further business from Council?  
 18 Mr. Stephan?  
 19 MR. STEPHAN: Just a comment. I suggest  
 20 that in the future we not take time at Council  
 21 meetings to respond to statements made in the  
 22 press. I don't see anything constructive. I  
 23 think silence is best.  
 24 MAYOR LICASTRO: Thank you.  
 25 MR. STEPHAN: Just a personal opinion.

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1 MAYOR LICASTRO: Thank you. Pat, do you  
 2 have another question?  
 3 MS. MEADE: Yes, I have some.  
 4 MAYOR LICASTRO: Can you ask them after  
 5 the meeting, Pat?  
 6 MS. MEADE: No, I would like them for  
 7 everyone to hear, please.  
 8 Normally at the January meetings it  
 9 seems like there are Council and committee  
 10 appointments, and I didn't hear any tonight.  
 11 MAYOR LICASTRO: That's right. In the  
 12 off election year we don't really make changes.  
 13 There's no changes to committees. There's no  
 14 change in personnel, there's no change in  
 15 committees.  
 16 MS. MEADE: So then they're good for two  
 17 years?  
 18 MAYOR LICASTRO: Usually, yes.  
 19 MS. MEADE: Okay. Is that -- do you  
 20 happen to know if it's documented somewhere that  
 21 I could find it? Just yes or no.  
 22 MAYOR LICASTRO: I don't know. I know I  
 23 have been doing this ever since I have been  
 24 mayor. Now, sometimes we have people leave  
 25 office. If we have people leave office, then we

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1 make appointments. We change our minds.  
 2 MS. MEADE: Okay. So then all the  
 3 meetings, the standard meetings, should all  
 4 remain the same date and time and place?  
 5 MAYOR LICASTRO: I think Merele has an  
 6 update on that and we'll post it on the Web as  
 7 she was given the last piece of the puzzle just a  
 8 few minutes ago.  
 9 MS. MEADE: Okay. I don't know if  
 10 anyone --  
 11 MAYOR LICASTRO: You're the only one  
 12 raising your hand, Pat.  
 13 MS. MEADE: Okay. With -- I guess this  
 14 question goes to Mr. Matty. Knowing that there  
 15 is a lawsuit that's been brought against some  
 16 folks in the Village, I know when we had the last  
 17 investigations, and it's slightly different, my  
 18 question is when the public wanted to know what  
 19 the total legal fees were, they could not be  
 20 provided, for whatever reason the law firm  
 21 stated, and I was wondering, regarding this  
 22 matter, however long it takes, will you be able  
 23 to itemize a bill so if the public wants to know  
 24 what the legal fees to date are regarding that  
 25 lawsuit, will you be able to tell us?

1 MR. MATTY: Yes.  
 2 MS. MEADE: Thank you.  
 3 Regarding the lawsuit again, will you,  
 4 as legal counsel, be responsible for defending  
 5 Village past and present employees named in the  
 6 suit?  
 7 MR. MATTY: I will not comment on  
 8 pending litigation until it is completed. You  
 9 will get no comment from me on any pending  
 10 litigation until it is absolutely completed, and  
 11 then I will comment and answer questions.  
 12 MS. MEADE: Okay. Then --  
 13 DR. SPANO: Excuse me, is it covered by  
 14 insurance?  
 15 MR. MATTY: As I said, I will not  
 16 comment on pending litigation until it is  
 17 completed.  
 18 DR. SPANO: So we are to assume you are  
 19 involved?  
 20 MR. MATTY: Yes, I am involved.  
 21 MR. STEPHAN: And, John, if you wanted  
 22 to speak as the mayor, but as a member of  
 23 Council, so everyone knows the standard response  
 24 from all of us will be "No comment."  
 25 MS. MEADE: So any questions through the

1 duration?  
 2 MR. STEPHAN: No comment.  
 3 MS. MEADE: Okay. I believe, Tom, just  
 4 to verify, during Finance, for the anticipated  
 5 increase of legal fees, they will be budgeted  
 6 through rainy day fund, or will we create a --  
 7 MR. McDONALD: We haven't, we haven't  
 8 increased the legal fee component of the budget,  
 9 but that's something that we will discuss in  
 10 February and probably in March as we know how  
 11 this thing is progressing.  
 12 MS. MEADE: Okay.  
 13 MAYOR LICASTRO: Is there a motion to  
 14 adjourn?  
 15 MR. KESSELEM: There's another question.  
 16 MS. MEADE: No, I still have questions.  
 17 MS. BECKENBACH: So moved.  
 18 MS. MEADE: Go ahead, Laura.  
 19 MAYOR LICASTRO: Yes.  
 20 MS. BACCI: I just have one comment. In  
 21 fairness to Cleveland policemen, it was rampant  
 22 throughout many departments, the abuse of their  
 23 maintenance.  
 24 MAYOR LICASTRO: That's true. Thank you  
 25 for the clarification. Thank you.

1 MS. MEADE: Yes, it was.  
 2 MAYOR LICASTRO: But that's why we made  
 3 the changes, so it couldn't be abused. Not that  
 4 our officers were, but we wanted to make it above  
 5 suspicion.  
 6 Pat, how about one last question?  
 7 MS. MEADE: Well, I have a few. I was  
 8 curious, I haven't heard anything this evening on  
 9 the update with the Huron Trauma Center status.  
 10 MAYOR LICASTRO: There's no update at  
 11 all we're aware of.  
 12 MS. MEADE: So we haven't heard anything  
 13 from Marcia Fudge's office and they haven't  
 14 called a meeting?  
 15 MAYOR LICASTRO: You should have asked  
 16 that question at the meeting.  
 17 Okay. Will you make a motion to  
 18 adjourn, please?  
 19 MS. BECKENBACH: So moved.  
 20 MR. MATEYO: Second.  
 21 MAYOR LICASTRO: Second? We're  
 22 adjourned.  
 23 (Meeting adjourned at 8:02 p.m.)  
 24 ~ ~ ~ ~ ~  
 25