

BRATENAHL VILLAGE  
BRATENAHL VILLAGE HALL  
411 BRATENAHL ROAD  
BRATENAHL, OHIO 44108  
216.681.4266  
Fax 216.681.3811

VILLAGE COUNCIL MEETING

TAKEN:

April 16, 2008

5:30 P.M.

PRESENT:

MAYOR JOHN LICASTRO

MARY BECKENBACH

GREGORY BINFORD

RICHARD SEMERSKY

WILLIAM BOLTON

BRENDA BROWNRIGG

GEORGE MATEYO

STEPHEN O'BRYAN, ESQ.

ADAM CORNETT, ESQ.

Nancy L. Molnar, RPR

1           MAYOR LICASTRO: Okay. It's 5:30. I  
2 call the meeting to order and ask the clerk call  
3 the roll, please.

4           MR. GALLAGHER: Good evening, ladies and  
5 gentlemen. Ms. Beckenbach?

6           MS. BECKENBACH: Here.

7           MR. GALLAGHER: Mr. Binford?

8           MR. BINFORD: Here.

9           MR. GALLAGHER: Mr. Bolton?

10          MR. BOLTON: Here.

11          MR. GALLAGHER: Ms. Brownrigg?

12          MS. BROWNRIGG: Here.

13          MR. GALLAGHER: Mr. Mateyo?

14          MR. MATEYO: Here.

15          MR. GALLAGHER: Mr. Semersky?

16          MR. SEMERSKY: Here.

17          MR. GALLAGHER: Thank you.

18          MAYOR LICASTRO: Thank you all for  
19 coming tonight. You were sent the minutes from  
20 the March meeting. Is there a motion to approve?

21          MS. BECKENBACH: So move.

22          MR. BINFORD: Second.

23          MS. BROWNRIGG: I have a correction.

24          MAYOR LICASTRO: Yes, ma'am.

25          MS. BROWNRIGG: Page 30. I don't

1 remember saying this: "MS. BROWNRIGG: Yeah,  
2 marijuana, it was a great evening." And I would  
3 not have made a big deal out of that, except that  
4 on the next page Mr. Binford suggested that I  
5 actually brought the marijuana to the meeting.

6 I have a serious problem with drug use  
7 so I just would like for you to check to see if  
8 that voice belongs to someone else. I don't  
9 believe that was my voice.

10 MAYOR LICASTRO: Thank you. Any other  
11 corrections?

12 MR. BOLTON: Page 45. It says I had the  
13 pleasure of being here when Mr. Preto was hired.  
14 It should have been retired. It's a 30-year  
15 difference.

16 MAYOR LICASTRO: Any other corrections?  
17 There being none, a motion to approve as amended.

18 MS. BECKENBACH: So move.

19 MR. BINFORD: Second.

20 MAYOR LICASTRO: Any further discussion?  
21 All in favor of the motion?

22 Ayes: 6 Nays: 0.

23 MAYOR LICASTRO: Thank you. The Mayor's  
24 Court Report for March, the County received \$580;  
25 the Village of Bratenahl, \$22,299; the Treasurer

1 of the State of Ohio, \$2,808; and the Court  
2 Computer Fund for the Village of Bratenahl,  
3 \$1,236.

4 Any questions on this report? Thank  
5 you. We have the distinct pleasure of the  
6 presence of Beverly Charles from Congresswoman  
7 Stephanie Tubbs-Jones' office. Ms. Charles is  
8 the senior citizen liaison and she would like the  
9 floor for a few moments. So, Ms. Charles, the  
10 floor is all yours.

11 MS. CHARLES: Good evening, ladies and  
12 gentlemen. I don't think anybody in here is a  
13 senior, so you definitely do not need my  
14 services, but I like to come out. I don't come  
15 out often, but I do like to come out periodically  
16 and just kind of see what's going on in the  
17 Village, see if you have any issues, any  
18 concerns, anything you'd like for me to take back  
19 to the Congresswoman.

20 And I had the best intentions this  
21 evening of bringing our new economic development  
22 small persons -- small business liaison, she is  
23 kind of short, but she had some personal issues  
24 with her grandmother so she was not able to join  
25 us this evening, but I will be sure to bring her

1 back. I would like for you to meet her. She's  
2 very energetic and she is ready to go to work if  
3 you should need her assistance. And I'm glad to  
4 be here this evening. And if you have any  
5 questions for me, I would be more than happy to  
6 entertain them. Hopefully I can answer them.

7 MR. ROBINS: Do you have a brochure or  
8 anything that talks about the services?

9 MS. CHARLES: Yes, I do. I'll bring you  
10 some. It talks about each staffer basically,  
11 what they do in their capacity, so yes, I'll make  
12 sure you get some of those.

13 MR. GALLAGHER: Do you have an E version  
14 of that we can put up on the website?

15 MS. BECKENBACH: That would be great.

16 MS. CHARLES: I will ask our IT person.  
17 I am not high tech, but I'll be sure to ask them  
18 when I go in tomorrow. His name is Bill Boseman,  
19 so I'll find out. Would you want him to contact  
20 you?

21 MR. GALLAGHER: If he's got it E ready,  
22 he can email it to [clerk@bratenahl.org](mailto:clerk@bratenahl.org).

23 MAYOR LICASTRO: Please give our best to  
24 the Congresswoman and you are always welcome  
25 here, Ms. Charles.

1 MS. CHARLES: Thank you very much.  
2 That's all the questions? That was easy. If you  
3 don't mind, I'll kind of listen to the rest of  
4 your meeting.

5 MAYOR LICASTRO: Please do. Thank you.  
6 Continuing with the agenda under correspondence,  
7 I received the county engineer's annual report.  
8 That, of course, is engineer Bob Klaiber. I'm  
9 happy to say Mr. Klaiber was -- was that the  
10 primary? Yeah, that was the primary. He's going  
11 to be running in the fall. He's been great for  
12 Cuyahoga County.

13 And some of the things that's under  
14 their purview and expertise, they maintain 235  
15 bridges, over 800 miles of county roadway, and  
16 several major bridges, including the Harvard  
17 Denison bridge, the Veterans Memorial bridge, the  
18 Hope Memorial bridge, et cetera, et cetera, et  
19 cetera. As we have evidenced here firsthand, Mr.  
20 Klaiber's office are always very cooperative  
21 working with the communities to be as helpful as  
22 they can be with projects, et cetera, et cetera.  
23 This is on file if anyone would like to review  
24 it. Any questions? Thank you.

25 We received notice that Cleveland Steel

1 Tool is about to celebrate their 100 year  
2 anniversary. Now, this is not a Bratenahl based  
3 company, but it's about as close to Bratenahl as  
4 you can get without being in the Village.  
5 They're just south of the freeway railroad bridge  
6 on Bratenahl Road and 105th. There's an open  
7 house on Wednesday, May 21. We are all invited.  
8 I have a proclamation there that they will  
9 display, but certainly any company, any  
10 manufacturing company that has been able to  
11 survive in Cleveland for 100 years is worthy of  
12 note and praise. So I bring it to your attention  
13 and hopefully you can attend. Ms. Charles?

14 MS. CHARLES: What is the name of that  
15 company again?

16 MAYOR LICASTRO: Cleveland Steel Tool  
17 Company. And I can give you information after  
18 the meeting if you'd like. Receiving a  
19 proclamation from the Congresswoman would be much  
20 appreciated. Thank you. Any questions?

21 We received notification a couple weeks  
22 ago of a meeting regarding the bus shoulder  
23 project on Interstate 90, Route 2. And I asked  
24 the Chief to attend. He did. Actually, the  
25 meeting was earlier today if I'm not mistaken.

1 And, Chief, would you brief us on the nature of  
2 this project, please?

3 CHIEF FALZONE: Those are the pictures I  
4 just gave you. They took aerial photos.  
5 Actually, it does not impact Bratenahl at all.  
6 From the Lake County line into East 140th Street  
7 when the traffic slows to 35 miles per hour or  
8 less, the State of Ohio is going to give  
9 permission to RTA to ride on the berms. They do  
10 not ride on any berm in Bratenahl whatsoever.  
11 Ours are actually too small. Then at 55th Street  
12 they again go back on the berms and on the way  
13 from downtown to 55th and then they've got to get  
14 back on the highway and then at 140th again  
15 another berm lane will be provided.

16 I don't know how they're going to do it  
17 with broke down cars, in the wintertime with  
18 plowing, but the onus is on them. It does not  
19 affect Bratenahl whatsoever, except for our  
20 people when you leave, come here, going,  
21 understand that that lane would be utilized by  
22 buses. That was it.

23 MAYOR LICASTRO: When do they expect to  
24 implement this project?

25 CHIEF FALZONE: June 1.

1           MAYOR LICASTRO: June 1. Thank you for  
2 the clarification.

3           CHIEF FALZONE: June 1 is the exact date  
4 of the implementation. Euclid is beside  
5 themselves.

6           MAYOR LICASTRO: Our reaction was  
7 surprise that the notice was not specific as far  
8 as what areas of the Shoreway were included for  
9 the reason the Chief has mentioned. The shoulder  
10 through Bratenahl is very narrow. It really  
11 can't accommodate a bus under any condition, so  
12 thank you for the clarification. Any questions  
13 of the Chief?

14           Last item under correspondence is I  
15 received a letter from Reverend Hilton Smith. He  
16 also copied various officials regarding the  
17 Haskell wooden wall. There's a section of wood  
18 wall, sound wall, owned by the Haskell  
19 Association that has collapsed. And Reverend  
20 Smith is insistent that this be addressed. One  
21 of the individuals copied was Mr. Bill Beckenbach  
22 who is the president of the board of Haskell  
23 Homes. And I ask Mr. Beckenbach to comment on  
24 this, please.

25           MR. BECKENBACH: We had an annual

1 meeting of the Board on February 11. And it's  
2 been my primary purpose of an annual meeting is  
3 the nomination and election of board members.  
4 And while it's open to all members, the agenda is  
5 pretty tightly controlled by the code of  
6 regulations for Haskell homes.

7           We had a lengthy explanation and had a  
8 discussion about the proposed amendment that the  
9 declaration of restrictions governs the  
10 easements. And when it came to the new business  
11 part of the agenda, the president at that time  
12 asked the specific problems with individual units  
13 not be brought up. Instead he asked that if any  
14 unit owners had problems, they be put in writing  
15 by email, fax, or regular mail to the management  
16 company and we would deal with them.

17           So there was no business, new business,  
18 therefore, brought before the meeting as stated  
19 in that letter. Immediately following the  
20 adjournment, Ms. Smith approached the president  
21 and presented the complaint about the fence. He  
22 stated that he was unaware of the problem, but  
23 thanked her for bringing this matter to his  
24 attention. And he told her that he would take  
25 care of it as soon as possible.

1           Immediately after each annual meeting,  
2 the newly elected board members whose terms have  
3 not expired hold an organizational meeting for  
4 the purpose of electing officers. So it's not as  
5 stated in the dinner, it's not as stated in the  
6 letter that the president is going to go to  
7 dinner. We had a meeting immediately following.  
8 At that meeting the president did relate the  
9 problem to Render Management about the fence and  
10 requested that they repair or replace the fence.

11           Following that annual meeting, fence  
12 companies were contacted by the management  
13 company to examine the problem and submit  
14 estimates for repair and replacement, but as most  
15 people can remember after February 11 and during  
16 the month of March, there was a lot of snow and  
17 it was difficult for the fence companies to get  
18 up into that area to survey and go through the  
19 snow. So it took them a while before they could  
20 get back there and give an accurate assessment of  
21 what was needed.

22           By March 24, three quotes were received  
23 by the board. And at the board's 26th meeting,  
24 we approved a company called Shannon Fence to  
25 replace the broken fence and a contract was

1 issued to them the next day. However, we did run  
2 into a problem. The grounds, we cannot approach  
3 that fence from the freeway exit. There's no way  
4 we can come at it from that direction, so we have  
5 to come at it through Haskell grounds. And with  
6 all the snow melt and the rain, the ground was so  
7 soft that they couldn't get their vehicles  
8 without doing serious damage to the grounds.

9 We talked to Shannon actually today and  
10 they'll probably be in sometime next week to  
11 repair that fence. We'll be sending a letter to  
12 the Smiths. They seem to have a running problem  
13 with situations that they blow out of proportion  
14 and this is not the first. This is the first  
15 time, though, they sent a letter to the governor.  
16 I'm not sure I know what the governor is supposed  
17 to do with this, but I'm sure it's going to be on  
18 his priority list.

19 MAYOR LICASTRO: Actually, it was sent  
20 to the governor, the lieutenant governor, three  
21 officers of ODOT, yourself, Render Management,  
22 myself, Ms. Beckenbach and Reverend Caviness.

23 MR. BECKENBACH: The other thing they're  
24 requesting in that letter, or at least the way I  
25 understand it, it's a pretty disjointed letter,

1 it sounds like they're asking the state to put  
2 concrete sound walls up that exit. And that's  
3 just not something the government's going to do.

4           MAYOR LICASTRO: So even though this  
5 isn't a Village problem, again the letter was  
6 addressed to us. The contract has been let and  
7 will be implemented in the very near future,  
8 correct?

9           MR. BECKENBACH: Yes. I'll have a  
10 letter sent out tomorrow to Ms. Hilton, which I'm  
11 sure we'll get a reply within the week.

12           MAYOR LICASTRO: Thank you, Mr.  
13 Beckenbach. Any questions from Council? Mr.  
14 Mateyo.

15           MR. MATEYO: My only comment, Bill, is  
16 congratulation. I feel very left out because my  
17 name is not on there.

18           MAYOR LICASTRO: That can be arranged.

19           MR. MATEYO: We have had so many letters  
20 regarding that and other things pertaining to  
21 their domicile that I think you've handled this  
22 marvelously.

23           MAYOR LICASTRO: Fixing the fence helps.  
24 Ms. Hlad.

25           MS. HLAD: Is there a possibility that

1 ODOT would do that with the fence, because it  
2 stops, it goes right past Coit Road and then  
3 there's no more sound barrier.

4           MAYOR LICASTRO: This is the wooden  
5 fence that's behind the ODOT chain link.

6           MS. HLAD: I know. I mean, doesn't it  
7 bear asking them to say -- because they're  
8 putting a lot up right now.

9           MAYOR LICASTRO: We keep a running  
10 dialogue with ODOT on sound walls. And the  
11 retrofit for areas like Bratenahl, as Ms. Charles  
12 is aware, is a fund in which they just don't put  
13 monies. The other areas you see done if you  
14 drive along Route 2, Wickliffe has a beautiful  
15 sound wall, but it's a different fund.

16           MS. HLAD: Don't they like us or what?

17           MAYOR LICASTRO: Oh, I won't comment on  
18 that. I'm sure they love us, but in that regard  
19 they keep crying poor although we ask on a  
20 regular basis. Mr. Bierut.

21           MR. BIERUT: If you like I can contact  
22 them. I did it in another area. They do have  
23 everything prioritized, but there's very little  
24 money. I called on another project and they  
25 said, yes, it's planned, your 60th on the list

1 and it's 2022 or something, but I can certainly  
2 call them.

3 MS. HLAD: It never hurts to ask.

4 MAYOR LICASTRO: When you do that, Mr.  
5 Bierut, remind them that we're still waiting for  
6 this piece on the bridge to be filled. I mean,  
7 for those of us that actually like hearing the  
8 Memorial Day presentation, it would be nice to  
9 have that sound blocked, because it acts as a  
10 conduit. They've told us that will be done, they  
11 just don't say when. Mr. Robins.

12 MR. ROBINS: Yes. I'm puzzled about  
13 exactly where it is. There is a wooden fence  
14 over Shaw Creek, but over at Mr. and Mrs.  
15 Hilton's house it's just a chain link fence, so  
16 she was talking about --

17 MR. BECKENBACH: It's at the exit, the  
18 westbound exit of the freeway onto Eddy Road.  
19 And you're absolutely right, it's not directly in  
20 back of her house, it's about, I would guess, 150  
21 feet from her house.

22 MAYOR LICASTRO: It's almost at the top  
23 of the hill of the ramp.

24 MR. BECKENBACH: It's interesting if you  
25 look at the pictures out the window of her house,

1 there's a solid fence right there.

2 MR. ROBINS: She was talking about  
3 workers looking in on her and all kinds of  
4 things.

5 MAYOR LICASTRO: As long as we're on the  
6 subject of Haskell, I did speak to Russell  
7 O'Rourke. There's been a contract let to fix the  
8 now infamous Haskell hole. The culvert has been  
9 made. They're just waiting for the ground to dry  
10 out so that can be dealt with and fixed hopefully  
11 forever, so just a quick update on that as well.

12 MR. ROBINS: I think it's important to  
13 point out on that particular issue, however, that  
14 the \$3,000 assessment has not been accepted by  
15 many of the residents there. And one of the  
16 homes is in foreclosure at the moment. And I'm  
17 sure that one is not, but I personally know other  
18 people who were there who are withholding their  
19 funds.

20 MR. BECKENBACH: So everybody  
21 understands, that's not in our -- we're phase one  
22 and two and that's phase three.

23 MAYOR LICASTRO: According to Mr.  
24 O'Rourke, in spite of the fact that there's been  
25 some nonpayment, they do have enough monies in

1 hand to pay for the project. Kudos. Thank you,  
2 Mr. Beckenbach.

3 Moving to the Mayor's report. The Board  
4 of Health will again conduct a rabies baiting.  
5 Actually, raccoon baiting to prevent the spread  
6 of rabies. The time frame is early May. This, I  
7 think, is the third or fourth year, Joe, third.  
8 Again, we'll post the notice on the web as soon  
9 as we get it. It has really been very effective  
10 in slowing, if not stopping, the spread of rabies  
11 from east to west, very serious disease, affects  
12 all warm-blooded mammals and we encourage them  
13 and thank them for having this ongoing program.  
14 Any questions on that? Mr. Bolton.

15 MR. BOLTON: Briefly, there are bats in  
16 Bratenahl. I always think of rabies as being a  
17 disease of bats. Should we let them know that we  
18 have bats, because I think it's pretty rare  
19 having bats.

20 MAYOR LICASTRO: Well, for those of you  
21 that love wildlife, I think we have every species  
22 of wildlife in Bratenahl, except maybe lions,  
23 tigers and bears. And bears I'm not real sure  
24 about. The other day someone counted 16 deer in  
25 the herd that's been wandering through the

1 Village. Bats, of course, are subject to rabies.  
2 They are a warm-blooded mammal. Now, this bait  
3 is a ground-based bait. I don't think the bats  
4 would ingest this. We can certainly call them  
5 and remind them we have bats. I'm not sure how  
6 they would deal with that.

7 MS. MITCHELL: What about other animals,  
8 cats and dogs, will they eat that?

9 MAYOR LICASTRO: This will not harm cats  
10 or dogs. They encourage you to not let your dog  
11 eat it. It's not the purpose for which it's put  
12 there. Cats won't eat it. Dogs might because  
13 it's a fish scent bait. It's in a little block  
14 about that big scented with fish to make it  
15 attractive to raccoons and they put in heavily  
16 wooded areas. Any other questions?

17 I have a legislative update on a couple  
18 of matters. The Mayor's court bill has gotten  
19 some legs. It is now being discussed in  
20 committee. There is testimony being taken  
21 tomorrow and next Wednesday. Several mayors are  
22 going down tomorrow. I'm going down next  
23 Wednesday to testify in front of the committee  
24 regarding this bill as, of course, our position  
25 is we do not think it is fair and equitable and

1 should be defeated. There are some compromises  
2 being offered. They are lukewarm. We have some  
3 compromises we would like to offer when the time  
4 is right. The process on this again is still a  
5 long involved process.

6           Hopefully, it's going to come out of  
7 committee, it's going to go before the house and  
8 then into the senate. Our lobbyists maintain  
9 this does not have legs in the senate. That  
10 remains to be seen. Regardless, we are taking a  
11 proactive stance. And, again, I'll be going  
12 there personally along with my fellow mayors,  
13 about 20 or 25 of us next week to speak on this  
14 and other topics.

15           Several other things have come on the  
16 agenda for the legislature, the general assembly.  
17 There's been a bill introduced in the house, I  
18 think it's 591, that is an economic stimulus  
19 bill, but it has a tenet that maintains that the  
20 state would overtake collection of local income  
21 taxes. That is something that raises the hair on  
22 the back of our necks and that's something we  
23 will speak of when we're down there as well.  
24 Those two issues really, I think, are most  
25 pressing and germane to us as a Village. Any

1 questions on those? I'll certainly let you know.  
2 I'm sorry, Mr. Bolton.

3 MR. BOLTON: This is slightly different.  
4 I read in the paper that Cuyahoga County is  
5 having yet another voting machine. Will that  
6 cost us money and is that something that's come  
7 up in the Mayors and Managers meetings?

8 MAYOR LICASTRO: You reminded me. Thank  
9 you, Mr. Bolton. I just today received a letter  
10 from Mayor Zanotti. Mayor Zanotti is the  
11 president of the Mayors and Managers  
12 organization. He has sent a letter, a very  
13 pointed letter, to the Board of Elections  
14 protesting the extremely high fees that we've all  
15 been hit with.

16 For example, we appropriate a couple  
17 thousand dollars a year for election costs.  
18 We've been told the cost for 07 will almost be  
19 \$7,000. Some communities went from a couple  
20 hundred thousand to over a million and without  
21 notice. And they admit with some arm twisting  
22 that although the paper stated that they did tell  
23 us this would happen, they did not tell us this  
24 would happen. They are looking to perhaps  
25 rescind a portion of these charges. We hope that

1 indeed they do.

2 No one likes increased charges, but  
3 certainly ones that are given no notice are just  
4 not fair. So I have Mayor Zanotti's letter here.  
5 He has the attention of the Board of Elections.  
6 Hopefully they will respond and do something much  
7 more reasonable. So that's a direct answer to  
8 your question, Mr. Bolton, but that's about as  
9 close as I can come. Mr. Mateyo.

10 MR. MATEYO: Would it be possible to  
11 write a formal letter to the Board of Elections  
12 either individually or jointly that this is not  
13 acceptable; or I'll pick up the phone. I don't  
14 know how you do it as Council or individual.

15 MAYOR LICASTRO: The proper individual  
16 or individuals would be the county commissioners  
17 and the director of the Board of Elections Jane  
18 Platten, so if you have the need, you can look at  
19 this and use this as a template. We encourage  
20 anyone to weigh in on this. Again, the increase  
21 was just astronomical. Perhaps if they told us  
22 that scrapping the voting machines would cost  
23 this much extra money, we would have kept them.  
24 Who knows.

25 MR. ROBINS: Can you explain why they

1 said in the paper that this impacts on alternate  
2 years and on even years it wouldn't impact? I  
3 didn't understand that.

4           MAYOR LICASTRO: I can't comment on  
5 that.

6           MR. ROBINS: That's what they said.

7           MAYOR LICASTRO: This whole thing is  
8 very confusing, except the bill that came in the  
9 mail, that was pretty clear.

10           MR. ROBINS: Only thing I can think of  
11 is even years you have to have an election.

12           MAYOR LICASTRO: But there's elections  
13 almost every year.

14           MR. ROBINS: I know.

15           MAYOR LICASTRO: Any questions on that?  
16 Thank you. One final note. I received notice  
17 that the Cleveland State University Alumni  
18 Association on Friday, June 13, will be giving  
19 awards to several individuals and one of them is  
20 Ms. Georgia Fralick. She is going to be given  
21 the award called the Sterling Trust. We will  
22 give a proclamation, to speak to her as one of  
23 our finest residents, and we certainly  
24 congratulate her for this honor. Questions on  
25 that?

1 MR. ROBINS: What did she do?

2 MAYOR LICASTRO: Well, for being a  
3 distinguished alumnus.

4 MR. ROBINS: At one time any alumnus was  
5 distinguished.

6 MAYOR LICASTRO: Apparently that's  
7 defined by Ms. Georgia Fralick.

8 MR. BOLTON: This end of the table is  
9 cold.

10 MS. BECKENBACH: Thank you. I'm  
11 freezing.

12 MAYOR LICASTRO: So is this end of the  
13 table. Thank you. Department reports. Chief.

14 CHIEF FALZONE: We had eight felony  
15 arrests; we had nine misdemeanor arrests; 15  
16 warrant arrests; 25 DUI arrests -- I'm sorry, 23  
17 DUI arrests; 45 DUS arrests, that's driving under  
18 suspension; we had 62 tows; 33 motor vehicle  
19 accidents; 13 false alarms; two fire alarms;  
20 assistant needed, none; 38 911 calls, 911; 13 of  
21 those were false; 25 needed assistance; we had  
22 305 total tickets for the month.

23 And the only other issue that I want to  
24 tell everybody about is the deer. We had the one  
25 deer that still had a rack on his head actually

1 chased a resident. They came out, tried to get  
2 it out of its yard from eating his bushes with a  
3 long like a broom handle, the deer looked at it,  
4 turned, lowered its head and went at it.

5           Now, it's on private property. In order  
6 to eradicate him, you still need a license from  
7 the state, which would be a special one, but it  
8 has to be acquired from the Department of Natural  
9 Resources and then you can do what you want to do  
10 with them, but keep in mind they're big, they're  
11 messy, they're ugly, they carry ticks and flees.  
12 And I think in a month we're going to find  
13 instead of 16, we're going to have about 30,  
14 because all of the lady deer out here are  
15 probably going to be pregnant. Tis the season.  
16 So we're going to have a monster problem. We get  
17 calls every day about it. We're starting to get  
18 calls about wild dogs, so tell people to stay  
19 away from wild dogs. We don't know if they're  
20 rabid or whatever they are.

21           The Mayor mentioned the rabies incident  
22 with the raccoons and it has escalated up to our  
23 area, so we have to be ever mindful. If you see  
24 a raccoon or a dog frothing at the mouth, you  
25 have to let us know and we'll come out and try to

1 do something with it.

2           MAYOR LICASTRO: As a matter of fact,  
3 last Sunday there were three dogs on a terror  
4 through the Village. We did apprehend two of the  
5 three and I think they got the third yesterday if  
6 I'm not mistaken.

7           MALE VOICE: There's another one out  
8 there right now.

9           MR. BECKENBACH: There's a one legged  
10 deer running around here with a limp after  
11 running into my car. The deer ran into my car.

12           CHIEF FALZONE: They're very dangerous.  
13 You don't want them to knock you down and step on  
14 you. Those hooves will chop you apart.

15           MALE VOICE: Chief, even with the threat  
16 of imminent danger, you can't take them out.

17           CHIEF FALZONE: Imminent danger, if your  
18 life is in danger, you can take them out.

19           MALE VOICE: But you can't, the police  
20 cannot?

21           CHIEF FALZONE: Yes, we can. We have to  
22 be there to see it, to witness it.

23           MAYOR LICASTRO: Same with the wild  
24 dogs, if we feel someone is being threatened and  
25 they are dangerous, we have the right with the

1 proper field of fire, et cetera, to do what we  
2 need to do.

3 MALE VOICE: I feel very threatened.

4 CHIEF FALZONE: They're going to eat  
5 your tulips, they're going to eat your shrubs,  
6 they're going to eat everything they can eat.

7 MAYOR LICASTRO: Including my tomatoes.  
8 Actually it's both. I had more damage from a  
9 woodchuck. Yes, Mr. Binford.

10 MR. BINFORD: Chief, can the police be  
11 authorized by the Department of Natural Resources  
12 to cull them?

13 CHIEF FALZONE: We have called them  
14 numerous times.

15 MR. ROBINS: He said to cull, C U L L.

16 CHIEF FALZONE: Oh, cull the herd. I'm  
17 sorry. You cannot be authorized unless they tell  
18 us to do it. Then it has to be a very controlled  
19 situation. If the state says -- if you want them  
20 culled, they have groups of people that come in  
21 and it costs you about \$1,200 a deer.

22 MAYOR LICASTRO: This is a huge problem  
23 as you're aware in Solon and a lot of the  
24 community to the south. It is controversial.  
25 People do not like to see deer killed for any

1 reason, but as the herd increases in size and the  
2 Chief is correct, with three bucks and 13 does,  
3 we're likely to have more deer. It's something  
4 we would perhaps have to deal with down the road.  
5 Ms. Brownrigg.

6 MS. BROWNRIGG: This seems like a safety  
7 issue. We need to think about what we can do  
8 now. Unfortunately, the Lamplighter just came  
9 out, so it's not due out again until June, so we  
10 have no way of dealing with it unless we do a  
11 mailing. It bothers me that some residents are  
12 actually feeding the deer in the wintertime and  
13 then we wonder why they're here in the summer.  
14 I've had a couple of people let me know that they  
15 feed them. So I think we need to send out some  
16 information about what's good for them to do and  
17 not to do.

18 MAYOR LICASTRO: We can put that on our  
19 website. Mr. Bolton.

20 MR. BOLTON: I'd just like reassure Ms.  
21 Charles that Bratenahl is not typically  
22 discussing the crops and the wildlife.

23 MR. MATEYO: I think we should consider  
24 writing something to the state or whatever saying  
25 this is a problem we fear. If we double the herd

1 and something goes running across 90 chasing  
2 after something else, you're going to have one  
3 heck of a pileup.

4 CHIEF FALZONE: Everybody's property has  
5 to sign off.

6 MAYOR LICASTRO: Mr. Mateyo, in the past  
7 the one or two deer we had in the Village was  
8 eventually culled by the freeway. That's not  
9 happening with this herd. Perhaps they're  
10 getting more savvy, but with 16, it would have to  
11 happen a lot and it's awfully dangerous.

12 MS. BROWNRIGG: But that can cull some  
13 people, too.

14 MAYOR LICASTRO: They can be fatal  
15 accidents, you're absolutely correct.

16 MR. MATEYO: If we wrote a letter, I'd  
17 just like to be on record saying this could. If  
18 it never happens, fine. I just think it's  
19 important to be proactive rather than retro.

20 MAYOR LICASTRO: Mr. Mateyo, if you  
21 would like to draft a template of that, I'm  
22 certain we would all review it and sign it.

23 MR. MATEYO: I will be glad to, sir.

24 MAYOR LICASTRO: Thank you for  
25 volunteering. Chief, you were about to make a

1 point?

2 CHIEF FALZONE: That's it. I'm done.

3 MAYOR LICASTRO: Any other questions?

4 MS. BROWNRIGG: The DUIs, do we handle  
5 DUIs in our Mayor's court?

6 MAYOR LICASTRO: First of all, just for  
7 clarification, they're now called OVIs. They  
8 used to call them DUIs, which is operating a  
9 vehicle under the influence. We handle first  
10 time offenses only. If they're second or more,  
11 they're remanded to Cleveland. I'm not sure how  
12 many of those were first offenses. Do you know,  
13 Ms. Kreiner?

14 MS. KREINER: We send one in every four  
15 down to Cleveland.

16 MS. BROWNRIGG: That eliminates my other  
17 questions.

18 MAYOR LICASTRO: 25 OVIs in a month is a  
19 lot.

20 MS. BROWNRIGG: My concern, of course,  
21 is that there have been so many OVI problems  
22 lately with multiple offenders, I was wondering  
23 what our position was on that, but since we don't  
24 handle anything but the first it moots the point.

25 MAYOR LICASTRO: That's correct. 24 in

1 a 30-day month is practically one a day. We have  
2 one officer, Dan Gomillion, one of our  
3 part-timers, that the Chief just cited and gave  
4 him praise for, what did he have, 70 OVI arrests  
5 in 07. One officer, 70 arrests with one officer.  
6 Amazing. Thank you. Mr. Zalar.

7 MR. ZALAR: I don't know what to say,  
8 Chief. We've actually started our spring cleanup  
9 a little bit early. I hope everybody has noticed  
10 the little signs at the end of this street with  
11 the dates on it. We did receive our new machine  
12 on the 10th of this month, so if you ever see a  
13 big yellow toy out there, the thing is fantastic.

14 MAYOR LICASTRO: What is that machine?

15 MR. ZALAR: That is our leaf vac. We do  
16 our spring cleanup and most of the time you'll  
17 see it out in the fall. We've had it out. I  
18 think I actually looked at it, it had 13 hours on  
19 it already, so the guys are -- they're really  
20 getting into their work there. We've replaced  
21 one section of the guardrail twice at 10311 due  
22 to accidents. We've had a hydrant there also  
23 repaired that you'll see that on Pay Claims.

24 MR. ROBINS: That's in front of Jerry  
25 Fallon's house?

1           MR. ZALAR: Yes, right in across from  
2 Mr. and Mrs. Fallon's. There was a couple of  
3 other things. I've gotten a couple of quotes on  
4 roof repair, electrical work for the service  
5 garage. We're going to have a public improvement  
6 meeting and I think we're going to discuss it  
7 there. We also are getting quotes on some -- we  
8 have to get some quotes on some painting for the  
9 hall. They actually came today, so I should be  
10 getting that shortly. The doors that are going  
11 to be repaired here, as soon as they get a few  
12 more parts in we're going to have those  
13 installed. I think that's about it.

14           MR. ROBINS: Elevator.

15           MR. ZALAR: The elevator also is going  
16 to be discussed at the public improvement  
17 meeting, yes.

18           MAYOR LICASTRO: Have we received the  
19 fire suppression system for the police cars?

20           MR. ZALAR: Yes, that is something the  
21 service department also installed. It's a fire  
22 suppression unit. What it actually is, it's a  
23 big cover that fits up and behind the rear axil  
24 and covers the gas tanks. It's pretty cool for  
25 mechanical, but I think it's a well needed thing.

1           MAYOR LICASTRO: And they are all  
2 installed?

3           MR. ZALAR: They are all installed, yes.

4           MAYOR LICASTRO: Good. Thank you, Mr.  
5 Zalar. Any questions for Mr. Zalar? Mr.  
6 Jamieson.

7           MR. JAMIESON: Thank you, Mayor. For  
8 the month of March, the building department  
9 performed 20 inspections of varying degrees. We  
10 registered nine new contractors and issued eight  
11 building permits. Also, we submitted to the  
12 board of building standards our yearly  
13 operational report for both our commercial and  
14 residential certification so to maintain that and  
15 that's it.

16           MAYOR LICASTRO: Any questions of Mr.  
17 Jamieson? Thank you, Mr. Jamieson. Moving to  
18 committee reports. Finance.

19           MS. BROWNRIGG: Okay. Finance Committee  
20 met on April 10 at 5:30 Village Hall. Present  
21 were Brenda Brownrigg, George Mateyo, Mayor John  
22 Licastro and several residents. The committee  
23 met separately with representatives from the  
24 service department and the police department to  
25 hear and discuss their views on work conditions,

1 salaries and benefits. David Maund and Ken  
2 Szalay made the presentation for service.  
3 Officers Michael Flanagan and Rachael Mauk made  
4 the presentation for the police and dispatch  
5 departments. All matters presented by each  
6 department related to salary and benefits.  
7 Brenda Brownrigg made a motion to enter into  
8 executive session. The motion was second by  
9 George Mateyo and approved unanimously. All  
10 noncommittee members and nonparticipants left the  
11 meeting as required. Executive session began at  
12 approximately 5:35 p.m.

13           The Finance Committee returned to open  
14 session at approximately 7:40 p.m., approved by  
15 unanimous roll call. All noncommittee members  
16 returned to the meeting. The call was made for  
17 new business, there was none and the meeting  
18 adjourned at approximately 7:45 p.m.

19           The Finance Committee met again on April  
20 14. Present were Brenda Brownrigg, George Mateyo  
21 and Rick Semersky, Mayor John Licastro, Clerk Jim  
22 Gallagher and several residents. The committee  
23 met to resume discussion and provide -- I'm  
24 sorry, also and Councilperson Bill Bolton was  
25 also there. We met to resume discussion and

1 provide a response to the salary and benefits  
2 requests made by the service department and the  
3 police department at the finance meeting on April  
4 10.

5           Brenda Brownrigg made a motion to enter  
6 into executive session. The motion was seconded  
7 by George Mateyo and Rick Semersky simultaneously  
8 and approved unanimously by roll call. All  
9 noncommittee members and nonparticipants left the  
10 meeting as required. Executive session began at  
11 approximately 5:35 p.m. The committee met  
12 separately with the service department  
13 representative David Maund and police department  
14 representative Officer Michael Flanagan.

15           The committee returned to open session  
16 at approximately 6:55 p.m., approved by unanimous  
17 roll call. All noncommittee members returned to  
18 the meeting. As a result of discussions and  
19 negotiations, the Finance Committee makes the  
20 following recommendations to Council. Each  
21 represented in ordinance documents presented to  
22 Council this evening.

23           To grant a three percent increase in  
24 wage compensation to all full-time service  
25 department employees for years 2008 and 2009,

1 retroactive to January 1, 2008, with an hourly  
2 rate to match, not inclusive of longevity  
3 adjustments; to grant a \$550 uniform allowance to  
4 all full-time service employees; the allowance  
5 shall be paid directly to the employees to  
6 purchase uniforms that reflect a uniform  
7 appearance and meet all Village safety  
8 requirements, with safety shoes being required at  
9 all times; to grant a three percent increase in  
10 wage compensation to all full-time and part-time  
11 police for years 2008 and 2009, retroactive to  
12 January 1, 2008, with an hourly rate to match,  
13 not inclusive of longevity adjustments; to grant  
14 annually a uniform allowance to full-time police  
15 of \$700, with \$200 additional for maintenance,  
16 and a uniform allowance of \$300 to part-time  
17 police; to grant full-time police officers four  
18 hours of comp time for working New Year's Day,  
19 Thanksgiving Day and Christmas Day; to grant a  
20 three percent increase in wage compensation to  
21 all full-time and part-time dispatchers for years  
22 2008 and 2009, retroactive to January 1, 2008,  
23 with an hourly rate to match, not inclusive of  
24 longevity adjustments; to grant annually a  
25 uniform allowance to full-time dispatchers of

1 \$425, with \$100 for maintenance, and a uniform  
2 allowance of \$100 to part-time dispatchers; to  
3 allow full-time dispatchers to accrue comp time;  
4 to grant a three percent increase in wage  
5 compensation to all non-elected Village of  
6 Bratenahl employees for 2008 and 2009,  
7 retroactive to January 1, 2008, with an hourly  
8 rate to match, not inclusive of longevity  
9 adjustments. And that is the report.

10           MAYOR LICASTRO: Thank you. Point of  
11 clarification. The ordinances we have on the  
12 agenda for passage later fix the compensation for  
13 each of those entities for this year. We felt  
14 that since there's a couple of items that we were  
15 considering perhaps for next year, we could as  
16 the year progresses pass additional ordinances  
17 for the increase next year.

18           MS. BROWNRIGG: So that was changed  
19 since the finance meeting.

20           MAYOR LICASTRO: Mr. Gallagher made that  
21 recommendation since we are considering other  
22 things, so certainly the commitment is there for  
23 a two-year contract. The ordinances reflect a  
24 one-year commitment. Thank you. They were very  
25 well-handled meetings. Ms. Brownrigg did a good

1 job as did the departments. They came  
2 well-prepared and spoke eloquently to their  
3 needs. Any questions for Ms. Brownrigg? Okay.  
4 Thank you. Public improvements.

5 MR. SEMERSKY: Public improvements did  
6 not meet. I'll be posting a meeting for Monday  
7 the 21st at 5:30 here at Village Hall tomorrow.

8 MAYOR LICASTRO: I'm sorry, what date  
9 was the meeting?

10 MR. SEMERSKY: Monday the 21st.

11 MAYOR LICASTRO: Thank you.

12 Legislative.

13 MS. BROWNRIGG: Legislation met April 7,  
14 2008. Present were committee members Brenda  
15 Brownrigg, Greg Binford, Mary Beckenbach and  
16 Councilman George Mateyo. The committee met to  
17 discuss updating Village policies on signage, the  
18 storage of motorized vehicles, such as cars,  
19 boats, mobile homes, et cetera, and non-motorized  
20 items such as PODS, old furnishings and  
21 appliances, et cetera, on residential property.

22 Examples of related legislation from  
23 other municipalities was presented for  
24 comparison. None of the legislation reviewed  
25 referenced PODS. Brenda Brownrigg was assigned

1 to contact other communities by phone for updated  
2 information on how they handled POD legislation  
3 and other storage concerns. Legislation varied  
4 on storage of motorized vehicles in these  
5 communities, including rubbish and dumpsters,  
6 preference is consistently given to rear of the  
7 house storage.

8           One community, Canton, Ohio, states that  
9 "All outdoor storage of any kind, including  
10 inoperable vehicles, for a period exceeding three  
11 days in length shall not be permitted." Other  
12 communities made reference only to rubbish and  
13 dumpsters with no reference to property storage.

14           The committee concluded that rear  
15 storage is desirable. We discussed how Bratenahl  
16 differs from other communities and how the  
17 differences should influence legislation. An  
18 example is the need for boat storage, since the  
19 Village is on lakefront property. We discussed  
20 time limitations for storage of large items and  
21 the impact of requiring storage permits as a  
22 means of influencing and enforcing storage time  
23 limits.

24           After discussing how to define storage,  
25 we decided more information is needed, including

1 advice from Village legal counsel. The matter  
2 was tabled until our next meeting.

3 The discussion turned to signs displayed  
4 on residential property. Material was presented  
5 showing that many communities have lengthy  
6 regulations regarding signage, giving detailed  
7 definitions of sign types, with separate  
8 regulations for each type.

9 The committee favored residential  
10 signage being limited to seven square feet,  
11 mounted no more than four feet from ground level,  
12 prohibiting signs on residential property for the  
13 purpose of commercial advertising, and limiting  
14 the posting of election signs to 30 days prior to  
15 an election, with removal required within 48  
16 hours after the election.

17 There was some discussion about  
18 political signs, which we defined as signs  
19 related to political matters, but not to a  
20 specific election or ballot issue. The need for  
21 legal counsel was acknowledged and the matter was  
22 tabled. Discussion of all topics will continue  
23 at our next scheduled meeting, which is scheduled  
24 now for May 4, 2008. The meeting was adjourned  
25 at 5:35 p.m.

1           MAYOR LICASTRO: Thank you. Any  
2 questions for Ms. Brownrigg? Thank you. Public  
3 safety.

4           MR. BINFORD: Public safety did not  
5 meet.

6           MAYOR LICASTRO: Community affairs.

7           MS. BECKENBACH: Community affairs met  
8 on March 25. Present were Mary Beckenbach,  
9 committees members Greg Binford, George Mateyo,  
10 Council member Brenda Brownrigg, Beth  
11 Biggins-Ramer, Pat Holland, both of the Cuyahoga  
12 County Solid Waste District.

13           The committee reviewed and finalized the  
14 invitation to bid package for our rubbish, solid  
15 waste. We also plan a timeline for a completion  
16 of the process, which is attached to my minutes  
17 here. The document was sent to all Council  
18 members and the Mayor, the managers of building  
19 one and two, the manager of Bratenahl Courts, the  
20 clerk of Council and the legal department for  
21 review. Any changes or corrections were sent to  
22 Mrs. Biggins-Ramer so that she could correct or  
23 make appropriate adjustments to the document.  
24 Council will need to make a motion to advertise  
25 for bid so that the ad can be placed in a

1 newspaper of general circulation. There being no  
2 further business, the meeting was adjourned at  
3 7:10.

4 I would now like to make a motion to put  
5 the ad -- to advertise for bid so that the ad can  
6 be placed in a newspaper of general circulation.

7 MR. MATEYO: Second.

8 MAYOR LICASTRO: Discussion? All in  
9 favor?

10 MR. BOLTON: I read it and it's very  
11 thorough.

12 MS. BECKENBACH: Thank you.

13 MAYOR LICASTRO: Good work, Mary.

14 MS. BECKENBACH: Thank you.

15 MAYOR LICASTRO: All in favor of the  
16 motion?

17 Ayes: 6 Nays: 0.

18 MAYOR LICASTRO: Anyone opposed? Thank  
19 you. Any questions? Thank you, Ms. Beckenbach.  
20 Recreation Commission.

21 MS. MITCHELL: We met. And in terms of  
22 center usage, we are encouraging parents whose  
23 children who use the center, to make sure that  
24 the children and their guests obey the rules and  
25 regulations for center usage. Particularly, with

1 reserving the building for use. Like basketball,  
2 we don't want to have like little interlopers  
3 doing things in our building without our  
4 permission. And anybody that has a need to make  
5 an appointment can see Mrs. Gallagher.

6 We're going to have our exterior  
7 lighting maintenance and improvements implemented  
8 shortly. Our gym doors are going to be replaced  
9 and the center's main hallway is to be painted,  
10 all has been budgeted for. Most notably, on the  
11 27th, it is the Bratenahl After Hours event.  
12 Reservations are required. Contact Steph for  
13 details about this event. It's a wake, a  
14 Bratenahl wake. It's like a fun thing to do.  
15 It's sponsored by the rec. And you will be  
16 receiving, if you have not already, our new  
17 flier, our circular for the parks and recreation  
18 department designed by Jim Murphy, who is a  
19 graphic artist who is also a member of our  
20 commission, along with his fellow committee  
21 members Steph Gallagher and Tim Bauman and Donna  
22 Walsh. And it's a wonderful document. Mary saw  
23 it.

24 MS. BECKENBACH: It's fabulous.

25 MS. MITCHELL: And it's very spiffy.

1 That concludes my report.

2           MAYOR LICASTRO: In keeping with the  
3 desire to make certain that there are no  
4 interlopers as you discussed, we have mandated  
5 our police officer to be there at closing time,  
6 patrol the building to make certain everyone  
7 leaves the building and the building is secure.

8           MS. MITCHELL: We really appreciate  
9 that.

10           MAYOR LICASTRO: We're going to continue  
11 to do that forever. That's a good idea.

12           MS. MITCHELL: Thank you very much.

13           MAYOR LICASTRO: Ms. Hlad.

14           MS. HLAD: What time is closing time for  
15 the center? What's the latest time, because  
16 sometimes you see lights on and you're not sure,  
17 you know, you don't want to call because you  
18 figure someone is legitimately there.

19           MAYOR LICASTRO: Ms. Gallagher.

20           MS. GALLAGHER: It's generally for most  
21 of the public it's eight o'clock. On occasion  
22 the pottery folks will stay and that is why you  
23 see a lot of lights on. Sometimes they work  
24 quietly on projects up until ten o'clock, but  
25 they usually walk there. It's a very quiet kind

1 of thing. To be honest, I usually leave a  
2 different light on every night.

3 MS. HLAD: It's nice for me to know,  
4 because I look right from my dining room to the  
5 building.

6 MS. GALLAGHER: The pottery light is  
7 about a third of the building, but that's  
8 generally what it is. In the summertime  
9 hopefully it won't be so bright.

10 MAYOR LICASTRO: Mr. Bolton.

11 MR. BOLTON: Two quick questions. When  
12 you last mentioned this wonderful wake for the  
13 fellow who's about to die, Mr. Bratenahlli,  
14 right?

15 MS. MITCHELL: Yes. It was a long  
16 illness.

17 MR. BOLTON: The tickets I understand  
18 are all sold out.

19 MAYOR LICASTRO: It's sold out.

20 MS. MITCHELL: See, snooze you lose.

21 MAYOR LICASTRO: It sold out almost  
22 immediately. For those of you that have attended  
23 parties hosted by Mr. Axelrod, you know why it's  
24 sold out.

25 MS. MITCHELL: It sold out for free

1 because it's provided through the generosity of  
2 the Village of Bratenahl.

3 MS. GALLAGHER: You do have to bring  
4 food or beverage and you do not get in if you  
5 don't.

6 MR. BOLTON: And my second question,  
7 doesn't the Recreation Commission plan events and  
8 oversee events in the parks?

9 MS. MITCHELL: Um-hum.

10 MR. BOLTON: Because now Bratenahl has a  
11 new property without signage or rules. Could I  
12 suggest that the Mayor suggest to your commission  
13 that you review what types of policies and  
14 signage are appropriate for the Dale/Ross  
15 property.

16 MAYOR LICASTRO: As a matter of fact,  
17 Mr. Bolton, that is on the agenda for community  
18 affairs. Ms. Jenny Havens has asked to  
19 participate as a very interested citizen and  
20 probably knows that property better than all of  
21 us. So it's going to be on the agenda soon.  
22 We're going to discuss all those and other issues  
23 important to that property. I'm certain that's  
24 something that will need more than one meeting to  
25 discuss, but it's on the radar. Ms. Gallagher.

1 MS. GALLAGHER: You don't have to answer  
2 in full, just in general, does it look like that  
3 would -- that the rec commission would oversee  
4 that, or is that what is for debate?

5 MAYOR LICASTRO: Let's hold that until  
6 we have a dialogue.

7 MS. GALLAGHER: That's fine. I never  
8 even thought of it to be honest.

9 MAYOR LICASTRO: Thank you very much.  
10 Planning Commission.

11 MR. BINFORD: The planning commission  
12 had nothing on its agenda to review last month  
13 and, therefore, did not meet. I'd like to note  
14 that the regularly scheduled meeting this month  
15 has been moved from April the 23rd to April the  
16 30th at 5:30 p.m. here at Village Hall.

17 MAYOR LICASTRO: And we do have a couple  
18 items on the agenda. Thank you, Mr. Binford.  
19 Shade Tree commission, Ms. Hlad.

20 MS. HLAD: The Shade Tree commission met  
21 on April 14. The Shade Tree commission was  
22 informed that our tree allocation budget for 2008  
23 will be \$20,000. We thank Council for this Shade  
24 Tree money and we'll work hard to stay within  
25 that amount. The Village removed a large old

1 25-inch caliper Silver Maple from the tree lawn  
2 at 10402 Lakeshore Boulevard. It's right across  
3 the street from Jerry Fallon's property. This  
4 tree had been hit by a car and had extensive root  
5 damage. The cost of removal was \$887.50. I  
6 would respectfully ask Council to pay this bill,  
7 which I believe is before you tonight. I'm not  
8 sure.

9           MAYOR LICASTRO: It's on Pay Claims,  
10 yes.

11           MS. HLAD: Joe Zalar requested the Shade  
12 Tree commission to look at two large Sugar Maples  
13 in the park that are in hazardous condition. We  
14 looked at them and agree that they need to be  
15 removed. Estimates are for \$1,135 for the one  
16 and \$492 for the other for a total of \$1,627.  
17 JTO who gave the estimates and will do the work  
18 for us. We ask Council for permission to proceed  
19 with the removal of those trees.

20           MAYOR LICASTRO: Is there a motion to do  
21 so?

22           MS. BECKENBACH: So move.

23           MR. MATEYO: Second.

24           MAYOR LICASTRO: Any discussion? All in  
25 favor of the motion.

1           Ayes: 6 Nays: 0.

2           MAYOR LICASTRO: Thank you.

3           MS. HLAD: The Mayor has issued a  
4 proclamation declaring Arbor Day weekend to be  
5 May 8 through May 11, 2008. In honor of this  
6 weekend, the Shade Tree commission would like to  
7 order and plant six Austrian pines for Village  
8 Park and five deciduous trees at approximate cost  
9 of \$1,950. We would like Council's approval to  
10 proceed also with this project.

11           MAYOR LICASTRO: Is there a motion to do  
12 so?

13           MS. BECKENBACH: So move.

14           MR. BINFORD: Second.

15           MAYOR LICASTRO: Any discussion? All in  
16 favor of the motion.

17           Ayes: 6 Nays: 0.

18           MAYOR LICASTRO: Thank you.

19           MS. HLAD: Bratenahl Foundation has  
20 offered to donate up to \$1,500 to fix up the Eddy  
21 Road median strip area. They're requesting that  
22 we relay and make permanent the Bratenahl One's  
23 beautification committee plaque, which is now  
24 simply laying at the bottom of one of the elms  
25 that they purchased. They would also like to see

1 some color added to this entry area by means of  
2 flowers or decorative grasses or bushes or  
3 possibly mulch around each tree.

4           They will also pay for anything leftover  
5 from beautifying the entryway. They would also  
6 like to pay for the annuals in each of our 13  
7 flower boxes. Normally we have perennials  
8 planted there and Joe has planted perennials over  
9 all the years, so we have some color in there  
10 that will be coming up, but we like to have that  
11 overflow kind of nice flower situation. So  
12 they're volunteering to pay with any money that's  
13 leftover from the Eddy Road center strip there to  
14 do that for us, plant those flowers.

15           So we hope that the Mayor and Council  
16 will accept this offer from the Bratenahl  
17 Foundation. And Joe Zalar has offered to work on  
18 this project with myself for the Village.

19           MS. BECKENBACH: I would like to move or  
20 make a motion that the Eddy Road median strip  
21 design or plantings be referred to public  
22 improvements.

23           MAYOR LICASTRO: Is there a second?

24           MR. BINFORD: Second.

25           MAYOR LICASTRO: Any discussion? All in

1 favor of the motion.

2 Ayes: 6 Nays: 0.

3 MAYOR LICASTRO: Thank you.

4 MS. HLAD: Another Bratenahl One  
5 resident committee met with and asked Mayor  
6 Licastro if they could make a matching donation  
7 of approximately \$2,400 to have Austrian Pines  
8 purchased and planted along the northeast side of  
9 Eddy Road. These trees would be planted on  
10 Village property and help beautify Bratenahl One  
11 and Two's entryway and camouflage an unsightly  
12 cyclone fence. This project will require  
13 approximately 30 Austrian Pines. That's at \$100  
14 each, \$35 a plant, a total of approximately  
15 \$4,150. But Bratenahl One resident headed by  
16 Jenny Havens is offering matching funds, which  
17 would be like half of that amount of money.  
18 Mayor Licastro asked that the Shade Tree  
19 Commission take a look at this and see what type  
20 of tree would be best.

21 I called a nursery and he agreed that if  
22 we go ahead with this project, that the Austrian  
23 Pines would be the best thing because of wind,  
24 such a fierce wind that comes up there. So in  
25 their opinion, the Austrian Pines would be the

1 most, would last the best. They would take the  
2 best. These would be six foot tall to start  
3 with, so they would do an immediate beauty  
4 improvement of that area I think.

5           So the Shade Tree commission, we met, we  
6 approved receiving matching funds, the donations,  
7 but we would like Council's approval to proceed.  
8 This project and all tree projects would be  
9 supervised by the Shade Tree commission and by  
10 Mr. Joe Zalar of our service department. We  
11 would like to ask for your approval to go ahead  
12 with this project.

13           MAYOR LICASTRO: Before there's a  
14 motion, a clarification. Bratenahl One and  
15 Bratenahl Two are participants in this. They are  
16 going to split the cost with us 50/50. This will  
17 help hide the rather unsightly chain link Hanna  
18 fence and really beautify that corridor and help  
19 not only market units in Bratenahl Place, but  
20 beautify our Village as well as north Eddy Road,  
21 so many thanks.

22           And by the way, the boards at Bratenahl  
23 One and Two did approve this last night. If  
24 Council decides to follow suit, we can move  
25 forward with this project.

1 MS. BECKENBACH: I'd like to make a  
2 motion that Council approve the request from the  
3 Shade Tree commission to plant Austrian Pines  
4 along the eastern border of Bratenahl Road --  
5 Eddy Road north.

6 MR. MATEYO: Second.

7 MAYOR LICASTRO: And we're going to  
8 split the cost.

9 MS. BECKENBACH: The cost will be split  
10 between the Village and the boards of Bratenahl  
11 One and Bratenahl Two.

12 MS. HLAD: If we do go ahead with this,  
13 we will try to get this to be done at the same  
14 time frame as goes along with the Arbor Day  
15 festivities.

16 MAYOR LICASTRO: As a matter of fact,  
17 we've talked about this. We are going to have a  
18 ceremony, a tree planting. And we did contract  
19 to have the trees planted rather than put that  
20 burden on Mr. Zalar and his department, so the  
21 cost includes the planting of the trees. Did you  
22 have a question?

23 MR. SEMERSKY: From living on Eddy Road  
24 and knowing how much salt gets spread all over  
25 the place, the pines are --

1           MAYOR LICASTRO: Yes, they are salt  
2 tolerant.

3           MS. HLAD: This one is very good. This  
4 is the same tree that Mr. Musca planted along his  
5 berm and they're hardy compared to the rest. The  
6 rest are pretty bad.

7           MR. GALLAGHER: It should also be  
8 pointed out that the state doesn't salt that end  
9 of Eddy Road, so they're not slopping it all over  
10 the place.

11          MR. SEMERSKY: They're supposed to shut  
12 it off, but it's still on when they come around  
13 the corner.

14          MAYOR LICASTRO: There was some  
15 discussion that they shouldn't be planted without  
16 irrigation, because we are irrigating the median  
17 on Eddy Road. One reason why we're irrigating  
18 the median on Eddy Road south is because the  
19 state just overwhelms it with salt and we need  
20 the irrigation to leach the salt out of the soil.  
21 They do not salt Eddy Road north. So once the  
22 trees are situated and Joe has promised to be  
23 diligent about watering them, it should not be a  
24 problem.

25                 So there's been a motion made by Ms.

1 Beckenbach. Was it seconded?

2 MR. MATEYO: Seconded.

3 MAYOR LICASTRO: Mr. Bolton, any further  
4 discussion?

5 MR. BOLTON: Yes, I have some legal  
6 questions. And since Mr. O'Bryan is here, we  
7 have to get you involved. I'm not sure what the  
8 legality is of putting it on Village-owned  
9 property. I take it it's in the amenities strip  
10 or is it in the right-of-way? Where exactly is  
11 it?

12 MAYOR LICASTRO: It's within the  
13 right-of-way.

14 MR. BOLTON: So could this be appended  
15 to the existing tree planting program, which is  
16 in the tree lawn between the sidewalk and the  
17 road?

18 MS. HLAD: It is.

19 MR. BOLTON: I think if it's not a part  
20 of an existing tree planting program, my feeling  
21 is it might be appropriate to have more than just  
22 a quick vote, but if it's an extension of an  
23 existing program, I think it's easier to do.  
24 Does that sound right to you?

25 MR. O'BRYAN: Yes. In the right-of-way,

1 it's okay.

2 MR. BOLTON: Are any of the residents,  
3 is it Hanna that's adjoining?

4 MS. HLAD: Hanna's adjoining.

5 MR. BOLTON: Are they contributing,  
6 also?

7 MS. HLAD: Hanna has already planted  
8 their side of the fence with what they thought  
9 was necessary to hide the fence from their side,  
10 so they took care of their side, but the other  
11 side of the fence is now --

12 MR. BOLTON: And did the Village  
13 contribute to that?

14 MAYOR LICASTRO: No. We weren't asked  
15 to.

16 MR. BOLTON: You can see that some  
17 people might consider this to be precedent of a  
18 homeowner asking for decorative planting with the  
19 Village asking for half of it.

20 MAYOR LICASTRO: The big difference is  
21 that the Hanna side is private property. We're  
22 doing this in public property.

23 MS. HLAD: I would consider that their  
24 tree lawn, because you've got, I don't know how  
25 many people living in One and Two, maybe like a

1 thousand people live there. And they have --

2 MAYOR LICASTRO: Not quite.

3 MS. HLAD: They have no tree lawn.

4 MAYOR LICASTRO: It seems like it, but  
5 not quite.

6 MS. HLAD: It like their tree lawn. We  
7 have planted deciduous trees around because  
8 that's our street. Eddy Road is part of Village  
9 property. We take care of it. So we take care  
10 of that grass there, too, so it's like a tree  
11 lawn like anywhere else in the Village, I think.

12 MR. BOLTON: I think I'm going to vote  
13 for it, but I'd like to recognize that out of the  
14 graciousness of the Bratenahl Place, the Elm  
15 trees were planted at their sole expense. And so  
16 to me, I'm not sure I like the precedent that  
17 we're setting here, but when you include both the  
18 actions they took on their own, it really is  
19 about a wash.

20 MS. HLAD: Before we had a revised Shade  
21 Tree commission, we had a program in Bratenahl  
22 for quite a few years where we had matching funds  
23 by the residents. The residents would give half  
24 of the tree and then we would plant the  
25 resident's tree lawn, so it's a similar kind of

1 thing. I think it's a good thing. They're  
2 getting involved.

3 MR. BOLTON: Well, I wouldn't have a  
4 problem with that program, I just don't think  
5 it's right to pick one resident and say we'll do  
6 this for you and another one saying we won't.

7 MAYOR LICASTRO: Mr. Stephan?

8 MR. STEPHAN: I'd like to ask as a point  
9 of clarification, what's the width from the curb  
10 to the fence?

11 MS. HLAD: I think it's approximately 30  
12 feet.

13 MR. STEPHAN: These trees are six feet  
14 tall and they grow up and sideways. Depending on  
15 where they're planted, at some point they might  
16 impose on the roadway?

17 MAYOR LICASTRO: No, no, they'll be well  
18 back off the road and they will not be under the  
19 power lines, either. There's enough room there,  
20 Paul.

21 MS. HLAD: There's plenty of room.

22 MAYOR LICASTRO: We looked at that very  
23 carefully. There's a motion on the floor. It's  
24 been made and seconded. Discussion has ensued.  
25 All in favor of the motion.

1           Ayes: 6 Nays: 0.

2           MAYOR LICASTRO: Thank you. Does that  
3 end your report? Thank you, Ms. Hlad. And thank  
4 you to Bratenahl Place for helping to defray some  
5 of the cost.

6           Moving on to new business, we have the  
7 recreation director appointment.

8           MS. BECKENBACH: I would like to move  
9 that we accept Stephanie Gallagher as the program  
10 director for one more year.

11          MR. BINFORD: Second.

12          MAYOR LICASTRO: Any discussion?

13          MR. BOLTON: Has to be limited to one  
14 year?

15          MS. MITCHELL: It's parks and  
16 recreation.

17          MS. BROWNRIGG: Can't we make her stay  
18 for 10?

19          MS. BECKENBACH: The director for parks  
20 and recreation, I apologize.

21          MAYOR LICASTRO: So clarified, so  
22 amended. We've been typically doing one-year  
23 contracts. She's like a free agent. You might  
24 have option years. Are we comfortable with a  
25 one-year contract? Is everyone comfortable? All

1 in favor of the motion.

2 Ayes: 6 Nays: 0.

3 MAYOR LICASTRO: Thank you. Before we  
4 begin with the ordinances, just a point of order,  
5 once we do the three for the police, dispatch and  
6 service, Ms. Brownrigg, would you make the motion  
7 in regards to other employees other than elected  
8 officials. We'll make that a formal motion. And  
9 it's our recommendation that ordinance number  
10 3399 and 3400 be put on first reading for further  
11 discussion. So continuing, ordinance number  
12 3396.

13 MR. BINFORD: I would like to introduce  
14 ordinance number 3396, an ordinance fixing  
15 compensation of the police department of the  
16 Village of Bratenahl and declaring the same to be  
17 an emergency.

18 MS. BECKENBACH: Second.

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

21 MR. GALLAGHER: Ms. Beckenbach?

22 MS. BECKENBACH: Aye.

23 MR. GALLAGHER: Mr. Binford?

24 MR. BINFORD: Aye.

25 MR. GALLAGHER: Mr. Bolton?

1 MR. BOLTON: Aye.

2 MR. GALLAGHER: Ms. Brownrigg?

3 MS. BROWNRIGG: Aye.

4 MR. GALLAGHER: Mr. Mateyo?

5 MR. MATEYO: Aye.

6 MR. GALLAGHER: Mr. Semersky?

7 MR. SEMERSKY: Aye.

8 MR. GALLAGHER: Thank you.

9 MR. BINFORD: I would like to move for  
10 passage of ordinance number 3396.

11 MS. BECKENBACH: Second.

12 MAYOR LICASTRO: And, of course,  
13 everything mentioned, the motions made, the  
14 recommendations made by the Finance Committee are  
15 incorporated in this ordinance. Any discussion?  
16 There being none, roll call on passage, please.

17 MR. GALLAGHER: Ms. Beckenbach?

18 MS. BECKENBACH: Aye.

19 MR. GALLAGHER: Mr. Binford?

20 MR. BINFORD: Aye.

21 MR. GALLAGHER: Mr. Bolton?

22 MR. BOLTON: Aye.

23 MR. GALLAGHER: Ms. Brownrigg?

24 MS. BROWNRIGG: Aye.

25 MR. GALLAGHER: Mr. Mateyo?

1 MR. MATEYO: Aye.

2 MR. GALLAGHER: Mr. Semersky?

3 MR. SEMERSKY: Aye.

4 MR. GALLAGHER: Thank you.

5 MAYOR LICASTRO: Next is ordinance  
6 number 3397, Mr. Semersky.

7 MR. SEMERSKY: I'd like to introduce  
8 ordinance number 3397 for suspension, an  
9 ordinance fixing compensation of the police  
10 department dispatchers of the Village of  
11 Bratenahl and declaring an emergency.

12 MS. BECKENBACH: Second.

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

15 MR. GALLAGHER: Ms. Beckenbach?

16 MS. BECKENBACH: Aye.

17 MR. GALLAGHER: Mr. Binford?

18 MR. BINFORD: Aye.

19 MR. GALLAGHER: Mr. Bolton?

20 MR. BOLTON: Aye.

21 MR. GALLAGHER: Ms. Brownrigg?

22 MS. BROWNRIGG: Aye.

23 MR. GALLAGHER: Mr. Mateyo?

24 MR. MATEYO: Aye.

25 MR. GALLAGHER: Mr. Semersky?

1 MR. SEMERSKY: Aye.

2 MR. GALLAGHER: Thank you.

3 MR. SEMERSKY: I'd like to introduce  
4 ordinance 3397 for passage.

5 MS. BECKENBACH: Second.

6 MAYOR LICASTRO: Discussion? There  
7 being none, roll call on passage, please.

8 MR. GALLAGHER: Ms. Beckenbach?

9 MS. BECKENBACH: Aye.

10 MR. GALLAGHER: Mr. Binford?

11 MR. BINFORD: Aye.

12 MR. GALLAGHER: Mr. Bolton?

13 MR. BOLTON: Aye.

14 MR. GALLAGHER: Ms. Brownrigg?

15 MS. BROWNRIGG: Aye.

16 MR. GALLAGHER: Mr. Mateyo?

17 MR. MATEYO: Aye.

18 MR. GALLAGHER: Mr. Semersky?

19 MR. SEMERSKY: Aye.

20 MR. GALLAGHER: Thank you.

21 MAYOR LICASTRO: Ordinance number 3398,  
22 Mr. Bolton.

23 MR. BOLTON: I'd like to introduce  
24 ordinance number 3398, an ordinance fixing  
25 compensation of the service department of the

1 Village of Bratenahl and declaring an emergency.

2 MS. BECKENBACH: Second.

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

5 MR. GALLAGHER: Ms. Beckenbach?

6 MS. BECKENBACH: Aye.

7 MR. GALLAGHER: Mr. Binford?

8 MR. BINFORD: Aye.

9 MR. GALLAGHER: Mr. Bolton?

10 MR. BOLTON: Aye.

11 MR. GALLAGHER: Ms. Brownrigg?

12 MS. BROWNRIGG: Aye.

13 MR. GALLAGHER: Mr. Mateyo?

14 MR. MATEYO: Aye.

15 MR. GALLAGHER: Mr. Semersky?

16 MR. SEMERSKY: Aye.

17 MR. GALLAGHER: Thank you.

18 MR. BOLTON: I'd like to introduce  
19 ordinance number 3398 for passage.

20 MR. BINFORD: Second.

21 MAYOR LICASTRO: Any discussion? There  
22 being none, roll call on passage, please.

23 MR. GALLAGHER: Ms. Beckenbach?

24 MS. BECKENBACH: Aye.

25 MR. GALLAGHER: Mr. Binford?

1 MR. BINFORD: Aye.

2 MR. GALLAGHER: Mr. Bolton?

3 MR. BOLTON: Aye.

4 MR. GALLAGHER: Ms. Brownrigg?

5 MS. BROWNRIGG: Aye.

6 MR. GALLAGHER: Mr. Mateyo?

7 MR. MATEYO: Aye.

8 MR. GALLAGHER: Mr. Semersky?

9 MR. SEMERSKY: Aye.

10 MR. GALLAGHER: Thank you.

11 MAYOR LICASTRO: Ordinance number 3399,  
12 Mr. Mateyo.

13 MR. GALLAGHER: Hold on.

14 MS. BROWNRIGG: Oh, you said you wanted  
15 after that --

16 MAYOR LICASTRO: Thank you for reminding  
17 me what I just reminded you to do. Go ahead,  
18 please.

19 MS. BROWNRIGG: Can we have an ordinance  
20 number for that?

21 MR. GALLAGHER: No.

22 MAYOR LICASTRO: It's just a simple  
23 motion.

24 MS. BROWNRIGG: I'd like to move that  
25 Council approve a three percent pay increase for

1 nonelected employees of the Village of Bratenahl  
2 with an hourly rate to match retroactive to 2001  
3 -- I'm sorry, January 1, 2008 for the year 2008.

4 MS. BECKENBACH: Second.

5 MAYOR LICASTRO: I think we understood  
6 your intention. This, of course, includes anyone  
7 that's not covered by the ordinances just passed,  
8 full-time and part-time employees and Ms.  
9 Gallagher as well.

10 MS. BROWNRIGG: Do I need to declare an  
11 emergency for this?

12 MAYOR LICASTRO: No, this is a simple  
13 motion.

14 MR. BOLTON: Second.

15 MAYOR LICASTRO: Any discussion? All in  
16 favor of the motion.

17 Ayes: 6 Nays: 0.

18 MAYOR LICASTRO: Thank you. Now  
19 ordinance number 3399, Mr. Mateyo.

20 MR. MATEYO: I'd like to introduce an  
21 ordinance amending section 1409.01 of the  
22 codified ordinances of the Village of Bratenahl  
23 and declaring an emergency.

24 MS. BECKENBACH: Second.

25 MAYOR LICASTRO: This is actually on

1 first reading, it so states. Do you want to make  
2 clear what we're doing here? You can, Mr.  
3 Mateyo, you introduced it. It came out of Ms.  
4 Beckenbach's committee, then have her clarify it.

5 MS. BECKENBACH: The Commissioner of  
6 Buildings is authorized to make a cause to be  
7 made --

8 MAYOR LICASTRO: I'm sorry, it came out  
9 of legislation. Go ahead.

10 MS. BROWNRIGG: It doesn't matter. The  
11 Commissioner of Buildings is authorized to make  
12 or cause to be made inspections of all structures  
13 or premises used for dwelling purposes and all  
14 secondary or appurtenant structures to determine  
15 whether such structures or premises conform to  
16 the provisions of this Housing Code. The  
17 exteriors of all single-family homes will be  
18 inspected on a street by street basis every three  
19 years. The Village will notify property owners  
20 three weeks prior to the inspection of the  
21 exteriors of single-family homes.

22 MAYOR LICASTRO: Thank you. Certainly  
23 there's times when suspension is appropriate.  
24 You'll see us do it often at this table. There's  
25 times when it's not. And this is a major and

1 significant change in our policy. Right now  
2 inspections are complaint driven only. To do  
3 them by routine, Council's intention is just put  
4 this on first reading so they can do multiple  
5 readings, be certain we get any feedback from the  
6 public that could possibly find it objectionable.  
7 Thank you, Mr. Mateyo. And now ordinance number  
8 3400.

9 MS. BROWNRIGG: Introduce ordinance  
10 3400, an ordinance amending Section 921.01 of  
11 the codified ordinances of the Village of  
12 Bratenahl and declaring an emergency.

13 MAYOR LICASTRO: This is also first  
14 reading, correct?

15 MS. BROWNRIGG: First reading.

16 MAYOR LICASTRO: Do you want to clarify?

17 MS. BECKENBACH: This is a clarification  
18 for regulations for storing and picking up of  
19 rubbish. Do you want to read me the six?

20 MAYOR LICASTRO: If you would like.

21 MS. BROWNRIGG: I think we should.

22 MS. BECKENBACH: No person shall: Place  
23 rubbish, recyclables or any other item, other  
24 than leaves, on the tree lawn for collection  
25 prior to 4:00 p.m. of the evening preceding the

1 day scheduled by the Village for collection;  
2 number two, no person shall place or pile leaves  
3 anywhere on the tree lawn and leaves --

4 MAYOR LICASTRO: But on the tree lawn.

5 MS. BECKENBACH: But on the tree lawn.

6 And leaves may be placed only on the tree lawn or  
7 piled for collection during the months of April,  
8 May, September, October, November at any time;  
9 number three, no person shall place rubbish,  
10 recyclables or any other item for collection by  
11 the Village if the rubbish, recyclables or any  
12 other item was brought from another location for  
13 the purpose of obtaining Village collection;  
14 number four, no person shall, except as provided  
15 by subsection D hereof, place rubbish,  
16 recyclables or any other item for collection by  
17 the Village at the location of the service  
18 department at any time without having received  
19 prior written permission from the Village; and  
20 number five, no person shall place rubbish,  
21 recyclables or any other item for collection  
22 within the boundary of any sidewalk as defined in  
23 section 301.37 hereof or street, highway or  
24 through street or highway as defined in Sections  
25 301.42 and 301.43 hereof; and lastly, no person

1 shall place rubbish, recyclables or any other  
2 item for collection anywhere but on the tree lawn  
3 and only during the time periods specified within  
4 this section.

5           MAYOR LICASTRO: This is not as  
6 significant a change in our policy, but again for  
7 the same reasons just cited, that's why Council  
8 put this on first reading, so we can get feedback  
9 from the general public.

10           MR. ROBINS: Penalties? You said  
11 nothing about penalties if somebody did these.

12           MR. MATEYO: The last thing on here,  
13 whoever violates any of the provisions of this  
14 section is guilty of a minor misdemeanor.

15           MR. ROBINS: And does it carry with it a  
16 financial?

17           MR. BINFORD: It does.

18           MR. MATEYO: Yes, it does.

19           MAYOR LICASTRO: Thank you. Moving on,  
20 ordinance number 3401. I'm sorry, 2.

21           MR. GALLAGHER: No, 1.

22           MAYOR LICASTRO: I think we skipped 1 in  
23 numbering these.

24           MR. GALLAGHER: No, we didn't.

25           MAYOR LICASTRO: We don't have 3401.

1 MR. GALLAGHER: We'll make you some.

2 MAYOR LICASTRO: While he's doing that,  
3 let's move to ordinance number 3402.

4 MR. GALLAGHER: Okay. Well, then I'll  
5 do three things at once.

6 MAYOR LICASTRO: Thank you, Mr.  
7 Gallagher, for multitasking. Perhaps Merele can  
8 make the copies for you while you return to your  
9 duties.

10 MR. GALLAGHER: Go on.

11 MAYOR LICASTRO: Go ahead, 3402.

12 MS. BECKENBACH: I'd like to introduce  
13 ordinance number 3402 for suspension, an  
14 ordinance amending Section 1117.01 of the  
15 codified ordinances of the Village of Bratenahl  
16 and declaring an emergency.

17 MR. BINFORD: Second.

18 MAYOR LICASTRO: Roll call on  
19 suspension, please.

20 MR. GALLAGHER: Ms. Beckenbach?

21 MS. BECKENBACH: Aye.

22 MR. GALLAGHER: Mr. Binford?

23 MR. BINFORD: Aye.

24 MR. GALLAGHER: Mr. Bolton?

25 MR. BOLTON: Aye.

1 MR. GALLAGHER: Ms. Brownrigg?

2 MS. BROWNRIGG: Aye.

3 MR. GALLAGHER: Mr. Mateyo?

4 MR. MATEYO: Aye.

5 MR. GALLAGHER: Mr. Semersky?

6 MR. SEMERSKY: Aye.

7 MR. GALLAGHER: Thank you.

8 MS. BECKENBACH: This is for the  
9 establishment of an architectural and design  
10 review board.

11 MAYOR LICASTRO: The most significant  
12 change is all these changes will have the  
13 appointment made by the Mayor and approved by  
14 Council. We're just cleaning up the language.  
15 There was not a consistency in the appointments  
16 for these various boards and commissions. They  
17 now will all read appointed by the Mayor and  
18 approved by Council.

19 MS. BECKENBACH: I'd like to introduce  
20 ordinance number 3402 for passage.

21 MR. BINFORD: Second.

22 MAYOR LICASTRO: Any discussion? There  
23 being none, roll call on passage, please.

24 MR. GALLAGHER: Ms. Beckenbach?

25 MS. BECKENBACH: Aye.

1 MR. GALLAGHER: Mr. Binford?

2 MR. BINFORD: Aye.

3 MR. GALLAGHER: Mr. Bolton?

4 MR. BOLTON: Aye.

5 MR. GALLAGHER: Ms. Brownrigg?

6 MS. BROWNRIGG: Aye.

7 MR. GALLAGHER: Mr. Mateyo?

8 MR. MATEYO: Aye.

9 MR. GALLAGHER: Mr. Semersky?

10 MR. SEMERSKY: Aye.

11 MR. GALLAGHER: Thank you.

12 MAYOR LICASTRO: Mr. Binford.

13 MR. BINFORD: I would to introduce  
14 ordinance number 3403, an ordinance amending  
15 Section 1121.01 of the codified ordinances of the  
16 Village of Bratenahl and declaring an emergency.

17 As the Mayor indicated, this is the  
18 ordinance pertinent to the Board of Zoning  
19 Appeals and, again, the same thrust is clarifying  
20 that it's an appointment by the Mayor and  
21 approval by Council.

22 MAYOR LICASTRO: Is there a second?

23 MR. SEMERSKY: Second.

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

1 MR. GALLAGHER: Ms. Beckenbach?

2 MS. BECKENBACH: Aye.

3 MR. GALLAGHER: Mr. Binford?

4 MR. BINFORD: Aye.

5 MR. GALLAGHER: Mr. Bolton?

6 MR. BOLTON: Aye.

7 MR. GALLAGHER: Ms. Brownrigg?

8 MS. BROWNRIGG: Aye.

9 MR. GALLAGHER: Mr. Mateyo?

10 MR. MATEYO: Aye.

11 MR. GALLAGHER: Mr. Semersky?

12 MR. SEMERSKY: Aye.

13 MR. GALLAGHER: Thank you.

14 MR. BINFORD: I'd like to move for  
15 passage of ordinance number 3403.

16 MS. BECKENBACH: Second.

17 MAYOR LICASTRO: Discussion? There  
18 being none, roll call on passage, please.

19 MR. GALLAGHER: Ms. Beckenbach?

20 MS. BECKENBACH: Aye.

21 MR. GALLAGHER: Mr. Binford?

22 MR. BINFORD: Aye.

23 MR. GALLAGHER: Mr. Bolton?

24 MR. BOLTON: Aye.

25 MR. GALLAGHER: Ms. Brownrigg?

1 MS. BROWNRIGG: Aye.

2 MR. GALLAGHER: Mr. Mateyo?

3 MR. MATEYO: Aye.

4 MR. GALLAGHER: Mr. Semersky?

5 MR. SEMERSKY: Aye.

6 MR. GALLAGHER: Thank you.

7 MS. BECKENBACH: I'd like to at this  
8 time apologize to my colleagues that I have to  
9 leave. And I'm sure you will continue well  
10 without me.

11 MAYOR LICASTRO: We'll muddle our way  
12 through.

13 MR. MATEYO: Do we need to vote on this?

14 MAYOR LICASTRO: Moving along, ordinance  
15 number 3404.

16 MR. SEMERSKY: I'd like to introduce  
17 ordinance number 3404 for suspension, an  
18 ordinance amending Section 903.02 of the codified  
19 ordinances of the Village of Bratenahl and  
20 declaring an emergency. The same reason for the  
21 Shade Tree commission.

22 MR. BINFORD: Second.

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

25 MR. GALLAGHER: Mr. Binford?

1 MR. BINFORD: Aye.

2 MR. GALLAGHER: Mr. Bolton?

3 MR. BOLTON: Aye.

4 MR. GALLAGHER: Ms. Brownrigg?

5 MS. BROWNRIGG: Aye.

6 MR. GALLAGHER: Mr. Mateyo?

7 MR. MATEYO: Aye.

8 MR. GALLAGHER: Mr. Semersky?

9 MR. SEMERSKY: Aye.

10 MR. GALLAGHER: Thank you.

11 MR. SEMERSKY: I'd like to introduce  
12 ordinance number 3404 for passage.

13 MR. BINFORD: Second.

14 MAYOR LICASTRO: Discussion? There  
15 being none, roll call on passage, please.

16 MR. GALLAGHER: Mr. Binford?

17 MR. BINFORD: Aye.

18 MR. GALLAGHER: Mr. Bolton?

19 MR. BOLTON: Aye.

20 MR. GALLAGHER: Ms. Brownrigg?

21 MS. BROWNRIGG: Aye.

22 MR. GALLAGHER: Mr. Mateyo?

23 MR. MATEYO: Aye.

24 MR. GALLAGHER: Mr. Semersky?

25 MR. SEMERSKY: Aye.

1 MR. GALLAGHER: Thank you.

2 MAYOR LICASTRO: Let's now go to  
3 ordinance number 3401.

4 MR. BOLTON: Did we see this before?

5 MAYOR LICASTRO: Yes. This was sent to  
6 you in electronic packet form.

7 MR. MATEYO: I'd like to introduce an  
8 ordinance amending Section 1115.01 of the  
9 codified ordinances of the Village of Bratenahl  
10 and declaring an emergency. This pertains to  
11 Planning Commission.

12 MAYOR LICASTRO: Is there a second?

13 MR. BINFORD: Second.

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

16 MR. GALLAGHER: Mr. Binford?

17 MR. BINFORD: Aye.

18 MR. GALLAGHER: Mr. Bolton?

19 MR. BOLTON: Aye.

20 MR. GALLAGHER: Ms. Brownrigg?

21 MS. BROWNRIGG: Aye.

22 MR. GALLAGHER: Mr. Mateyo?

23 MR. MATEYO: Aye.

24 MR. GALLAGHER: Mr. Semersky?

25 MR. SEMERSKY: Aye.

1 MR. GALLAGHER: Thank you.

2 MR. BOLTON: I'm sorry, perhaps I got  
3 it. I did download everything I received.

4 MAYOR LICASTRO: What you received was a  
5 lined out copy. These are the clean copies.

6 MR. BOLTON: Is this the appropriate  
7 time to ask a question about this?

8 MAYOR LICASTRO: Sure.

9 MR. BOLTON: I did not realize that the  
10 membership term was six years and for the  
11 duration of the particular Council person's  
12 election. How does that work? I take it there's  
13 not a change in the length of the terms.

14 MAYOR LICASTRO: That was not changed.

15 MR. BOLTON: Okay. It seems rather  
16 long, that's all.

17 MAYOR LICASTRO: I think several  
18 commission members would agree with that  
19 statement. For passage, please.

20 MR. MATEYO: I now introduce it for  
21 passage.

22 MR. BINFORD: Second.

23 MAYOR LICASTRO: Discussion? There  
24 being none, roll call on passage, please.

25 MR. GALLAGHER: Mr. Binford?

1 MR. BINFORD: Aye.

2 MR. GALLAGHER: Mr. Bolton?

3 MR. BOLTON: Aye.

4 MR. GALLAGHER: Ms. Brownrigg?

5 MS. BROWNRIGG: Aye.

6 MR. GALLAGHER: Mr. Mateyo?

7 MR. MATEYO: Aye.

8 MR. GALLAGHER: Mr. Semersky?

9 MR. SEMERSKY: Aye.

10 MR. GALLAGHER: Thank you.

11 MAYOR LICASTRO: And whatever your name  
12 is at the end, would you please introduce 3405  
13 for me?

14 MS. BROWNRIGG: Pay Claims?

15 MAYOR LICASTRO: Yes, Pay Claims.

16 MS. BROWNRIGG: I'd like to introduce  
17 ordinance number 3405 for suspension, Pay Claims,  
18 and declaring an emergency.

19 MR. BINFORD: Second.

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

22 MR. GALLAGHER: Mr. Binford?

23 MR. BINFORD: Aye.

24 MR. GALLAGHER: Mr. Bolton?

25 MR. BOLTON: Aye.

1 MR. GALLAGHER: Ms. Brownrigg?

2 MS. BROWNRIGG: Aye.

3 MR. GALLAGHER: Mr. Mateyo?

4 MR. MATEYO: Aye.

5 MR. GALLAGHER: Mr. Semersky?

6 MR. SEMERSKY: Aye.

7 MR. GALLAGHER: Thank you.

8 MAYOR LICASTRO: Passage.

9 MS. BROWNRIGG: I'd like to introduce  
10 ordinance number 3405 for passage.

11 MR. BINFORD: Second.

12 MAYOR LICASTRO: Discussion or  
13 questions?

14 MR. BOLTON: Well, I had some questions,  
15 but I see that what was on the electronic is not  
16 necessarily on --

17 MAYOR LICASTRO: This is an amended  
18 final copy. There's always some last minute  
19 changes that are made.

20 MR. GALLAGHER: Especially this early in  
21 the month.

22 MR. BOLTON: The 16th, Jim?

23 MAYOR LICASTRO: Actually, it's about as  
24 early as the meeting can be. I think it is the  
25 earliest it can be.

1 MR. GALLAGHER: No, 15th is the  
2 earliest.

3 MAYOR LICASTRO: Did you have any  
4 questions?

5 MR. BOLTON: I'd like to again express  
6 my frustration at not having the Pay Claims in  
7 advance. It's very hard to represent the Village  
8 and properly review expenses when we get them --  
9 right now is the first time I had an opportunity  
10 to notice they're different.

11 MR. GALLAGHER: So noted.

12 MAYOR LICASTRO: Any other questions?  
13 There being none, roll call on passage, please.

14 MR. GALLAGHER: Mr. Binford?

15 MR. BINFORD: Aye.

16 MR. GALLAGHER: Mr. Bolton?

17 MR. BOLTON: Aye.

18 MR. GALLAGHER: Ms. Brownrigg?

19 MS. BROWNRIGG: Aye.

20 MR. GALLAGHER: Mr. Mateyo?

21 MR. MATEYO: Aye.

22 MR. GALLAGHER: Mr. Semersky?

23 MR. SEMERSKY: Aye.

24 MR. GALLAGHER: Thank you.

25 MAYOR LICASTRO: Thank you. That ends

1 our rather lengthy agenda. Any comments from  
2 anyone on Council?

3 MS. BROWNRIGG: I'd like to make a  
4 correction the next legislation meeting is May 5,  
5 not the 4th.

6 MAYOR LICASTRO: That is a Monday?

7 MS. BROWNRIGG: That's a Monday.

8 MAYOR LICASTRO: Thank you. Chief?

9 CHIEF FALZONE: Nothing further.

10 MAYOR LICASTRO: Mr. Zalar?

11 MR. ZALAR: Nothing.

12 MAYOR LICASTRO: Mr. Jamieson?

13 MR. JAMIESON: Nothing further.

14 MAYOR LICASTRO: Our treasurer, Sara  
15 Kesselem, welcome. Anything you'd like to add?  
16 Ms. Kreiner?

17 MS. KREINER: No.

18 MAYOR LICASTRO: Mr. Gallagher or  
19 Merele?

20 MR. GALLAGHER: Go Tribe, please.

21 MAYOR LICASTRO: Gentlemen?

22 MR. O'BRYAN: Go Cavs.

23 MAYOR LICASTRO: Stephanie, you had  
24 something you'd like to say? We just  
25 congratulate you and welcome you back for an

1 option year. Anyone else from the audience?

2 MR. ROBINS: On page nine of the 3/31  
3 appropriations that you received, under item  
4 49028005109603, there is an amount appropriated  
5 at 616,000 for Dale/Ross and an unencumbered  
6 balance of \$616,000 for Dale/Ross. The first  
7 question is have we not paid anything on the  
8 Dale/Ross property?

9 MAYOR LICASTRO: Mr. Gallagher?

10 MR. GALLAGHER: I'm sorry, I'm trying to  
11 get to the file he's talking about. I didn't  
12 hear the question, Rich.

13 MR. ROBINS: Okay. Do you have the page  
14 that's nine, page nine of appropriations? I can  
15 give you my copy if that would make it easier.  
16 And at the bottom under particular line item it  
17 shows an appropriation for Dale/Ross of 616,000,  
18 and it shows an unencumbered amount of 616,000.  
19 And my question is have we not paid any of the --  
20 I thought it was 587,000 for the Dale/Ross  
21 property? We don't have to answer that now. I  
22 don't want to take up everybody's time. We can  
23 take that up --

24 MAYOR LICASTRO: I think we have paid  
25 it.

1 MR. ROBINS: -- when it's more  
2 convenient to do so.

3 MAYOR LICASTRO: Thank you. Anyone  
4 else?

5 MR. GALLAGHER: It's due in August.

6 MR. ROBINS: It's due in August?

7 MR. GALLAGHER: Yes.

8 MR. ROBINS: And then the second part of  
9 my question is what is the amount that will be  
10 paid in August?

11 MR. GALLAGHER: It's going to be a  
12 little higher than that. It includes some  
13 interest.

14 MR. ROBINS: Then there's a legal issue  
15 I think has to be addressed, because the  
16 ordinance that authorized the payment for the  
17 Dale/Ross property was up to but not to exceed  
18 \$600,000, so I'd like to put that legal issue in  
19 front of the Mayor and Council.

20 MAYOR LICASTRO: If the ordinance has to  
21 be amended, we certainly can do so prior to the  
22 payment in August. Okay. Anyone else? Mr.  
23 Bolton.

24 MR. BOLTON: You did this earlier, but  
25 having seen Ms. Charles sit here so politely and

1 quietly, I just want to thank you for coming.

2 Isn't this your second annual visit?

3 MS. CHARLES: I think I've been here  
4 three times.

5 MAYOR LICASTRO: Ms. Bacci.

6 MS. BACCI: I just have a housekeeping  
7 question. The ordinance that listed all of what  
8 you can put at the curb and when and how. I  
9 thought it said and declaring an emergency. And  
10 if you're putting it out there and not passing it  
11 under emergency, should it not be corrected?

12 MAYOR LICASTRO: Well, we didn't pass it  
13 on suspension, but an emergency ordinance is  
14 effective immediately upon its passage. That's  
15 the difference. The difference between  
16 suspension and emergency.

17 MS. BACCI: You don't have to wait 30  
18 days.

19 MAYOR LICASTRO: No, that's correct.  
20 Once it's passed after the third reading, it  
21 becomes effective immediately as opposed to a  
22 30-day lag.

23 MS. HLAD: In reference to that same  
24 thing putting your rubbish out after four  
25 o'clock, on Brighton we kind of have a problem

1 keeping the cans on the lawn. The lawns are so  
2 slanted that if you put them there, they fall  
3 over, so we put the cans in the street. That's  
4 why we have the cans in the street. So hopefully  
5 that's not breaking any rules.

6           MAYOR LICASTRO: Minor misdemeanor, \$100  
7 fine. We thank you for your contribution to the  
8 Village fund. Anyone else? Is there a motion to  
9 adjourn?

10           MR. BINFORD: Move to adjourn.

11           MAYOR LICASTRO: Thank you. We are in  
12 adjournment. Everyone enjoy the evening.

13                           ~ ~ ~ ~ ~

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