

BRATENAHL VILLAGE  
BRATENAHL VILLAGE HALL  
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SPECIAL VILLAGE COUNCIL MEETING

TAKEN:

AUGUST 19, 2009

5:30 P.M.

PRESENT:

MAYOR JOHN LICASTRO

MARY BECKENBACH

GREGORY BINFORD

WILLIAM BOLTON

RICHARD SEMERSKY

BRENDA BROWNRIGG

ADAM CORNETT, ESQ.

Nancy L. Molnar, RPR

 **MOLNAR MUNGUÍA**  
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1                   MAYOR LICASTRO: It is 5:30. I'd like  
2 to call the meeting to order and ask the clerk to  
3 call the roll, please.

4                   MR. GALLAGHER: Good evening, everybody.  
5 Before we begin, last week we had a technical  
6 issue with the microphones. Some of you when  
7 opining tend to lean back and speak from here  
8 (indicating.) We've all seen congressional  
9 hearings where they sit like this (indicating)  
10 and talk to the microphones. Would you please do  
11 that so we can hear you? Thank you.

12                   And on to the role. Ms. Beckenbach?

13                   MS. BECKENBACH: Here.

14                   MR. GALLAGHER: Mr. Binford?

15                   MR. BINFORD: Here.

16                   MR. GALLAGHER: Mr. Bolton?

17                   MR. BOLTON: Here.

18                   MR. GALLAGHER: Ms. Brownrigg?

19                   MS. BROWNRIGG: Here.

20                   MR. GALLAGHER: Mr. Semersky?

21                   MR. SEMERSKY: Here.

22                   MR. GALLAGHER: Thank you.

23                   MAYOR LICASTRO: As most of you know,  
24 most governmental entities in this country recess  
25 in the month of August, except for Bratenahl,

1 that is correct. This is not a regularly  
2 scheduled Council meeting, it's a special Council  
3 meeting. There's some business we must take care  
4 of. Specifically, paying the bills and other  
5 matters that we are here to discuss today.

6 We've dispensed with a lot of the  
7 other information we normally share with the  
8 public. So we hope we can make this meeting  
9 perfunctory and serve our purpose at the same time.  
10 So thank you for coming.

11 We all received the minutes of the  
12 July meeting. Is there a motion to accept?

13 MS. BECKENBACH: So move.

14 MR. BINFORD: Second.

15 MAYOR LICASTRO: Any corrections or  
16 comments?

17 MS. BROWNRIGG: I have one correction.  
18 It's just a word on page 69.

19 MAYOR LICASTRO: Thank you. No further  
20 comments, all in favor of the motion.

21 Ayes: 5. Nays: 0.

22 MAYOR LICASTRO: Thank you. The Mayor's  
23 Court Report for July. The County Treasurer  
24 received \$670; the Village of Bratenahl, \$18,964;  
25 the Treasurer of the State of Ohio, \$4,463.50;

1 Treasurer of the State of Ohio an additional  
2 \$458.50; and the court computer fund \$1,350. Any  
3 questions on this? Thank you.

4           The only item of correspondence that I  
5 thought I would share with you today, I think some  
6 of you might have gotten this at home. The Board  
7 of Elections has decided to reduce the number of  
8 voting precincts in the Village of Bratenahl from  
9 two, it used to be three, from two to one. So  
10 those of you that could never figure out if you  
11 were in precinct A or B, it's all going to be  
12 precinct A. It should help streamline and speed up  
13 the voting.

14           I asked Ms. Platten, the director of  
15 the Board of Elections, as to whether or not we  
16 could set up multiple tables. And yes, indeed we  
17 can do whatever we desire, but there will be only  
18 one precinct. There's an average of 1,218 eligible  
19 voters in the Village of Bratenahl. And we usually  
20 have seven or 800 or even 900 votes, which is one  
21 of the highest percentages in the country. So  
22 effective this November, we're all in precinct A.  
23 Any questions?

24           MR. BINFORD: Do they anticipate having  
25 the same number of poll workers?

1           MAYOR LICASTRO: They do. The training  
2 for that has become very stringent. I don't know  
3 if you're aware of that. They have to go through  
4 many hours of training for the new voting  
5 machines.

6           The other item I'll mention is I  
7 started the process to put together a panel to  
8 review the multiple resumes we have for a chief of  
9 police. As you know, Sergeant Dolbow has been our  
10 Acting Chief for a number of months. He has also  
11 thrown his hat into the ring. So we hope to start  
12 that process in the next few weeks and hopefully  
13 have a recommendation to bring to Council to  
14 consider at the September meeting.

15           Okay. Under old business we have  
16 ordinance number 3454. Mary.

17           MS. BECKENBACH: I'd like to introduce  
18 ordinance number 3454 for suspension.

19           MAYOR LICASTRO: No, second.

20           MS. BECKENBACH: Sorry second reading.  
21 An ordinance enacting section 149.08 of the  
22 Village of Bratenahl's codified ordinances to  
23 create employee sick leave donation program.

24           MAYOR LICASTRO: You recall from last  
25 month this is something the employees approached

1 us on. They would like to be able to share their  
2 sick time with other employees. It is permitted  
3 under the Ohio Revised Code and it's something  
4 that this Council is considering as well. Any  
5 questions on that? Thank you.

6 Moving to new business. Ordinance  
7 3458. Mr. Binford.

8 MR. BINFORD: I would like to introduce  
9 ordinance number 3458, an ordinance to provide  
10 for the issuance and sale of \$530,500 notes in  
11 anticipation of the issuance of bonds for the  
12 purpose of paying a portion of the cost of  
13 acquiring certain real property commonly known as  
14 the Dale/Ross property for conservation purposes,  
15 including the conservation and preservation of  
16 open space and declaring an emergency.

17 MS. BECKENBACH: Second.

18 MAYOR LICASTRO: Roll on suspension,  
19 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. Semersky?

4 MR. SEMERSKY: Aye.

5 MR. GALLAGHER: Before we continue, I  
6 have to let you know that I signed the fiscal  
7 officer's certificate saying that it won't exceed  
8 240 months, and that the useful life of the  
9 improvement is at least five years.

10 MAYOR LICASTRO: And this represents a  
11 paydown of approximately \$30,000, correct?

12 MR. GALLAGHER: Twenty-nine five.

13 MR. BINFORD: I'd like to introduce for  
14 passage, ordinance number 3458.

15 MS. BECKENBACH: Second.

16 MAYOR LICASTRO: Did you have a question  
17 on this?

18 MR. BOLTON: Well, I had three quick  
19 questions, which you may have answered by the  
20 paydown. I was going to say I prefer a long-term  
21 bond so it's on a paydown schedule. Did you look  
22 into bonds?

23 MR. GALLAGHER: No, the Council has  
24 suggested that they want to pay down five percent  
25 a year of the original balance and that's what

1 we're doing.

2 MR. BOLTON: Did finance take a look at  
3 just getting a long-term?

4 MS. BROWNRIGG: Not this last year, we  
5 haven't, no.

6 MR. BOLTON: Well, may I recommend we  
7 consider that? It's not prepayable?

8 MR. GALLAGHER: Correct.

9 MR. BOLTON: Can that be removed, that  
10 provision?

11 MR. GALLAGHER: That cannot be removed  
12 for this year.

13 MR. BOLTON: It can't be?

14 MR. GALLAGHER: No.

15 MR. BOLTON: And there's enough money,  
16 right? Is that your representation?

17 MR. GALLAGHER: Yes.

18 MR. BOLTON: That's it.

19 MAYOR LICASTRO: Any other questions?  
20 Mr. Robins.

21 MR. ROBINS: Just a question for  
22 clarification. Under section two talking about  
23 the bond, we talk about a six percent estimated  
24 interest rate. And in section three under the  
25 notes, top of page 2, first paragraph, it says,

1 the note shall bear interest at a rate not to  
2 exceed five percent per year. And I was just  
3 wondering how that rationalizes.

4           MAYOR LICASTRO: Jim, can you clarify  
5 that for us?

6           MR. GALLAGHER: I cannot.

7           MR. BOLTON: The difference is between  
8 the long-term bond and the short-term bond.

9           MR. ROBINS: That's what I assumed,  
10 yeah. You have a lower interest rate with the  
11 short-term note, but as we say in the note, not  
12 to exceed five percent, why would we then say in  
13 the bond an approximate six percent? So it  
14 suggests that Council had decided earlier that  
15 the interest rate shouldn't be greater than five  
16 percent, yet we say in section two the interest  
17 rate is approximately six percent, so that's my  
18 problem, inconsistency. Not that I read it or  
19 anything.

20           MAYOR LICASTRO: Would it make sense to  
21 change the verbiage in the top of page 2 to also  
22 read six percent?

23           MR. GALLAGHER: This is prepared by our  
24 bond counsel. I did not prepare it. I can't  
25 speak to that.

1           MAYOR LICASTRO: Adam, can you comment  
2 on it?

3           MR. CORNETT: We are not the bond  
4 counsel and I was not involved with this, so I  
5 cannot comment on it.

6           MR. ROBINS: May I make a suggestion so  
7 we don't hold things up is that bond counsel  
8 probably knows what they're doing. So on the  
9 assumption that this is correct, it can go ahead  
10 and be approved.

11          MR. GALLAGHER: And I'll get an  
12 explanation.

13          MR. ROBINS: Pending validation by bond  
14 counsel, is that correct?

15          MR. CORNETT: I think that's reasonable.

16          MAYOR LICASTRO: Yeah, I mean, if  
17 there's an issue with this, they'll let us know  
18 and we can do whatever we have to do.

19          MR. ROBINS: I wanted to raise the  
20 issue.

21          MR. CORNETT: That's reasonable.

22          MAYOR LICASTRO: Anyone else? There  
23 being no further comments, roll call on passage,  
24 please.

25          MR. GALLAGHER: Ms. Beckenbach?

1 MS. BECKENBACH: Aye.

2 MR. GALLAGHER: Mr. Binford?

3 MR. BINFORD: Aye.

4 MR. GALLAGHER: Mr. Bolton?

5 MR. BOLTON: Aye.

6 MR. GALLAGHER: Ms. Brownrigg?

7 MS. BROWNRIGG: Aye.

8 MR. GALLAGHER: Mr. Semersky?

9 MR. SEMERSKY: Aye.

10 MR. GALLAGHER: Thank you.

11 MAYOR LICASTRO: Next is ordinance 3459,  
12 reappropriations. Mr. Semersky.

13 MR. SEMERSKY: I'd like to introduce  
14 ordinance 3459 for suspension, an ordinance to  
15 make additional appropriations for current  
16 expenses and other expenditures and further  
17 amending appropriations ordinance number 3444 and  
18 declaring an emergency.

19 MR. BINFORD: Second.

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

22 MR. GALLAGHER: Ms. Beckenbach?

23 MS. BECKENBACH: Aye.

24 MR. GALLAGHER: Mr. Binford?

25 MR. BINFORD: Aye.

1 MR. GALLAGHER: Mr. Bolton?

2 MR. BOLTON: Aye.

3 MR. GALLAGHER: Ms. Brownrigg?

4 MS. BROWNRIGG: Aye.

5 MR. GALLAGHER: Mr. Semersky?

6 MR. SEMERSKY: Aye.

7 MR. GALLAGHER: Thank you.

8 MR. SEMERSKY: I'd like to introduce  
9 ordinance 3459 for passage.

10 MR. BINFORD: Second.

11 MAYOR LICASTRO: Jim, explanation,  
12 please.

13 MR. GALLAGHER: We have currently in the  
14 Green Space fund about \$5,400. The interest due  
15 on the note is fifteen four, so that's \$10,000 of  
16 it. We're paying down twenty-nine five and there  
17 are fees of not to exceed \$3,400 for a total of  
18 forty-two nine.

19 MAYOR LICASTRO: So this all pertains to  
20 the Green Space?

21 MR. GALLAGHER: Yes. It's a technical  
22 thing where we have to put it from the general  
23 fund in to transfer out so we can move it to the  
24 Green Space fund to fund it, so that's all we're  
25 doing.

1           MAYOR LICASTRO: Questions on that?

2           MR. BOLTON: Yes. I'm always concerned  
3 about whether we have enough money to pay down  
4 what we're committing to spend. And the cash  
5 summary fund shows funds on hand of -- this would  
6 be at 731, of roughly \$550,000. And the balance  
7 to collect of \$466,000 for roughly \$1,015,000  
8 remaining to spend for the year. The remaining  
9 appropriations are appropriated at two million  
10 five seventy-one and already spent is a million  
11 516, so there's roughly a million fifty-five yet  
12 to spend.

13                       So on that quick math, it looks like  
14 we've already committed to spend more out of the  
15 general fund than we have on hand and will get for  
16 the general fund. I just want to ask if the  
17 Finance Committee has looked at that, if I missed  
18 the big picture here.

19           MS. BROWNRIGG: Let me know this when  
20 we're sitting so I know what you're looking at.

21           MR. BOLTON: I didn't mean to surprise  
22 anybody. I wanted to know if anybody had  
23 checked.

24           MS. BROWNRIGG: I checked the general  
25 fund revenue.

1 MR. BOLTON: Which is a different one  
2 which shows 466.

3 MS. BROWNRIGG: Right. I'm asking you  
4 what is your question again?

5 MR. BOLTON: My question is do we have  
6 enough money?

7 MR. GALLAGHER: Yes.

8 MR. BOLTON: No, no, for the end of the  
9 year.

10 MR. GALLAGHER: Yes.

11 MR. BOLTON: Because the appropriated  
12 amount is two million five.

13 MR. GALLAGHER: We haven't appropriated  
14 everything.

15 MAYOR LICASTRO: There are monies that  
16 have yet to be appropriated.

17 MR. GALLAGHER: The CER is at five  
18 million six. We're at five three.

19 MR. BOLTON: I'm sorry, I don't  
20 understand.

21 MR. GALLAGHER: We haven't appropriated  
22 all the revenue that we expect.

23 MR. BOLTON: We expect another \$466,000  
24 according to the revenues status.

25 MS. BROWNRIGG: That's just the

1 difference in the budget.

2 MR. GALLAGHER: Between appropriated and  
3 revenue. We haven't appropriated everything.

4 MR. BOLTON: All right. Explain it to  
5 me later.

6 MR. GALLAGHER: Okay.

7 MAYOR LICASTRO: I think the most  
8 significant answer to your question do we have  
9 enough money? The chief fiscal officer is  
10 saying?

11 MR. GALLAGHER: Yes.

12 MR. ROBINS: Also to add to that, if you  
13 look at page 4 of the appropriation report,  
14 you'll see that the appropriation is what you  
15 said 2.571, 2.572 mill actually. And that  
16 year-to-date stat is 1.517 mill. And we're  
17 7/12th of the year through the year, so it's 58.3  
18 percent. If you look at the percentage spent of  
19 the appropriated amount, it's 58, but tax of 59  
20 when you round it off, so it shows we're pretty  
21 close. And as Mr. Gallagher said, we haven't  
22 appropriated the full amount yet, so that gives  
23 me confidence, unless there's some abnormal large  
24 expense, that we will, in fact, be able to pay  
25 our bills.

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

3           MR. GALLAGHER: Ms. Beckenbach?

4           MS. BECKENBACH: Aye.

5           MR. GALLAGHER: Mr. Binford?

6           MR. BINFORD: Aye.

7           MR. GALLAGHER: Mr. Bolton?

8           MR. BOLTON: Aye.

9           MR. GALLAGHER: Ms. Brownrigg?

10          MS. BROWNRIGG: Aye.

11          MR. GALLAGHER: Mr. Semersky?

12          MR. SEMERSKY: Aye.

13          MR. GALLAGHER: Thank you.

14          MAYOR LICASTRO: Next item ordinance  
15 number 3460, Mr. Bolton, please.

16          MR. BOLTON: I'd like to introduce for a  
17 first reading 3460, an ordinance amending section  
18 125.01 and section 125.06 of the codified  
19 ordinances of the Village of Bratenahl relating  
20 to the posting and notification of public  
21 meetings.

22          MAYOR LICASTRO: This was discussed in  
23 Mr. Mateyo's legislative committee. There are  
24 some basic changes here, but given the fact it's  
25 changing along the same policy, I think you'll

1 allow Mr. Bolton to offer it as a first reading.

2 MR. BOLTON: In the ordinance D, section  
3 1-D, it says, "Municipal Body" means each of the  
4 following: And it goes through a list. And it  
5 says, Municipal Bodies comprised of members of  
6 such Bodies if such committees are comprised of a  
7 majority of the members of the main Municipal  
8 Body, which means four out of the six on Council.  
9 And yet almost all our committees are made up of  
10 three.

11 So I would suggest as a change in this  
12 ordinance if such committees are comprised of 50  
13 percent or more of the members of the main  
14 municipal body.

15 MAYOR LICASTRO: 50 percent of Council  
16 would be three.

17 MR. BOLTON: Yes, but the way it reads  
18 is a majority, which would be four.

19 MR. CORNETT: That's a reasonable  
20 suggestion.

21 MS. BROWNRIGG: That's correct, yeah.

22 MAYOR LICASTRO: We can do that and have  
23 it corrected for second reading. All right.  
24 Thank you.

25 MS. MEADE: I know there were other

1 ordinances that were part of this package. And  
2 I'm not sure where -- there was verbiage  
3 somewhere that talked about a minimum 24-hour  
4 notice. Was it included in either of these that  
5 have the proposed changes or would it have been  
6 in one of the others?

7 MR. CORNETT: That is probably in one of  
8 the other ordinances.

9 MS. MEADE: Can you check that and make  
10 sure it gets incorporated in and didn't get  
11 dropped out?

12 MR. CORNETT: A minimum of?

13 MS. MEADE: 24-hour notice for postings.

14 MR. CORNETT: I think what you're  
15 talking about is for a special meeting, because  
16 there's a difference.

17 MR. GALLAGHER: Yes, there is. Standing  
18 meetings are posted at the beginning of the year  
19 and are legal for the rest of the year.

20 MR. CORNETT: Correct.

21 MR. BOLTON: That's more than 24 hours  
22 in advance.

23 MR. CORNETT: Yes, exactly.

24 MAYOR LICASTRO: We post them in  
25 January, that's a good point.

1           MR. CORNETT: And then for a special  
2 meeting you would need to do the 24 hours. And  
3 we can talk afterwards to make sure that it's  
4 included in what you're talking about.

5           MS. MEADE: I just thought there was  
6 language that we had reviewed in the legislative  
7 meeting which 24 hours was discussed. And I just  
8 didn't know if it was one of the other ones and  
9 now I don't see it.

10           MR. CORNETT: That, I don't know. I  
11 talked to George and he gave me what he had  
12 wanted. I can follow-up with George.

13           MAYOR LICASTRO: This is also on first  
14 reading.

15           MR. CORNETT: We can bring this up  
16 again.

17           MS. MEADE: Thank you.

18           MAYOR LICASTRO: Thank you. Mr.  
19 Stephan.

20           MR. STEPHAN: I see on that in part B  
21 the joint Recreation Commission. Joint between  
22 what two groups? It's a Rec Commission, isn't  
23 it, for the Village?

24           MR. CORNETT: Most of the language that  
25 you see in this ordinance is from the original

1 ordinance. Unless it has been either underlined  
2 or has a strike through, this is the original  
3 ordinance. So this probably goes back to 1960.  
4 We could probably take out joint to modernize it,  
5 because it's probably not between anyone, other  
6 than the fact that it's simply the Recreation  
7 Commission.

8           MAYOR LICASTRO: And shouldn't the ARB  
9 be part of this as well?

10           MR. CORNETT: That's established by  
11 ordinance. We can do that.

12           MAYOR LICASTRO: I would add the  
13 Architectural Review Board as well.

14           MR. STEPHAN: I have a second question.  
15 It's just a practical matter. Since this  
16 signpost, the sign boards on Lakeshore Boulevard  
17 will not be used for anything anymore, will they  
18 come down?

19           MR. GALLAGHER: One would hope.

20           MAYOR LICASTRO: You mean the posting  
21 boxes?

22           MR. STEPHAN: Whatever they're called

23           MAYOR LICASTRO: I think we intend  
24 to continue to use those.

25           MR. ROBINS: Those were decided at the

1 meeting that while it's not legally required, it  
2 would be nice to do and people would go ahead and  
3 post. However, if somebody took one out of a box  
4 before the meeting, you couldn't say that the  
5 meeting is not legal because it wasn't posted.

6           MAYOR LICASTRO: This establishes  
7 minimum standards. Anyone else?

8           Okay. Ordinance number 3461, Pay  
9 Claims. Ms. Brownrigg.

10           MS. BROWNRIGG: I'd like to introduce  
11 ordinance number 3461 for suspension, Pay Claims  
12 in the amount of \$772,746.87 and declaring an  
13 emergency.

14           MR. BINFORD: Second.

15           MAYOR LICASTRO: Roll call on  
16 suspension, 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. Semersky?

1 MR. SEMERSKY: Aye.

2 MR. GALLAGHER: Thank you.

3 MS. BROWNRIGG: I'd like to introduce  
4 ordinance number 3461 for passage.

5 MR. BINFORD: Second.

6 MAYOR LICASTRO: Questions?

7 MR. BOLTON: Well, yeah, I do have some.  
8 I wanted to point out that the K-9 fund was  
9 paying for some things related to the automobile  
10 I thought people would be interested.

11 MAYOR LICASTRO: We are equipping the  
12 new K-9 auto. It should be operational. Is it  
13 up and running yet? No, not until September 1.

14 MR. GALLAGHER: It won't have Mike in it  
15 until September 1.

16 MAYOR LICASTRO: That's right. Officer  
17 Flanagan is due back on September 1 with Eric.

18 MR. BOLTON: I wanted to look at Stephen  
19 Campbell & Associates maintenance and service  
20 agreement. What do they maintain? Any idea?

21 MS. EHLERINGER: It's a piece of  
22 equipment that I think does the -- not leads, or  
23 maybe it is the leads equipment.

24 MS. KREINER: It's the digital recorder  
25 for the phone system.

1 MR. BOLTON: Okay.

2 MAYOR LICASTRO: If you call into the  
3 Police Department on a regular line, the call is  
4 taped.

5 MR. BOLTON: I didn't know that. Yeah,  
6 I did, actually. The Bureau of Workers' Comp  
7 invoice amount of \$73,733 seems like a big  
8 number, but it's accounted for differently in  
9 past years.

10 Do you have any idea whether this  
11 year's total Workers' Comp bill is less than or  
12 about the same or bigger than last year?

13 MR. GALLAGHER: It's much greater than  
14 last year. We were kicked out of the group.

15 MR. BOLTON: That's what I thought. It  
16 looks like the patching was less than  
17 anticipated.

18 MR. GALLAGHER: Correct.

19 MAYOR LICASTRO: Much.

20 MR. BOLTON: Which is great. That's all  
21 I have.

22 MAYOR LICASTRO: Anyone else on Council?  
23 Mr. Robins.

24 MR. ROBINS: I just have a question as  
25 it relates to the Huntington Bank Green Space

1 \$575,400. I presume that's to be coordinated  
2 with ordinance 3458 that we just talked about.

3 MR. GALLAGHER: That's correct.

4 MR. ROBINS: There's a substantial  
5 difference between the bond amounts and note  
6 amounts talked about in the ordinance versus this  
7 \$575,400. Is that due to the interest and the  
8 fees?

9 MR. GALLAGHER: Not the fees, that's  
10 just the principal and interest. And we'll get  
11 their money first and that's why we transferred  
12 the money from the general fund to the Green  
13 Space to cover the difference in the previous  
14 ordinance.

15 MR. ROBINS: Thanks.

16 MAYOR LICASTRO: Anyone else? Roll call  
17 on passage, please.

18 MR. GALLAGHER: Ms. Beckenbach?

19 MS. BECKENBACH: Aye.

20 MR. GALLAGHER: Mr. Binford?

21 MR. BINFORD: Aye.

22 MR. GALLAGHER: Mr. Bolton?

23 MR. BOLTON: Aye.

24 MR. GALLAGHER: Ms. Brownrigg?

25 MS. BROWNRIGG: Aye.

1 MR. GALLAGHER: Mr. Semersky?

2 MR. SEMERSKY: Aye.

3 MR. GALLAGHER: Thank you.

4 MAYOR LICASTRO: Anyone else on Council?

5 MS. BROWNRIGG: Yeah, that sign that  
6 Rich, Dr. Robins, mentioned at the beginning of  
7 the Village where the name of the Village is  
8 spelled wrong. I almost killed myself trying to  
9 look at that. Who's responsible for that sign?

10 MS. BECKENBACH: It looks like a state  
11 sign. It's probably been there about -- why  
12 don't we just take it down?

13 MS. BROWNRIGG: That was the thought, if  
14 it's something we can take down.

15 MS. BECKENBACH: Because it's right next  
16 to 40 other signs.

17 MS. BROWNRIGG: It's right next to the  
18 sign pointing, going westbound on Lake Shore. It  
19 just looks really retarded.

20 MAYOR LICASTRO: We would never take  
21 down a sign that wasn't ours, but don't worry  
22 about it.

23 MR. CORNETT: But I was going to say  
24 make sure.

25 MAYOR LICASTRO: Don't worry about it.

1 Yes, Ms. Meade.

2 MS. MEADE: Mr. Semersky, are you  
3 planning to run for reelection?

4 MR. SEMERSKY: I am not.

5 MS. MEADE: Mr. Binford?

6 MR. BINFORD: No.

7 MS. MEADE: Ms. Brownrigg?

8 MS. BROWNRIGG: No.

9 MS. MEADE: John, at the last Council  
10 meeting you stated that you were first made aware  
11 that BCI turned over their findings from the  
12 prosecutor's office (inaudible) BCI's office.  
13 Did I understand that right?

14 MAYOR LICASTRO: That's correct.

15 MS. MEADE: Is this an accurate  
16 statement? You have reported that you haven't  
17 talked to anyone about the Police Chief's job  
18 until the investigation and any actions by the  
19 prosecutor's office are complete?

20 MAYOR LICASTRO: I haven't started the  
21 process to replace the Chief with a permanent  
22 hire with someone who's not an acting Chief.  
23 That process has not begun until the last couple  
24 days.

25 MS. MEADE: Does that mean you talked to

1 people?

2           MAYOR LICASTRO: Well, I've had people  
3 call.

4           MS. MEADE: Have you contacted anyone?

5           MAYOR LICASTRO: No. I have had  
6 conversation with Acting Chief Dolbow about his  
7 desire, but I have not contacted anyone.

8           MS. MEADE: How about police officer  
9 Train, Cleveland cop Train, have you spoken to  
10 him about the Police Chief's job?

11           MAYOR LICASTRO: Not that I recall. I  
12 mean, he might have called. And you asked if  
13 I've contacted anybody. I have not contacted  
14 anybody, but I have received some phone calls. I  
15 just don't recall that one particular individual.

16           MS. MEADE: Thank you. Regarding future  
17 search, at various times throughout the year  
18 we've heard it was going to happen in the spring,  
19 summer, now fall. Do we have dates, times, place  
20 confirmed and how residents can participate?

21           MAYOR LICASTRO: Yeah, we just posted it  
22 on the website. We're going to delay that till  
23 after the first of the year.

24           MS. MEADE: Okay. With the state  
25 auditor, have they started their audit for the

1 Village this year?

2 MR. GALLAGHER: Yes, they have.

3 MS. MEADE: Do you know when they  
4 started?

5 MR. GALLAGHER: July 22.

6 MS. MEADE: Are they finished?

7 MR. GALLAGHER: No.

8 MS. MEADE: Do you know approximately  
9 how much longer they'll be here?

10 MR. GALLAGHER: Probably another two  
11 weeks.

12 MS. MEADE: So far have any of the  
13 auditor's staff made Jim or the Mayor or any  
14 employee aware of any problems pertaining to  
15 Fishbach's time, compensation, retirement,  
16 Falzone's time, compensation or retirement or any  
17 other problematic issue?

18 MR. GALLAGHER: Let me say in general  
19 that the auditors take a look at electronically  
20 all of our transactions. They pull some of them  
21 randomly to look at the hard copies. They also  
22 review all of our policies and procedures. They  
23 look at all our controls. They're aware of  
24 everything going on here. Beyond that, I can't  
25 comment on an open audit. When it's finalized,

1 there will be a report and everybody can have it.

2 FEMALE VOICE: Full report or just the  
3 summary?

4 MR. GALLAGHER: Full report.

5 MAYOR LICASTRO: It's posted online on  
6 the State's website.

7 MS. MEADE: When you're saying you can't  
8 comment, is that by choice or by law?

9 MR. GALLAGHER: By law.

10 MS. MEADE: By law you cannot comment.

11 Thank you. Previously when residents have  
12 inquired about the existence of Lillie's full  
13 report or the full documentation for the  
14 four-page summary officials have dodged the  
15 question. Retired Police Chief Falzone publicly  
16 acknowledge the report. Taft's response to  
17 public record request for this information also  
18 confirms that more exist, but is unavailable for  
19 public review.

20 John, can you now publicly acknowledge  
21 the existence of more information pertaining to the  
22 four-page summary report?

23 MAYOR LICASTRO: The Lillie report is  
24 the summary we received. Now there might be  
25 support documents that Lillie has that we have

1 not seen.

2 MS. MEADE: I'm not asking if you've  
3 seen it, but can you just acknowledge that more  
4 documentation exists?

5 MAYOR LICASTRO: I have not seen  
6 anything except the report that is a matter of  
7 public record.

8 MS. MEADE: John, you stated almost all  
9 of the guns, drugs and monies have been accounted  
10 for. Please explain what specifically is still  
11 missing and what specifically has been recovered  
12 and how the items were recovered.

13 MAYOR LICASTRO: That was done by the  
14 Police Department. And Chief Dolbow is not here.  
15 I suggest for details you approach him.

16 MS. MEADE: And he will be permitted to  
17 disclose all that?

18 MAYOR LICASTRO: Yeah.

19 MS. MEADE: Since the Police  
20 Department's police officers are under the  
21 Mayor's supervision, does the Mayor accept full  
22 responsibility and accountability for all of the  
23 problems that have occurred while on your watch?

24 MAYOR LICASTRO: That's a question  
25 that's been posed in many different ways. I

1 think I've answered it. The Police Chief's  
2 police officers are trained for day-to-day  
3 operation of the Police Department. That's  
4 something that mayors delegate to their Chiefs.  
5 They're not involved in evidence, in arrests, in  
6 anything pertinent to the day-to-day operations.  
7 That's something that's delegated by mayors to  
8 the Police Chiefs and to the various lieutenants,  
9 sergeants and officers.

10 MS. MEADE: I was looking for a yes or  
11 no. Are you saying no?

12 MAYOR LICASTRO: You didn't ask me a  
13 question that can be answered yes or no.

14 MS. MEADE: I asked if you were  
15 responsible and accountable for the problems.

16 MAYOR LICASTRO: I think I've answered  
17 that question.

18 MS. MEADE: Could you paraphrase, and  
19 you're saying the Police Chief is responsible for  
20 all day-to-day operations and the mayor is not?

21 MAYOR LICASTRO: That's basically true,  
22 yes.

23 MS. MEADE: Thank you.

24 MAYOR LICASTRO: How many more questions  
25 do you have, Pat?

1 MS. MEADE: Four. Who is ultimately  
2 responsible for the Village's finances?

3 MAYOR LICASTRO: Chief fiscal officer,  
4 the Village clerk and Council.

5 MS. MEADE: And Ms. Brownrigg is the  
6 treasurer?

7 MAYOR LICASTRO: Thank you.

8 MS. MEADE: Village clerk, Council and  
9 treasurer. When you met with house  
10 representative --

11 MAYOR LICASTRO: I have not yet met.

12 MS. MEADE: When you do, will you ask  
13 her if there would be any stimulus dollars  
14 available for Bratenahl-related projects?

15 MAYOR LICASTRO: That's my intention.

16 MS. MEADE: At the June finance meeting,  
17 John, you said you approved the purchase of a  
18 safe at a cost of \$3,000. There was a \$10,000  
19 figure discussed. Have other items pertaining to  
20 the evidence room been purchased? If so, what  
21 items and do you have their approximate cost?

22 MAYOR LICASTRO: I don't have the  
23 specifics. I know the safe ended up being a bit  
24 more.

25 MS. EHLERINGER: Actually, give me a

1 second here and I'll pull up the purchase order  
2 that was written.

3 MAYOR LICASTRO: I think that the  
4 evidence room is pretty much where it needs to  
5 be. I know that the security company was called  
6 in to come up with some swipe access and that's  
7 still in process. We can give you that after the  
8 meeting.

9 MS. MEADE: Then the last question is  
10 has the Rodiger Green Space property been renamed  
11 yet?

12 MAYOR LICASTRO: I don't think it has  
13 been formally renamed, no.

14 MS. MEADE: Is there a reason for the  
15 perceived delay?

16 MS. BECKENBACH: No.

17 MS. MEADE: No reason. Nobody's  
18 talking?

19 MR. SEMERSKY: It will be an agenda on  
20 September's Public Improvements.

21 MS. MEADE: Thank you.

22 MR. SEMERSKY: You're welcome.

23 MAYOR LICASTRO: Ms. Robins.

24 MS. ROBINS: On page 20 of the minutes  
25 of the last Council meeting, I think it was

1 Brenda who had suggested that the details of the  
2 dog that was shot on Corning would be put on the  
3 website. I haven't seen it yet. So could  
4 somebody tell me where it is on the website?

5 MAYOR LICASTRO: We're not going to post  
6 that on the website.

7 MS. ROBINS: So you changed your mind.

8 MAYOR LICASTRO: I did not make that  
9 statement.

10 MS. ROBINS: Brenda did and you said it  
11 would be okay. It's in the minutes.

12 MAYOR LICASTRO: It's not our intention  
13 to put that on the website.

14 MS. ROBINS: It's changed. That's why I  
15 can't find it. Thank you.

16 MAYOR LICASTRO: Anyone else? Ms.  
17 Beckenbach?

18 MS. BECKENBACH: I move to adjourn.

19 MAYOR LICASTRO: We are adjourned.  
20 Thank you for coming.

21 (Meeting adjourned at 6:00 p.m.)

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